

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, JANUARY 13, 2006, 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 9:30 a.m., Friday, January 13, 2006.

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II. INVOCATION

Commissioner Holmes introduced The Reverend Richard Hall, Pastor of Second Arnold Baptist Church, 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

Chairman Liakakis said, Commissioner Gellatly is in Macon, Georgia, today to take a County Commissioner training from the University of Georgia. I'd like a motion on the floor to excuse him. Commissioner Farrell said, so moved. Commissioner Holmes seconded the motion and it carried unanimously. Chairman Liakakis said, the motion passes.

The 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
- James J. Holmes, District Two
- Patrick Shay, District Three
- Patrick K. Farrell, District Four
- Harris Odell, Jr., District Five

- Absent: David M. Gellatly, District Six

Also present: Russell Abolt, County Manager
Jonathan Hart, County Attorney
Sybil E. Tillman, County Clerk

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

1. PROCLAMATION FOR MS. CAROL FREYNE ON HER RETIREMENT FROM THE TAX ASSESSOR’S OFFICE.

Chairman Liakakis said, I’d like to call on Commissioner Farrell to present that proclamation please.

Commissioner Farrell said, I would like to present his proclamation on behalf of the County Commission, and it reads as follows:

PROCLAMATION

WHEREAS, it is befitting to recognize loyal employees who have provided honored and dedicated service to the citizens of Chatham County, and in that regard we salute, with pride, Carol Freyne for her countless contributions; and

WHEREAS, Carol Freyne accepted a position with Chatham County Government as a clerk typist in the Tax Assessor’s office on July 21, 1980. She was promoted to Appraiser I in 1981 and worked her way up to Assistant Deputy Chief Appraiser in the personal property division where she has provided consistent and valuable services; and

WHEREAS, from her early days in 1980, she has been a competent, industrious and highly reliable employee who goes about her work in a professional manner and achieves exceptional results. In the performance of her duties, Mrs. Freyne has demonstrated outstanding devotion, a high degree of accuracy and reliability; and

WHEREAS, Chatham County has benefitted greatly by having high caliber employees such as Carol Freyne.

NOW, THEREFORE, I, Pete Liakakis, Chairman, on behalf of the Board of Commissioners of Chatham County, do hereby extend grateful appreciation to:

CAROL FREYNE

for twenty-five years of dedicated service to Chatham County and extend best wishes for a long, happy, healthy retirement so that she may continue to enjoy life and make significant contributions to her community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia, to be affixed this the 13th day of January, 2006.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Ms. Freyne said, wow! Thank y'all very much. I'd like to thank the Commissioners, the Board of Assessors, Sheryl Snider, Emily Vinke for the opportunity of having a job and being able to start at the bottom and work my way up over the years. I appreciate the education that I was offered, the good will of my employers, my fellow workers, a hard-working staff. I may be directing that boat, but believe me they're the ones doing the rowing and the hard work, and I appreciate it. Thank you very much.

Chairman Liakakis said, and we thank you for your many years of dedicated loyal service to our community. Identify yourself please, Sheryl [Snider].

Ms. Sheryl Snider said, I'm Sheryl Snider. I'm the Chief Appraiser for the Chatham County Board of Assessors. I've had the pleasure of working with Carol [Freyne] for 19 years and today is both a happy occasion and a sad occasion for us. We're happy that she's retiring; sad that she's leaving because we're going to lose a very valuable employee. Her professionalism, her dedication for a job well done, and her care for her staff are traits that are going to be hard to replace. Under her leadership personal property has made significant discovery in terms of value that's in the personal property digest. She has been able to build the most cohesive team that's in our department in the Personal Property Division and she's gained the respect of her co-workers, the Board and the public, and she's going to be greatly missed when she leaves. Personal property knows the most stringent time line in the office which demands overtime that takes time away from home and family, and she's always been willing to make these sacrifices because she knew that this was necessary to get the job done. Her retirement is going to give her time to spend with her family and friends and home and to do the things that she's always wanted to do, one of which is travel, and I hope she's going to be able to go to all the places that she's dreamed about, and what I say to her is, Carol, send us a postcard, enjoy life, and think about us once in a while when you're wherever you are. Ms. Freyne said, and bring you some chewies. Ms. Snider said, and bring us some chewies. On a personal note, Freyne, I'm going to miss you and God speed. Ms. Freyne said, thank you.

Mr. Larry Lower said, Larry Lower, the Board Chairman of the Tax Assessor's Office. I just want to echo Sheryl's sentiments. I've only known you about three years, but I know what contributions you've made to the citizens of Chatham County and that you've worked very hard whenever you can, and we wish you the best. And on behalf of that, we present you with this [lamp]. Ms. Freyne said, thank you.

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2. PROCLAMATION FOR MS. KATHY WHITE ON HER RETIREMENT FROM THE PUBLIC WORKS AND PARK SERVICES DEPARTMENT.

Chairman Liakakis said, Commissioner Shay will present that proclamation.

Commissioner Shay said, first of all, I'd like to thank the Chairman for letting me read this because this is a very special person and I've enjoyed working with her over the years.

PROCLAMATION

WHEREAS, Kathy White will be retiring after 12½ years of dedicated service to this community as a Chatham County employee in the Purchasing Division and in the Department of Public Works and Parks Services; and

WHEREAS, Mrs. White will be remembered for her can-do attitude, which she applied in every task she undertook from promoting best practices in procurement and contract management of several high-profile public projects as well as in the customer-driven skills she fostered at the Chatham County Aquatic Center; and

WHEREAS, no better testament stands to the diversity of Mrs. White's contributions as a purchasing agent than her work in developing bid specifications and managing complex contracts related to the Trade Center, Civil Rights Museum, several drainage projects, canal maintenance program, West Broad Street YMCA renovation, Aquatic Center, West Chatham Administrative Annex, water and sewer contract and the Anderson-Cohen Weightlifting Center.

WHEREAS, because of her extensive knowledge of contract management, Mrs. White accepted the challenge in 2001 to become the first-ever Chatham County Facilities Manager within the Department of Public Works and Parks Services and assumed responsibility for the day-to-day contract administration of the Aquatic Center, Anderson-Cohen Weightlifting Center and Henderson Golf Club.

NOW THEREFORE, I, Pete Liakakis, as Chairman, with the Board of Commissioners of Chatham County, upon the retirement of Kathy White, do hereby recognize her contributions to the people of this community, and to her profession, and do wish her well in her retirement.

ADOPTED THIS 13th DAY OF JANUARY, 2006.

Attest:

Pete Liakakis, Chairman

Sybil E. Tillman, Clerk

Commissioner Shay said, and I'll give this to you, but I'll ask you to reconsider first. No, go ahead and enjoy yourself and thank you for all your service. Ms. White said, thank you.

County Manager Abolt said, I'd like to say it's a privilege being a person fortunate enough to have the services of Kathy [White] and this organization for so many years. Commissioner Shay hit every one of those major projects in which Kathy had involvement. He used the word "can do." I'll take a variation of "can do" and I'll say "candor." I've never met any employee in all my years of service who would always tell you what you need to know as opposed to what you want to know, and for that I will never forget Kathy. She is an exceptionally a wonderful individual. She's given so much to this County so quietly and I'm going to miss her.

Ms. White said, thank you. That's a little tough to follow. I do want to say thank you to each and every one of you. I want to say thank you to my family and friends and co-workers for their patience in my counting down to this day. It's been years and months and weeks and now it's days, and it's finally gotten here. I have very much enjoyed working for the County. It has been an educational process for me, particularly when I was in Purchasing and working on all of those various projects. I worked on things that the people on the street and the community just don't think about that ranged from inmate health and food service and the insurance and everything else that went the whole spectrum. It was educational, it was fun, I loved it, I will miss it. Thank you.

Chairman Liakakis said, Kathy, thank you very much again on behalf of the Chatham County Commission because your work in the two departments, you did a great job, and we really appreciate that. Ms. White said, thank you.

Mr. Al Lipsey said, Mr. Chairman, in a day to day operation —. Chairman Liakakis said, identify yourself for the minutes. Mr. Lipsey said, Al Lipsey, Deputy Director of Public Works and Parks Services. On a daily basis there are things that come up that we don't want to do. This is one of those days. It is difficult for me to me to do this because I will have to realize that what Kathy has been telling me for the last year is coming true, and that is her retirement. I will tremendously miss her because Kathy represents what we all would like to have as an employee, an employee that's very dependable. You can tell them what to do and walk away from it and not worry about it. Kathy did that for us, and on behalf of Robert [Drewry] and myself, we will miss her tremendously and we wish her the best. And also, on behalf of the County, we would like to present you with this clock. Ms. White said, well, thank you. Thank you very much.

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YOUTH COMMISSIONERS

Chairman Liakakis welcomed the following Youth Commissioners who were in attendance: William Jackson, who is a Senior from Groves High School, and Lissy Isaacson, who is representing Savannah Country Day School. Thank you for coming today, and we really appreciate what the Youth Commission is doing in our community. We can see many strives that have been made, many lives that have been turned around, and many successes. Thank you again.

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VI. CHAIRMAN'S ITEMS

1. SEEKING CONSENSUS FOR DATE, TIME AND PLACE OF THIS YEAR'S BUDGET GOALS SESSION/RETREAT.

Chairman Liakakis said, as you know, we set this back —, last year we had a very successful retreat. I'm also proposing again this year that we have it at the Bamboo Farm. And, of course, at the Bamboo Farm, it does not cost the citizens of the County any money whatsoever. We have the Friends of the Bamboo Farm, they help us in putting this on and we do appreciate it. And, of course, this year also we'll be inviting again the constitutional officers, those —, all of the judges, the District Attorney, the Tax Commissioner, the Sheriff, the Clerk of Superior Court, and that's important that they come. They've never been to a retreat, hearings like we had last year, but I'd like —, a date that has been proposed that's available to us at the Bamboo Ranch is February 14th, and, you know, that's a really ideal date too because that's Valentine's Day so we can all show our love then. Do we have a motion —, is that all right for February 14th?

Commissioner Odell asked, don't we have training in Atlanta that —. Chairman Liakakis said, not on February 14th, no. Commissioner Kicklighter said, the 2nd and then —. Chairman Liakakis said, the week before. Commissioner Odell asked, what's the date. Chairman Liakakis said, the dates on that is the 6th and 7th of February that we're in Atlanta for the ACCG training plus their annual meeting. Commissioner Odell said, the 14th is fine with me.

Chairman Liakakis asked, do we have a motion? Commissioner Holmes said, so moved. Commissioner Odell said, I'll make the motion. Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, we have a motion on the floor and a second, February 14th, retreat for this year. Please go on the board. The motion carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.] Commissioner Kicklighter asked, what time? Commissioner Thomas asked, what time? Chairman Liakakis said, it will be eight o'clock, 8:00 A.M. Commissioner Odell said, I know that we're public servants, but if that's a school day I drop my daughter off to school. Chairman Liakakis said, well, you can come because at 8:00 A.M., you know, we'll have some coffee and some little donuts and things like that, and while everybody's invited at that, you'll be right there on time. Commissioner Odell said, that's sweet. I love this guy.

ACTION OF THE BOARD:

Commissioner Holmes moved that the Budget Goals Session/Retreat be held on February 14th at 8:00 A.M., at the Bamboo Farm, and that the department heads and constitutional officers be invited to attend. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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VII. COMMISSIONERS' ITEMS

1. OPTION TO USE PVC CASING FOR DEEP WELLS (COMMISSIONER FARRELL).

Chairman Liakakis said, that's an item for Commissioner Farrell that he would like to bring that information to the Commission and approval.

Commissioner Farrell said, some time back Commissioner Odell look at our ordinances from time to time and revisit them and to see if they still apply with today's situation and technology. And this is one area where Chatham County has somewhat deviated from some of the other counties in our vicinity in that we still have an ordinance that requires metal casing only for deep water wells, and I've asked staff to look into the option of using PVC pipe for deep water well casings. So, it just seems like a viable option that should be available to that segment of the business community if they would like to use that when they're inserting their wells. It does have the benefit of not corroding or rusting, which metal does have over a period of time could corrode and collapse and lead to contamination to the aquifer. So I would like to see the option of using PVC casings because of the corrosive environment of some of the strata leading from the earth's surface down into the 350-foot range for the Floridian aquifer. That's something that I've asked staff to look at.

County Manager Abolt said, with the leadership of Commissioner Farrell and, unless there's objection, we would look at this as conceptual discussion on a revision to the ordinance, and then I would be asking Mr. Anderson to meet with the industries with all the well-drilling companies that operate in Chatham County would have benefit of this initiative and then following that we'd come back with an ordinance amendment.

Chairman Liakakis asked, okay. Any other discussion? I'd like a motion on the floor to continue with this so that we can bring back for the ordinance to approve if everybody's in agreement, and it's a good safety factor.

Commissioner Farrell said, so moved. Commissioner Kicklighter said, second. Chairman Liakakis said, go on the board. The motion carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

ACTION OF THE BOARD:

Commissioner Farrell moved to have staff look at the option of revising the ordinance to allow the use of PVC casings for deep wells. Commissioner Kicklighter seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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2. REQUEST BOARD ELECT A CHAIRMAN PRO TEM FOR 2006.

Chairman Liakakis said, on Action Calendar, Item #3, I'd like a motion on the floor to remove that and put it on the Commission Items. That should have been under Commission Items instead of Action Calendar. So I'd like —.

Commissioner Farrell said, so moved. Commissioner Thomas said, second. Chairman Liakakis said, all right, it's been moved and seconded to move Item 3, which is Request Board Elect A Chairman Pro Tem For 2006. The motion carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.] Chairman Liakakis said, okay, the motion passes.

Chairman Liakakis said, let's go to that. Just for information purposes and the legality of it, the position of Chairman Pro Tem is for a one year period of time and, as you know, this Board unanimously, what we did last year, that we elected Dean Kicklighter as Chairman Pro Tem for the year 2005, and I'd like to at this time present his name again for Chairman Pro Tem for the year 2006 and if we can have a second, and then anybody from the Board, if you want to present another name, that's proper. Commissioner Farrell said, I'll second that. Commissioner Thomas said, second. All in favor of my motion to elect Chairman Pro Tem Dean Kicklighter again, go on the board.

County Attorney Hart said, you cannot make a motion. Somebody else has got to make the motion. Chairman Liakakis said, oh, excuse me. Commissioner Odell said, I'll make the motion. Commissioner Farrell said, I made the motion. I said so. Commissioner Thomas said, second. County Manager Abolt said, I'm just correcting what he said. Chairman Liakakis said, right, right. I forgot. Commissioner Odell said, only if Dean does not give a speech. The motion carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

Commissioner Kicklighter said, I appreciate it.

ACTION OF THE BOARD:

Commissioner Farrell moved to appoint Commissioner Kicklighter as Chairman Pro Tem for the Chatham County Commission for 2006. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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CHATHAM AREA TRANSIT AUTHORITY

Upon motion made by Commissioner Farrell, seconded by Commissioner Kicklighter and unanimously approved, the Board recessed as the County Commission at 9:58 a.m., and convened as the Chatham Area Transit Authority. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

Following adjournment of the Chatham Area Transit Authority, Commissioner Shay made a motion that the Board reconvene as the County Commission. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

The Board reconvened at 11:59 a.m., as the County Commission.

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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 (*).

None.

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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 SPECIAL SERVICE DISTRICT BUDGET AMENDMENT TO RECOGNIZE ADDITIONAL REVENUE OF \$60,000 FROM FRANCHISE FEES AND TO APPROPRIATE \$60,000 TO TRANSFER TO THE LAND BANK FUND FOR COMMISSION CHAMBER'S MEDIA SYSTEM UPGRADE, (2) AN AMENDMENT TO THE LAND BANK FUND TO RECOGNIZE THE TRANSFER IN FROM THE SPECIAL SERVICE DISTRICT FUND, (3) A DEBT SERVICE FUND BUDGET AMENDMENT TO INCREASE REVENUE FROM CAPITAL LEASE PROCEEDS BY \$265,000, INCREASE REVENUE DUE TO THE REFUNDING OF THE DSA SERIES 1999 BONDS BY \$6,280,000, APPROPRIATE \$265,000 FOR LIGHTS AT CHARLIE BROOKS PARK, AND APPROPRIATE \$6,280,000 FOR DEBT SERVICE AND DEBT ISSUANCE COSTS, (4) TRANSFERS FROM THE RESERVE FOR UNINCORPORATED COUNTY ROADS IN THE SALES TAX IV FUND TO SET UP THE FOLLOWING PROJECTS: RIDGEWOOD AVENUE, BEECHWOOD ROAD \$70,000; CATHERINE STREET, ADELINE STREET \$70,000; TROY STREET \$40,000; AND THOMAS AVENUE, BILLINGS ROAD, ELMHURST ROAD \$120,000, (5) AN AMENDMENT TO THE CAPITAL IMPROVEMENT PROGRAM (CIP) FUND TO RECOGNIZE \$58,183 IN REVENUE FROM SALE OF SURPLUS PROPERTY AND APPROPRIATE \$58,183 FOR VEHICLE REPLACEMENT, (6) A TRANSFER OF \$33,150 FROM THE RECREATION DEPARTMENT'S GENERAL FUND M&O BUDGET TO THE CAPITAL IMPROVEMENT PROGRAM (CIP) FUND FOR PURCHASE OF A VEHICLE, (7) AN AMENDMENT TO THE (CIP) FUND TO BUDGET THE TRANSFER IN FROM RECREATION, (8) A GENERAL FUND M&O CONTINGENCY TRANSFER OF \$5,280 TO BUILDING MAINTENANCE AND OPERATIONS FOR A CHANGE ORDER TO A CLEANING CONTRACT, AND (9) A TRANSFER OF \$57,500 WITHIN THE POLICE DEPARTMENT'S SSD BUDGET FROM INTERGOVERNMENTAL PAYMENTS TO SALARIES AND BENEFITS.**

Chairman Liakakis said, the Item #1, do we have a motion on the floor for approval for Item #1. Commissioner Stone said, I so move, Mr. Chairman. Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, okay. A motion has been on the floor and seconded. Any discussion? Everybody go on the board. The motion carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

Chairman Liakakis said, one thing that's really going to happen that you — what you just approved is the Media Center. As you know, the audio and the transmission, the production that has been on our government, it showed a number of our Commissioners with yellow faces, with green faces, the audio was terrible in many instances.

When the cameras are on us, it shows Dean [Kicklighter] as being Priscilla Thomas or either Priscilla Thomas being Dean Kicklighter, and Harris Odell being Dave Gellatly, and so on. The names that show when you watch it on television is not the person who's speaking, and that has to come to a screeching halt because unfortunately we've got some people in the community who think that when they are showing Patrick Farrell here that it's Patrick Shay. That happens not to be the case. So anyway, and what we'll do is we're going to have new cameras and when there are presentations so that the public can fully understand that, we are going to have a television that all of the people here, whether they are visitors or department heads or whatever the case is, you'll be able to see the media presentation so you can fully understand that the issues come before us and we'll also have cameras here of the —, rather the television sets will be so that we can understand. The resolution, the sharpness and the production that will go out to the general public will be superb once this new system is put in, and I thank the Commission for voting on that today.

Commissioner Kicklighter said, Mr. Chairman, for those of the people at home that hadn't actually seen any of us in person, I just want them to know that the Chairman looks like Tom Selleck and I kind of look like Brad Pitt in person. You'll finally get to see us.

ACTION OF THE BOARD:

Commissioner Stone moved that the Board approve the following: (1) a Special Service District budget amendment to recognize additional revenue of \$60,000 from franchise fees and to appropriate \$60,000 to transfer to the Land Bank Fund for Commission Chamber's media system upgrade, (2) an amendment to the Land Bank Fund to recognize the transfer in from the Special Service District Fund, (3) a Debt Service Fund budget amendment to increase revenue from capital lease proceeds by \$265,000, increase revenue due to the refunding of the DSA Series 1999 bonds by \$6,280,000, appropriate \$265,000 for lights at Charlie Brooks Park, and appropriate \$6,280,000 for debt service and debt issuance costs, (4) transfers from the Reserve for Unincorporated County Roads in the Sales Tax IV fund to set up the following projects: Ridgewood Avenue, Beechwood Road \$70,000; Catherine Street, Adeline Street \$70,000; Troy Street \$40,000; and Thomas Avenue, Billings Road, Elmhurst Road \$120,000, (5) an amendment to the Capital Improvement Program (CIP) Fund to recognize \$58,183 in revenue from sale of surplus property and appropriate \$58,183 for vehicle replacement, (6) a transfer of \$33,150 from the Recreation Department's General Fund M&O budget to the Capital Improvement Program (CIP) Fund for purchase of a vehicle, (7) an amendment to the (CIP) Fund to budget the transfer in from Recreation, (8) a General Fund M&O contingency transfer of \$5,280 to Building Maintenance and Operations for a change order to a cleaning contract, and (9) a transfer of \$57,500 within the Police Department's SSD budget from Intergovernmental payments to Salaries and Benefits. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: IX-1

AGENDA DATE: January 13, 2006

TO: Board of Commissioners
THRU: R.E. Abolt, County Manager
FROM: Linda B. Cramer, Finance Director

ISSUE: To request approval of the following: (1) a Special Service District budget amendment to recognize additional revenue of \$60,000 from franchise fees and to appropriate \$60,000 to transfer to the Land Bank Fund for Commission chamber's media system upgrade, (2) an amendment to the Land Bank Fund to recognize the transfer in from the Special Service District Fund, (3) a Debt Service Fund budget amendment to increase revenue from capital lease proceeds by \$265,000, increase revenue due to the refunding of the DSA Series 1999 bonds by \$6,280,000, appropriate \$265,000 for lights at Charlie Brooks Park, and appropriate \$6,280,000 for debt service and debt issuance costs, (4) transfers from the Reserve for Unincorporated County Roads in the Sales Tax IV fund to set up the following projects: Ridgewood Avenue, Beechwood Road \$70,000; Catherine Street, Adeline Street \$70,000; Troy Street \$40,000; and Thomas Avenue, Billings Road, Elmhurst Road \$120,000, (5) an amendment to the Capital Improvement Program (CIP) Fund to recognize \$58,183 in revenue from sale of surplus property and appropriate \$58,183 for vehicle replacement, (6) a transfer of \$33,150 from the Recreation Department's General Fund M&O budget to the Capital Improvement Program (CIP) Fund for purchase of a vehicle, (7) an amendment to the (CIP) Fund to budget the transfer in from Recreation, (8) a General Fund M&O contingency transfer of \$5,280 to Building Maintenance and Operations for a change order to a cleaning contract, and (9) a transfer of \$57,500 within the Police Department's SSD budget from Intergovernmental payments to Salaries and Benefits.

BACKGROUND:

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

FACTS AND FINDINGS:

- (1) Staff has received an estimate for a media system upgrade to the presentation and video feed for the Board of Commissioners meetings. The estimate is for \$60,000. The revenue from franchise taxes in the Special Service District have exceeded budget. Budget amendments to recognize the additional revenue in the Special Service District and appropriate a transfer to the Land Bank Fund will provide funding for the upgrade. Resolutions are attached.
- (2) New lighting is being installed at the Charlie Brooks Park. The purchase is funded through a previously approved capital lease from GE Capital Corp. A budget amendment to the Debt Service Fund to increase revenue from capital lease proceeds by \$265,000 and appropriate \$265,000 for lights will create the budget and accounting structure to properly record the transaction. A budget resolution is attached.
- (3) In November 2005 the County refunded a portion of the Downtown Savannah Authority Series 1999 bond issue. Budgets need to be established in the Debt Service Fund to reflect this activity.

- (4) The County Engineer has requested transfers from the Reserve for Unincorporated County Roads in the Sales Tax IV fund to set up the following projects: Ridgewood Avenue, Beechwood Road \$70,000; Catherine Street, Adeline Street \$70,000; Troy Street \$40,000; and Thomas Avenue, Billings Road, Elmhurst Road \$120,000. Copies of correspondence are attached.
- (5) Chatham County has auctioned surplus equipment. This is a source of funds for replacement equipment. A budget resolution to amend the Capital Improvement Program (CIP) Fund to recognize \$58,183 in revenue from sale of surplus property and appropriate \$58,183 for vehicle replacement has been prepared.
- (6) The Recreation Department has purchased a truck and body as part of the park improvement plan. The funding is from the \$500,000 approved by the Board in the FY2005 General Fund budget. Due to the cost of the asset, this purchase is recorded in the Capital Improvement Program (CIP) Fund. A transfer of \$33,150 from the Recreation Department's General Fund M&O budget to the Capital Improvement Program (CIP) Fund for purchase of the vehicle, and an amendment to the (CIP) Fund to budget the transfer in from Recreation is necessary to properly account for the transaction.
- (7) The contract for janitorial services at the Eisenhower complex project requires a change order due to the construction of additional office space. A transfer of \$5,280 from the General Fund M&O contingency to Building Maintenance and Operations is requested.
- (8) The adopted FY2006 budget for the Police Department appropriated funds in line items for intergovernmental payments and equipment. Salary and FICA charges have been paid. Board approval of a transfer of \$57,500 within the Police Department's SSD budget from Intergovernmental payments to Salaries and benefits is necessary.

FUNDING:

Funds are available in the General Fund M&O for the contingency transfer. The budget amendments will establish funding in the General Fund M&O, Special Service District Fund, the Land Bank Fund, the Debt Service Fund, and the Capital Improvement Program (CIP) Fund. Funds are available within the Sales Tax IV fund for the project transfers.

ALTERNATIVES:

- (1) That the Board approve the following:

SPECIAL SERVICE DISTRICT FUND

- a) a budget amendment to recognize additional revenue of \$60,000 from franchise fees and to appropriate \$60,000 to transfer to the Land Bank Fund.
- b) a transfer of \$57,500 within the Police Department's budget from Intergovernmental payments to Salaries and Benefits.

LAND BANK FUND

a budget amendment to recognize the \$60,000 transfer in from the Special Service District Fund.

DEBT SERVICE FUND

- a) an amendment to increase revenue from capital lease proceeds by \$265,000 and appropriate \$265,000 for lights at Charlie Brooks Park.
- b) an amendment to increase revenue from bond proceeds by \$6,280,000 and appropriate \$6,280,000 for debt service and bond issuance costs.

ONE PERCENT SALES TAX IV (2003-2008) FUND

transfers from the Reserve for Unincorporated County Roads to set up the following projects: Ridgewood Avenue, Beechwood Road \$70,000; Catherine Street, Adeline Street \$70,000; Troy Street \$40,000; and Thomas Avenue, Billings Road, Elmhurst Road \$120,000

GENERAL FUND M&O

- a) approval of a transfer of \$33,150 from the Recreation Department's General Fund M&O budget to the Capital Improvement Program (CIP) Fund for purchase of a vehicle.
- b) a contingency transfer of \$5,280 to Building Maintenance and Operations for a change order to a cleaning contract.

CAPITAL IMPROVEMENT PROGRAM FUND

- a) an amendment to the Capital Improvement Program (CIP) Fund to recognize \$58,183 in revenue from sale of surplus property and appropriate \$58,183 for vehicle replacement.
- b) an amendment to budget the \$33,150 transfer in from the General Fund M&O for a vehicle purchase.

- 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. REQUEST BOARD APPROVE THE FISCAL YEAR 2006/2007 BUDGET ADOPTION AND MILLAGE LEVY CALENDAR, ACCEPT THE DEPARTMENTAL FIVE YEAR GOALS AS INFORMATION AND REQUEST BOARD SET A DATE FOR A BUDGET GOALS SESSION/RETREAT.

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, you're ahead of us as always on this. We just want a motion please to approve the calendar. This is done every year about this time, realizing as necessary to modify the calendar, we'll do that throughout the budget preparation process, but as you begin each budget cycle you always adopt a calendar, so we've asked a motion on that, and that is contained within the staff report Ms. Cramer and others have put together. Also, for the first time this year we have put together at the request of the Board the five goals for five years, which comes from about every department out there, and no doubt when you have your goals session and retreat on the 14th of February you would want to use the five goals for five years proposal from each department as at least an initial point for discussion, and again the five goals for five years are very insightful. Mr. Chairman, you and I were discussing about the one particular interesting goal from the County Engineer, but again it is very serious in its entirety, and I would ask all to, if you wish, to have yourself prepared to discuss and go into detail. If you haven't had a chance, look at page 42 at your leisure. Please look at 42 and look at Mr. Bungard's goals.

Chairman Liakakis said, okay. Everybody has been distributed that. It's in your book here what the County Manager has just given us, and we'd like everybody, you know, to study that. Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I just want to thank the departments for doing that. It gives us a big picture of where they're headed for the next five years and will help us, I think, in our budget deliberations to help guide them so that they can achieve their goals five years out. So I think it was a really helpful —.

Chairman Liakakis said, yeah. It's very good and we thank them also, Helen [Stone], for preparing, you know, where they gave it to us earlier last year, but they are updating it like you're talking about, and so that we'll know that we have not been in a situation where we have not done these things for a number of years to have the five year predictions and setups. All right, I'd like a motion on the floor to adopt what the County Manager has said on the millage levy calendar, the budget goals and the sessions for our retreat on February 14th.

Commissioner Thomas said, so moved, Mr. Chairman. Chairman Liakakis asked, do we have a second? Commissioner Stone said, second. Chairman Liakakis said, all right, it's been seconded. All in favor of this motion, go on the board —. Clear it, please. Go on the board. The motion carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Thomas moved to approve the Fiscal Year 2006/2007 Budget Adoption and Millage Levy Calendar and accept the Departmental Five Year Goals as information. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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- 3. PRESENT TO THE BOARD FOR INFORMATION ONLY THE CAPITAL IMPROVEMENT PROJECTS (CIP) WORKBOOK FOR FISCAL YEARS 2007 THROUGH 2011. (Note: The workbook will be distributed at the meeting on January 13, 2006.) The Board may wish to set a series of workshops to review this document possibly shortly after your Budget Retreat.**

Chairman Liakakis said, the person from the Mail Room will distribution that to you. You'll have it in your homes this evening. Well, in fact, I see they put it on our board already that we have that. The Board may wish to set a series of workshops to review this document, possibly shortly after your Budget Retreat. As you know, last year we had some twelve or thirteen budget workshops that we went over with all our County departments and our County Manager and all, and it worked out really well so that the public had the opportunity to come in and look to see how their money was being spent and projected. Chairman Liakakis recognized County Manager.

County Manager Abolt said, the intent here, Mr. Chairman and Ladies and Gentlemen, is to do something a little bit different than last year. You had in your big budget book the CIP when you received it back in late Spring. This year we're giving you the CIP in advance. There was some discussion when Commissioner Kicklighter brought it up a few meetings ago in your pre-session where you wanted to look at your CIP projects. Certainly this is consistent with potential discussion on advancing the SPLOST. We would ask you not to wait until your normal operating budget workshops the Chairman referred to, but from the standpoint of thinking how this might work out, I would suggest again you have your goals session which you set for the 14th, you have some other obligations, I know, in Atlanta, but maybe some time shortly after the 14th you could agree to two or three workshops in possibly this room where staff could present these 140 —, 344 projects. I don't see it to be very painful, I think it's more of getting you familiar with them and particularly as you possibly might be coming up with a list for SPLOST or looking at some potential other ways of funding projects, you'd be well positioned to make those decisions.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, in light of the memorandum that we just received from Jonathan Hart, our scholarly County Attorney, which described to us the mechanics for the early adoption of a potential SPLOST extension for another five or six years and also explaining to us some of the potential more financing so that we can advance at least one project, the Detention Center, sooner rather than later, I'd like to ask a couple of questions and then when

we set this time, the CIP format that we have is great, but it would be even more helpful to us if we could determine which of these would be eligible projects because I think it's very likely that the impetus not just for the Detention Center but for the whole SPLOST advance is going to be about public safety. I mean, I think we have learned in sad and painful ways that communicate to all citizens in this County that we need to place a high priority on this on a going forward basis, and so these are questions that don't have to be answered now but I'd like to see if we can get some answers to them. The Detention Center itself I've heard different numbers out there in the community about the numbers of beds that we're talking about. Sometimes I hear 400, sometimes I hear 600, sometimes I hear 800. I think it would be fundamental for us, the CIP list is listed as a \$40,000,000 project, for us to understand what the incremental costs are to make that 400, 600, 800, whatever the magic numbers are for the size of that, I think it's probably incumbent on us in our budget year to also hear some of the sobering news about what it's going to cost that much of an increment in size. I mean, when we go from 1,200 beds to 1,600 or 2,000, I think the size of that budget's going to be a real sobering thing to look at on a going forward basis. But I also noticed in there like the Old Courthouse A/C, this building right here, I mean this building is for the use of constitutional officers that would be the County Commissioners among others, so I would hope that maybe we could see that that was a Level 1 project. The Health Department upgrade, I hope it's a Level 1 project. I'd like for us to investigate that. County Attorney Hart said, yeah, we can fit that in Level 1. That's one of the staff function projects that I feel pretty comfortable with. I don't know that I included in my memo, but I think I can see a way to do that.

Commissioner Shay said, the Homeland Security CEMA Center, which is I think something's that really vital for security on a whole lot of different levels and also there's a \$3,000,000 mark in there for the Juvenile Courts, you know, and I think we need to understand how much it would cost to expand Juvenile Hall, I guess is the old name for it, but the Juvenile Detention Center, which has been quadrupled in size in the last ten years, how much is it going to take to make sure that we have a large enough Juvenile Detention Center so that we're not turning loose juveniles that are — really need to be incarcerated in the short term. And I just hope that we'll be able to look at those in the context of these Level 1 priorities under the SPLOST referendum. I guess I'm officially kicking off the gold rush here, but if public safety needs to be the top priority for this referendum if we're going to look at doing it early, those just jumped off the page at me when I looked at your CIP list is projects that fall in the category of public safety and that are also I hope Level 1 funded.

Chairman Liakakis asked, Helen [Stone], were you —? Commissioner Stone said, no, I'm just agreeing with Commissioner Shay. Chairman Liakakis said, okay, that's for information purposes. You've got that, Mr. County Manager —? County Manager Abolt said, yes sir. Chairman Liakakis said, — County Attorney, that we will proceed in there and, of course, at the proper time we'll get in touch with all the other municipalities because it's important so that they can be putting everything together.

Commissioner Odell said, just a comment, Pete [Liakakis]. Has this list been —, and I'm looking, just like the Superior Court Clerk, they've got —, it's at 88 —, the \$12,000,000 that has already been allocated, is that 300,000 —? County Manager Abolt said, sir, I don't know. I'm reading it for the first time. There's been full participation by all the potential beneficiaries of this so I would envision that once you've had your workshops, for example, we'd organized in such a way where it would be productive for you, but we'd make sure that all the departments are here and we would have that information at the time. Commissioner Odell said, I sincerely appreciate that, but my question is we have approved a \$12,000,000 renovation for the Chatham County Courthouse. County Manager Abolt said, yes. Commissioner Odell said, in doing so some of the requests that they made in advance needs to be balanced against that and either pulled off the list is my point. I don't want to do that — wait and do that until we get there because we can do that before. County Manager Abolt said, I don't think it will —, I'll double check it,

sir. Commissioner Odell asked, you don't think it's a duplicate? County Manager Abolt said I don't think it's a duplication because this was screened so intently by so many people, I don't want to assume that is a hundred percent, I'll verify it. Commissioner Odell said, I know, Russ [Abolt], and I'm not being difficult, but if you'd just look at 88 —. County Manager Abolt asked, page 88? Commissioner Odell said, not page 88, number 88 on page 4, and there are some others that I think we've solved. I don't want the answers today and I'm not going to ambush anybody, but my concern is that things that we have already committed to do should be filtered out of this list. County Manager Abolt said, we'll make sure it is, sir.

Chairman Liakakis said, okay.

ACTION OF THE BOARD:

The Capital Improvement Projects (CIP) Workbook for Fiscal Years 2007 through 2011 were presented to the Commissioners as information.

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4. SIX-MONTH REVIEW OF LAND USE HISTORY IN ACCORDANCE WITH SECTION 11-3 OF THE COUNTY ZONING ORDINANCE. (INFORMATION REPORT.)

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, sir, this is — and you and I discussed it the other day —, but this is a continuing ordinance requirement where every six months staff tells you decisions made in Land Use three years prior are now before you giving a status. In all the time we've brought this to you never has a Commission decided to go back and change the zoning. I would ask you at some point between now and the end of the next reporting period, you might think about whether or not this is useful. Chairman Liakakis said, okay. County Manager Abolt said, and if you don't think it's useful, then it would have to be referred back to MPC to eliminate this provision in the Zoning Ordinance.

ACTION OF THE BOARD:

The six-month review of land use history was submitted to the Commissioners as information. County Manager Abolt requested that they determine whether or not Section 11-3 should be returned to the MPC for elimination from the Zoning Ordinance.

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PERSONAL PRIVILEGE – CHAIRMAN LIAKAKIS

Chairman Liakakis said, at this time —, we'll go on to the Action Calendar in just a moment. Attorney Diana Thibodaux sent an e-mail thanking us for responding quickly and without letting politics or red tape slow us down concerning teaming up with the City of Savannah to help in our crime situation in our community. We took that

upon ourselves. The Commission did this because working together we can get a lot of things solved, and I've had quite a number of contacts with people in the community, I've got a couple of little notes and I've received a number of phone calls thanking the Commission for —, and also thanking the Sheriff for putting those deputies out there at this particular time to patrolling the City and, from what I understand from initial reports, that they are doing an excellent job.

Commissioner Shay said, before you go on, I want to second what you said. You know, I live downtown in the Historic District. My wife and I enjoy walking when we go out in the evenings, when we have dinner or want to stroll around, and the presence is noticeable. I see a lot more of the officers. I've had a chance to talk with them. I know they're enthused about participating, and I think it's a very good thing. In fact, visibility is a source of great comfort to the downtown residents.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I just want to reiterate the same thing. It's been reported to me, I do not live downtown, but the presence has been noticed and how courteous and polite everyone's been and how much appreciated it has been.

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X. ACTION CALENDAR

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

Chairman Liakakis does anybody have any parts of the Action Calendar —, we've removed #3. That would be one taking #3 off, 1 through 14 and then the individual explanations for those action ones.

Commissioner Odell said, move for approval of the balance of the Action Calendar. Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, okay. Any discussion? Did you —?

County Manager Abolt said, no sir. I wanted to point out, you and I discussed those two on Purchasing Report. This is extremely good news. As you know, with your —, with the Board's leadership we're able to do an awful lot on this building alone. You can see the exterior of the windows being repaired and brought up to mint condition as far as I'm concerned. That same contractor was able to bid on the next phase of it. The Chairman brought it to our attention we need to do some metal repair and some water proofing. The bid you have, Item L from The House Doctor, just under \$75,000 is outstanding. The reason in which that could take place is they're already on sight and there's no mobilization, so the community is going to continue to see very visible improvements in this building as a part of your budget adoption really not that long ago.

Chairman Liakakis said, all right, that's Item 14-L right there and the bid that we got from The House Doctor was some \$52,000 less than the next lowest bidder so, I mean, that was an excellent savings that we were able to get. For approval of this Action Calendar, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Odell moved to approve Items 1 through 14-O, except Item 3. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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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 PRE-MEETING AND REGULAR MEETING OF DECEMBER 16, 2005, AS MAILED.

ACTION OF THE BOARD:

Commission Odell moved to approve the minutes of the regular meeting of December 16, 2005. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD DECEMBER 8, 2005, THROUGH JANUARY 4, 2006.

ACTION OF THE BOARD:

Commissioner Odell moved to authorize the Finance Director to pay the claims against the County for the period December 8, 2005, through January 4, 2006, in the amount of \$10,587,835. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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~~3. REQUEST BOARD ELECT A CHAIRMAN PRO TEM FOR 2006.~~

This item was moved to Commissioners Items (Item VII-2).

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4. REQUEST BOARD CONFIRM THE DATES FOR REGULAR COMMISSION MEETINGS FOR 2006.

ACTION OF THE BOARD:

Commissioner Odell moved to confirm the dates for regular Commission meetings for 2006 as follows: January through March, 2nd and 4th Fridays; April, 1st and 3rd Fridays; May and June, 2nd and 4th Fridays; July, 1st and 3rd

Fridays; August and September, 2nd and 4th Fridays; and October through December, 1st and 3rd Fridays. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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5. REQUEST BOARD FIX AND PUBLISH THE QUALIFYING FEES FOR ELECTED OFFICES TO BE FILLED IN THE 2006 ELECTION.

ACTION OF THE BOARD:

Commissioner Odell moved to fix and publish the qualifying fees for elected offices to be filled in the 2006 Election as follows: Judge, Records Court - \$3,884.37; Chairman, Board of Education - \$360.00; Member, Board of Education - \$240.00; and Member, Board of Elections - \$72.00. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-5
AGENDA DATE: January 13, 2006

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: R. Jonathan Hart, County Attorney

ISSUE:

To fix and publish the qualifying fees for elected offices to be filled in the 2006 elections.

BACKGROUND:

O.C.G.A. § 21-2-131(a)(1) requires that the governing authority set the qualifying fees for elected county offices to be filled during an election year. The above Code section further states that the fee shall be 3% of the annual salary, if salaried. If not a salaried office, a reasonable fee not to exceed 3% of the income derived from holding of the office.

FACTS AND FINDINGS:

1. In keeping with the requirements of state law, attached is a resolution that sets the fee for each of the offices to be elected in 2006. The figures represent 3% of the base salary of each office.

2. An Attorney General's Opinion provides that the fee should exclude any additional compensation for the ex-officio position.

3. The current salary information was provided by the Human Resources Department for Chatham County, the Recorder's Court of Chatham County and the Board of Education.

ALTERNATIVES:

- 1. Adopt the Resolution as presented.
- 2. Do not adopt the Resolution as presented.

POLICY ANALYSIS:

The Board should adopt the resolution to comply with State law.

RECOMMENDATION:

That the Board adopt Alternative 1.

/jr

enclosure

RESOLUTION

SETTING QUALIFYING FEES FOR 2006 ELECTION

WHEREAS, Section 21-2-131(a)(1) of the Georgia Election Code, as amended, requires that the governing authority of Chatham County shall fix and publish the qualifying fees for candidates seeking office in any general primary or election; and

WHEREAS, the Code requires that such fees for salaried positions shall be 3% of the current annual salary of the office, and for non-salaried positions shall be a reasonable amount not to exceed 3% of the income derived from such office by the person holding the position from the previous year.

NOW THEREFORE, BE IT ORDAINED, that the Board of Commissioners of Chatham County, Georgia, as the governing authority of Chatham County, does hereby establish the schedule of qualifying fees for the 2006 election, as follows:

Judge, Recorders Court.....	3,884.37
Chairman, Board of Education.....	360.00
Member, Board of Education.....	240.00
Member, Board of Elections.....	72.00

Adopted this ____ day of _____, 2006.

BY: _____
Pete Liakakis, Chairman
Board of Commissioners

ATTEST: _____
Sybil E. Tillman, Clerk

SEAL

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6. REQUEST FROM THOMAS AND HUTTON, ENGINEER FOR THE DEVELOPER, THE HABERSHAM GROUP, TO RECORD THE SUBDIVISION PLAT FOR THE RESERVE AT MORNINGSIDE. [DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request from Thomas and Hutton, engineer for the developer, The Habersham Group, to record the subdivision plat for The Reserve at Morningside. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-6
AGENDA DATE: January 13, 2006

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

ISSUE: To record the subdivision plat for The Reserve at Morningside.

BACKGROUND: The engineer, Thomas & Hutton, for the developer, The Habersham Group, requests that the County approve the subdivision plat for recording.

FACTS AND FINDINGS:

- 1. The Reserve at Morningside is a four-lot, single-family, residential subdivision located on Morningside Drive. There are no required paving and drainage improvements. The water and sewer

improvements are completed and are maintained by the City of Savannah. The subdivision consists of four lots on 4.087 acres.

2. As there are no required improvements, there are no bonding requirements.
3. An Environmental Site Assessment (ESA) was previously conducted on the subdivision in accordance with the Subdivision Ordinance. No environmentally unsafe conditions were found on the site.

ALTERNATIVES:

1. Approve the recording of the subdivision plat for The Reserve at Morningside.
2. Do not approve the request.

POLICY ANALYSIS: This action is consistent with the subdivision regulations regarding the creation of lots through plat recording.

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 4

PREPARED BY: Suzanne Cooler

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7. REQUEST FROM THOMAS AND HUTTON, ENGINEER FOR THE DEVELOPER, INTERNATIONAL PAPER, TO ACCEPT THE DEDICATED IMPROVEMENTS AND RELEASE THE REMAINING BOND FOR BERWICK PLANTATION PHASE

2.

[DISTRICT 7.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request from Thomas and Hutton, engineer for the developer, International Paper, to accept the dedicated improvements and release the remaining bond for Berwick Plantation, Phase 2. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-7

AGENDA DATE: January 13, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To accept the dedicated improvements and release the remaining bond for Berwick Plantation Phase 2.

BACKGROUND: The engineer, Thomas and Hutton, for the developer, International Paper Realty, requests that the County release the remaining financial guarantee and accept the dedicated improvements for maintenance.

FACTS AND FINDINGS:

1. Berwick Boulevard is located off of US Highway 17. It is the entrance road for Berwick Plantation, a mixed-use development.
2. Dedicated improvements in Phase 2 of Berwick Plantation consist of the extension of paving and drainage of the entrance road into the development.
3. The improvements were inspected and found to be constructed in accordance with the approved plans and Chatham County Standard Specifications.
4. The requested release comes at the end of the warranty period, when the remaining financial guarantee is released in full.

ALTERNATIVES:

1. That the Board accept the dedicated improvements and release the financial guarantee for Berwick Plantation, Phase 2.
2. That the Board not approve the request.

POLICY ANALYSIS: This action is consistent with the Subdivision Regulations and the Subdivision Construction Agreement.

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 7

PREPARED BY: Suzanne Cooler

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- 8. REQUEST BOARD DECLARE REMNANT PARCEL 38R FROM THE WHEATON STREET WIDENING PROJECT AS SURPLUS AND TO SELL THE PROPERTY TO THE ADJACENT PROPERTY OWNER, CHARLES J. GORDON, D.B.A. CJG LEASING, INC., FOR THE TAX ASSESSED VALUE.
[DISTRICT 2.]**

ACTION OF THE BOARD:

Commissioner Odell moved to declare as surplus remnant Parcel 38R from the Wheaton Street Widening Project and to sell the property to the adjacent property owner Charles J. Gordon, d/b/a CJG Leasing, Inc., for the Tax Assessed Value of \$11,500. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-8

AGENDA DATE: January 13, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To declare surplus remnant Parcel 38R from the Wheaton Street Widening Project and to sell the property to the adjacent property owner for the Tax Assessed Value.

BACKGROUND: The County acquired Parcel 38 from a group of eight property owners for the Wheaton Street widening project, which is complete. The condition of the sale of Parcel 38 was that the County also acquire the remnant parcel.

FACTS AND FINDINGS:

1. Charles J. Gordon (doing business as (d.b.a. CJG Leasing, Inc.)) has petitioned the County to quitclaim its interest in the property and has asked to purchase the remnant parcel. He has acquired the adjacent parcels. The parcel fronts on Wheaton Street. The rear of the property has access to a 10 feet wide alley.
2. State law allows for the sale of property to an adjacent property owner when there are no other adjacent property owners, and the property is no longer needed for road purposes.
3. The Tax Assessed Value (TAV) of Parcel 38R is \$11,500.
4. If approved, the petitioner must provide the necessary deeds and plats at his expense. Staff will review the deed and plat for completeness. Before the deed and plat are sent to the County Clerk for processing, the payment check will be sent to Finance for deposit.

ALTERNATIVES:

1. That the Board declare Parcel 38F (Wheaton Street widening project) surplus and authorize its sale for the TAV to Charles J. Gordon d.b.a. CJG Leasing, Inc.

2. That the County continue to own and maintain the property.

FUNDING: No authorization of funds required. Revenue from the sale will be deposited in the 1985-1993 SPLOST.

POLICY ANALYSIS: The Board must declare County-owned property surplus and approve quitclaim actions.

RECOMMENDATION: That the Board approve Alternative #1.

District 2

Prepared by Allan R. Black

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9. REQUEST BOARD APPROVE AMENDMENT TO AGREEMENT WITH THE PUBLIC DEFENDER DATED JANUARY 1, 2005, TO IMPLEMENT THE SECOND PHASE OF THE STAFFING PLAN OF THE OFFICE OF THE PUBLIC DEFENDER.

ACTION OF THE BOARD:

Commissioner Odell moved to approve amendment to agreement with the Public Defender dated January 1, 2005, to implement the second phase of the staffing plan of the Office of the Public Defender. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-9
AGENDA DATE: January 13, 2006

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: R. Jonathan Hart, County Attorney

ISSUE:

To approve amendment to agreement with the Public Defender dated January 31, 2005 to implement the second phase of the staffing plan of the Office of the Public Defender.

BACKGROUND:

On January 1, 2005, the Public Defender's Office began operations under the first step of a proposed three-step staffing plan. On January 31, 2005, the County entered into an agreement with the Public Defender to facilitate the first phase of the staffing plan. On December 16, 2005, the Board approved the amount of \$236,000 in additional funds to provide additional staff, including an administrative fee.

FACTS AND FINDINGS:

1. On January 1, 2005, the Public Defender's Office began operations under the first step of a proposed three-step staffing plan.
2. On January 31, 2005, the County entered into an agreement with the Public Defender to facilitate the first phase of the staffing plan.
3. On December 16, 2005, the Board approved appropriating \$236,000 to the Public Defender's budget for the second phase of the Public Defender's staffing plan.
4. The funding covers additional staff and an administrative fee.

FUNDING:

Funding is provided in the amended budget for the Public Defender's Office.

POLICY ANALYSIS:

Approving the amendment to the agreement with the Office of the Public Defender is in the best interest of the County.

ALTERNATIVES:

1. Approve the amendment to the agreement with the Public Defender's Office to implement the second phase of the staffing plan of the Office of the Public Defender.
2. Do not approve the amendment to the agreement with the Public Defender's Office to implement the second phase of the staffing plan of the Office of the Public Defender.

RECOMMENDATION:

Alternative 1.

/jr

STATE OF GEORGIA)
)
COUNTY OF CHATHAM)

FIRST AMENDMENT TO AGREEMENT BETWEEN CHATHAM COUNTY, GEORGIA AND OFFICE OF THE PUBLIC DEFENDER

The Agreement dated January 31, 2005 between Chatham County, Georgia and the Office of the Public Defender is hereby amended to implement the second phase of the staffing plan of the Public Defender as referenced in Attachment A-1, which is hereby incorporated and made a part of this amendment.

This ____ day of January, 2006.

CHATHAM COUNTY, GEORGIA

Witness

BY: _____
Pete Liakakis, Chairman
Board of Commissioners

Notary Public

ATTEST: _____
Sybil E. Tillman
Clerk of Commission

Eastern Judicial Circuit
ATTACHMENT A-1
January 1, 2006 – June 30, 2006

The County Governing Authority agrees to pay the Public Defender Office \$235,504.77 in six monthly installments. Installments are due within 15 days of receipt of invoice from the Administrative Office of the Courts (AOC) with the first installment paid in advance.

Invoices will be sent to the following address:

Russ E. Abolt, County Mgr.
124 Bull St.
Savannah, GA 31401

Installments will be paid directly to the AOC at the following address:

Administrative Office of the Courts
244 Washington Street, S.W.
Suite 300
Atlanta, GA 30334

The Public Defender Office agrees to use these funds for the purpose of paying the salary and benefits for the following positions or individuals in the amounts indicated as follows:

	<u>Six Month Salary plus Benefits</u>
Asst PD III (2)	\$ 80,674.72
Asst PD I (2)	\$ 62,373.66
Investigator (1)	\$ 30,229.52
Admin Staff(2)	<u>\$ 46,831.02</u>
	\$220,097.92

7% Administrative Fee: \$ 15,406.85

Total (Salaries, Benefits and Admin Fee): \$235,504.77

These employees provide representation to indigent defendants in the Superior and Juvenile Courts (delinquency procedures only).

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**10. REQUEST BOARD PROVIDE CONCEPTUAL APPROVAL TO APPLY FOR GEORGIA COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING ON BEHALF OF THE ECONOMIC OPPORTUNITY AUTHORITY, UNION MISSION AND PARK PLACE OUTREACH.
[DISTRICTS 2 AND 6.]**

ACTION OF THE BOARD:

Commissioner Odell moved to conceptually approve the application for Georgia Community Development Block Grant Funding on behalf of the Economic Opportunity Authority, Union Mission and Park Place Outreach. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-10
AGENDA DATE: January 13, 2006

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Patrick Monahan, Asst. County Manager

ISSUE:

To provide conceptual approval to apply for Georgia Community Development Block Grant funding on behalf of the Economic Opportunity Authority, Union Mission and Park Place Outreach.

BACKGROUND:

Chatham County has received requests from three local agencies to sponsor applications for Georgia Community Development Block Grant (CDBG) funds. The Economic Opportunity Authority (EOA) seeks funding toward its new center, which includes classrooms, Head Start program and administrative space; Union Mission seeks funding for housing and support services for low-income persons with disabilities; and Park Place Outreach seeks funding for a youth emergency shelter. Each application seeks \$500,000, the maximum allowed under the CDBG program.

FACTS & FINDINGS:

1. Though the application deadline for funding will not occur until April 1, 2006, the three agencies seek conceptual approval to begin preparing an application and enable the start of capital budget planning.
2. Each agency's specific request can be viewed as attachments, as follows:
 - 2a. Attachment 1 (page 3): The Economic Opportunity Authority (EOA) seeks to reapply for funding toward its new center, which includes classrooms, Head Start program and administrative space (EOA applied unsuccessfully for funding in FY 05).
 - 2b. Attachment 2 (pages 4-5): Union Mission seeks funding for 35 units of long-term housing and support services for low-and-lower income persons with disabilities at the Dutch Town campus.
 - 2c. Attachment 3 (page 6): Park Place Outreach seeks construction funds for a youth emergency shelter.
3. Each applicant would assume all responsibility for completing the application. If awarded, the grant would be made to Chatham County as a local governing authority. This means Chatham County assumes responsibility for ensuring the money will be spent as committed and for annual auditing requirements.
4. Each applicant would also be responsible for providing the necessary cash match.
5. Chances are remote that the CDBG program would fund all three of the applications. Nonetheless, each represents a genuine community need and competition between the applicants as well as with other applicants throughout Georgia will determine which receives funding.

6. The City of Savannah receives CDBG funding as an entitlement city because of certain data reflective of low-income in some areas; however, the City of Savannah generally maintains the funding for city programs as its highest priority.

FUNDING:

Not applicable.

ALTERNATIVES:

1. That the Board provide conceptual approval to apply for Georgia Community Development Block Grant funding on behalf of the Economic Opportunity Authority, Union Mission and Park Place Outreach.
2. That the Board provide conceptual approval to apply for Georgia Community Development Block Grant funding on behalf of only one of the interested applicants.
3. That the Board not take any action in considering submission of a grant in 2006.

POLICY ANALYSIS:

The Community Development Block Grant program provides valuable funding but limits applicants to certified local governments. Since the City of Savannah already receives CDBG funding as an entitlement community, Chatham County serves as the logical applicant for funding through competition.

RECOMMENDATION:

That the Board adopt Alternative 1.

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11. REQUEST BOARD PROVIDE CONCEPTUAL APPROVAL FOR CHATHAM COUNTY TO CREATE AN ENTERPRISE ZONE WITHIN INDUSTRIAL AREA #2 (UNINCORPORATED AREA NORTH OF PRESIDENT STREET). [DISTRICTS 2 AND 3.]

ACTION OF THE BOARD:

Commissioner Odell moved to conceptually approve Chatham County creating an enterprise zone within Industrial Area #2 (unincorporated area north of President Street). Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-11**AGENDA DATE: January 13, 2006****TO:** Board of Commissioners**THRU:** R.E. Abolt, County Manager**FROM:** Patrick Monahan, Asst. County Manager**ISSUE:**

To provide conceptual approval for Chatham County to create an enterprise zone within Industrial Area #2 (unincorporated area north of President Street).

BACKGROUND:

Preliminary review of Census data indicates that Industrial Area #2 would be eligible for an enterprise zone. The Georgia Constitution and enabling general law, which authorize the creation of enterprise zones, intend their use for revitalizing areas "...suffering from disinvestment, underdevelopment and economic decline." Establishing enterprise zones provides investment tools "...to encourage private businesses to invest and rehabilitate such areas." The tools are intended to redevelop areas and create employment opportunity, especially for lower-and-moderate income residents.

FACTS & FINDINGS:

1. By state law, creation of an enterprise zone requires proving the area meets at least three of five criteria within the boundaries of the identified area:
 - 1a. Using 2000 Census block data within the zone determines whether "pervasive poverty" exists by residents within the defined geographic area. The analysis requires meeting baseline levels as provided by a specific formula in comparison to state income levels.
 - 1b. Comparing unemployment levels of residents within the area to the state employment rate or dislocation of workers within the zone determines whether unemployment in the enterprise zone exceeds the state average by 10%.
 - 1c. Determining "adverse conditions" by "high incidence of crime, abandoned or dilapidated structures, deteriorated infrastructure, and substantial property decline" to indicate differences with other typical neighborhoods within the unincorporated area.
 - 1d. Determining an "underdevelopment" level of 20% less than the rest of the unincorporated area in view of "land disturbance permits, business license fees, building permits, development fees or similar data..."
 - 1e. Proving general blight as evidenced by the inclusion of any part of the subject area in an urban redevelopment plan.

2. Once the data can be confirmed through findings (as verified by the MPC), the Board would be able to create the enterprise zone by ordinance. The ordinance would include specific boundaries and provide for any incentives as the Board deems appropriate. Incentives may include abatement or reduction in occupation fees, regulatory fees, inspection fees, temporary property tax reductions and waiver of certain regulatory requirements. These provisions remain at the discretion of the Board and must be stated within the ordinance.
3. The Savannah Economic Development Authority, which is seeking to recruit new manufacturers to consider this area, concurs with the benefits of creating an enterprise zone. In addition, should the Board agree to create an enterprise, zone the option remains later to create an "Opportunity Zone," which enables added benefits for redevelopment, especially related to job credits.
4. Industrial Area #2, which is located in the area generally north of President Street from the Savannah municipal boundary eastward toward St. Augustine Creek, remains an area in transition with a large number of vacant and abandoned properties.
5. Industrial Area #2's proximity to East Savannah helps likely to qualify the area for an enterprise zone. For a qualifying business to obtain job credits, whenever possible at least 10% of new employees must be low-income or moderate-income individuals.

FUNDING:

Not applicable.

ALTERNATIVES:

1. That the Board provide conceptual approval to create an Enterprise Zone within any qualified area as part of Industrial Area #2. Because this is conceptual approval, staff with the help of the MPC staff, will return with definite boundaries, qualifying factors and proposed incentives within an ordinance for the Board's consideration.
2. That the Board not provide conceptual approval.

POLICY ANALYSIS:

The Georgia Constitution and enabling general law authorize the creation of enterprise zones intend their use for revitalizing areas "...suffering from disinvestment, underdevelopment and economic decline." Enterprise zones are redevelopment tools to create jobs, especially for lower-and-moderate income residents and return property back to productive use (and higher taxable value).

RECOMMENDATION:

That the Board adopt Alternative 1.

Districts 2, 3

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12. REQUEST FOR NEW BEER AND WINE POURING AND SUNDAY SALES LICENSES FOR 2006. PETITIONER: TERESA DIANE COLLINS, D/B/A LUCY NACHOS, LOCATED AT 4700-E HIGHWAY 80 EAST. [DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the petition of Teresa Diane Collins, d/b/a. Lucy Nachos, located at 4700-E Highway 80 East, for new beer and wine pouring and Sunday sales licenses for 2006. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: X-12

AGENDA DATE: January 13, 2006

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES
WILLIE LOVETT, INTERIM POLICE CHIEF

ISSUE

Request for new beer and wine pouring and Sunday sales licenses for 2006, Teresa Diane Collins, d/b/a Lucy Nachos, located at 4700-E Highway 80 East.

BACKGROUND

Ms. Collins requests approval for new beer and wine pouring and Sunday sales licenses in connection with a new restaurant.

FACTS AND FINDINGS

1. The applications were reviewed by the Police Department for compliance of the applicant and distance requirements and approved.

2. The returned applications were reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. The request has been advertised per ordinance requirements.
4. This application is in compliance with all requirements.
5. The applicant has been notified in writing of the date and time of the hearing.

RECOMMENDATION

The Savannah-Chatham Metropolitan Police Department and Regulatory Services recommend approval.

District 4

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13. REQUEST FROM THE TAX COMMISSIONER'S OFFICE FOR BOARD APPROVAL OF ONE (1) QUITCLAIM DEED, LAVENDER HOME BUILDERS, WHICH IS BEING ISSUED TO CORRECT THE BREAK IN THE CHAIN OF TITLE DUE TO THE ABSENCE OF A RECORDED QUITCLAIM DEED AT THE TIME OF ACTUAL REDEMPTION, MAY 26, 1976.

ACTION OF THE BOARD:

Commissioner Odell moved to authorize the Chairman to execute a quitclaim deed to Lavender Home Builders to correct a break in the title due to the absence of a recorded quitclaim deed at the time of actual redemption on May 26, 1976. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

AGENDA ITEM: **X-13**
 AGENDA DATE: **January 13, 2006**

DANIEL T. POWERS
 CHATHAM COUNTY TAX COMMISSIONER
 133 MONTGOMERY STREET
 P. O. BOX 8092
 SAVANNAH, GA 31412
 (912) 652-7117

Date: December 22, 2005

To: Pete Liakakis, Chairman
 Chatham County Commission

From: Beth R. Lewis
 Assistant Delinquent Tax Administrator
 Tax Commissioner's Office

Subject: Request for the approval by Commissioners of the attached Quitclaim deed
 To be put on the agenda for the next meeting of the Commissioners
 scheduled for January 13th, 2006.

This deed is being issued to correct the break in the title due to the
 absence of a recorded Quitclaim Deed at the time of actual
 redemption.

<u>Name</u>	<u>PIN#</u>	<u>Amount:</u>
Lavender Home Builders	20093-04001	\$570.34

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14. 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. Confirmation of the disposal of additional vehicles and various equipment sold at public auction	Fleet Operations	N/A	N/A	Revenue Producing

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
B. Purchase and installation of a remote control and monitoring system for the Pipemakers Canal Sluice Gate control panel	SPLOST	Templeton and Associates (Sole Source)	\$15,258	SPLOST (1998-2003) - Pipemakers Canal Project
C. Design contract to survey and design projects to pave seven unpaved road which include Thomas Avenue, Billings Road, Elmhurst Road, Beechwood Road, Troy Street, Catherine Street and Ridgewood Avenue	SPLOST	Jordan, Jones and Goulding, Inc.	\$122,408	SPLOST (2003-2008) - Unincorporated County Roads
D. Deductive Change Order No. 2 to the contract for the Ogeechee Farms Drainage Improvements, Phase I for line item quantity over runs and under runs	SPLOST	Southern Champion Construction, Inc.	(\$3,154)	SPLOST (1998-2003) - Drainage - Ogeechee Farms - Funds not needed and will be unencumbered
E. Change Order No. 1 to the contract for the Dundee Canal Drainage Improvement project for additional engineering services	SPLOST	Moffat & Nichol Engineers, Inc.	\$25,405	SPLOST (1998-2003) - Drainage - Dundee Canal
F. Participation Agreement with automatic renewals not to exceed five years for "as needed" purchase for various items	Various	Home Depot	Varies by item	<ul style="list-style-type: none"> •General Fund/M & O - Various •SSD - Various •Water and Sewer •Solid Waste •Confiscated Funds •Inventory Accounts

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
G. Terminate an annual contract and re-award with automatic renewals for four additional one year terms to provide attendant services at the Sharon Park Recycle/Drop Off Center	Solid Waste	•Terminate: Mr. Jack Douglas •Re-Award: Molam International, Inc.	\$28,800	Solid Waste
H. Change Order No. 4 to the annual contract for daily janitorial services to add to the scope of service the Voter Registration Office located on Eisenhower Drive	Facilities Maintenance and Operations	Quality Cleaning Contractors, Inc.	\$10,560	General Fund/M & O - Facilities Maintenance and Operations
I. Change Order No. 1 to the annual contract to provide various inmate supply items to add lettering to the back of each inmate shirt and on the leg of each inmate trouser	Detention Center	Justice Packaging, Inc.	•\$4.96/shirt •\$5.80/trousers	General Fund/M & O - Detention Center
J. Change Order No. 2 to the annual contract to provide various inmate supply items to recognize a manufacturer imposed price increase on mattresses	Detention Center	Bob Barker Company	\$41.45/each	General Fund/M & O - Detention Center
K. Change Order No. 1 to the design contract for the Bay Street Widening Project for additional design for retaining walls required by GDOT	SPLOST	McGee Partners, Inc./Ward Edwards, Inc.	\$98,700	SPLOST (1998-2003) - Bay Street Widening

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
L. Contract for waterproofing and repair of copper work and gutter systems for the Old Courthouse	Facilities Maintenance and Operations	The House Doctor	\$74,857	CIP - Old Courthouse Window Repairs
M. Amendment No. 1 to the lease with the Health Department to include improvements funded through the 2005 DSA Bond issue	Health Department	Health Department	\$16,295/month	Hospital Authority Debt Service
N. Amendment No. 1 to the contract for legislative liaison services to provide a travel allowance	Commissioners	Griswold-Lesser (Lee Hughes)	\$3,000 annually	General Fund/M & O - Commissioners
O. Construction contract for Central Avenue lift station upgrade	Public Works	E & D Contracting Services, Inc.	\$568,640	Water and Sewer

ACTION OF THE BOARD:

Commissioner Odell moved to approve Items A through O, both inclusive. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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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 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 be taken on one of the following listed items.

1. **AMENDMENT TO THE CHATHAM COUNTY REVENUE ORDINANCE TO CHANGE ACTIVITY FEES FOR SOLID WASTE MANAGEMENT FROM \$2 TO \$1 AND APPROVE A CREDIT TO WASTE MANAGEMENT FOR ACTIVITY FEES.**

ACTION OF THE BOARD:

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

AGENDA ITEM: X1-1

AGENDA DATE: January 13, 2006

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Linda B. Cramer, Finance Director

ISSUE:

Modify the Chatham County Revenue Ordinance and approve a credit to Waste Management for activity fees.

BACKGROUND:

The County's current Revenue Ordinance was updated and approved by the Board of Commissioners on August 26, 2005. Due to recent legal challenges, it is recommended that activity fees for solid waste management be changed from \$2 to \$1.

FACTS AND FINDINGS:

1. As a result of recent judicial action, Article V, Section 1 of the Revenue Ordinance should be amended to read:
"Chatham County collects a one dollar (\$1.00) fee per ton of solid waste materials deposited into private waste disposal facilities (landfills). These funds are placed into a restricted revenue account to be used only for solid waste/recycling/waste reduction initiatives."
2. Since July 2004, Waste Management has been submitting \$2 per ton. As of November 2005, they are due a credit of \$502,080. A proposed monthly credit will be calculated to offset future activity fee payments.

FUNDING:

N/A

POLICY ANALYSIS:

In accordance with adopted financial policies, the Finance Department will submit an updated Revenue Ordinance for approval each year within 45 days of annual budget adoption. Amendments to the Ordinance may be submitted throughout the year.

ALTERNATIVES:

- 1, As described in Facts and Findings, modify the Revenue Ordinance to allow collection of a one dollar (\$1.00) per ton solid waste activity fee and approve a credit to Waste Management.
2. Provide the Finance Department with other guidance.

RECOMMENDATION:

That the Board follow Alternative 1.

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2. REVISION TO CHAPTER 4, ARTICLE III, OF THE CHATHAM COUNTY CODE BOOK, EMERGENCY MANAGEMENT (CIVIL DEFENSE).**ACTION OF THE BOARD:**

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

AGENDA ITEM: X1-2

AGENDA DATE: January 13, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: R. Jonathan Hart, County Attorney and Phillip M. Webber, Director of CEMA

ISSUE:

To request that Board approve a revision to Chapter 4, Article III of the Chatham County Code Book, Emergency Management (Civil Defense).

BACKGROUND:

Chatham County's original Emergency Management (Civil Defense) Code was written in the 1980's with a single amendment in April 1998. Although extremely well written, with the increase in terrorism and the advent of man-made disasters, the requirements of the Emergency Management Agency have changed. Improved technology and disaster response procedures have caused a concurrent modernization of disaster recovery activities. With the expansion of threats has come added responsibilities; the Code's current contents do not accommodate adequate response to these threats.

FACTS & FINDINGS:

1. County departmental guidelines must be both current and accurate in order to ensure its Emergency Management Agency is prepared to respond to a possible disaster.
2. The existing County Ordinance is no longer current in terms of State and Federal emergency response standards.
3. The Agreement is attached.

FUNDING:

N/A

ALTERNATIVES:

1. Approve the Revision and have the County adopt same.
2. Do not approve Revision and have the County continue to operate under outdated procedures.

POLICY ANALYSIS:

By executing this Revision the County will be better aligned with current State and Federal operational standards in the event of natural or man-made disasters.

RECOMMENDATION:

That the Board adopt Alternative 1.

enclosure

**ARTICLE III
Emergency Management**

§4-301 Statutory Authorization. The General Assembly of the State of Georgia, in the Official Code of Georgia Annotated, Title 38, Chapter 3, Emergency Management, "Georgia Emergency Management Act of 1981," as amended, authorizes and directs each County to establish a local organization for emergency management in accordance with the State Emergency Management Plan and Program; and Georgia Constitution, Article 9, Section II, Paragraph 1, Home Rule for Counties, delegates the responsibility to local governmental units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry.

Therefore, the Board of Commissioners of Chatham County, Georgia, acting under the authority granted to it by the Georgia Emergency Management Act of 1981 and its Enabling Act, Georgia Laws 1984, pp. 5050-5076, as amended, does ordain and enact into law the following emergency management ordinance:

§4-302 Title and Jurisdiction. This Emergency Management Ordinance shall apply to Chatham County, Georgia in its entirety. The Chatham Emergency Management Agency is the only such agency approved by Chatham County Commission for coordinating emergency management functions, and therefore, this Ordinance shall serve all of the municipalities and the unincorporated area of Chatham County plus all municipalities that agree to participate by signing the Chatham County Emergency Operations Plan.

§4-303 Georgia Emergency Management Act of 1981. The provisions of the Georgia Emergency Management Act of 1981 are incorporated herein by reference.

§4-304 Purpose and Objectives.

1. General.

Because of the existing and increasing possibility of the occurrence of emergencies or disasters resulting from man-made or natural causes, and in order to ensure that preparations of this County will be adequate to deal with such emergencies or disasters, and generally to provide for the common defense and to protect the public peace, health, and safety, and to preserve the lives and property of the people of this County, it is found and declared to be necessary:

- a. To create a Chatham Emergency Management Agency (CEMA);
- b. To confer upon the Chairman of the Chatham County Commission or the Chairman's designee the emergency powers provided in the Official Code of Georgia, Title 38, Chapter 3;
- c. To provide for the rendering of mutual aid among the political subdivisions of Chatham County, with other counties, and with the State and Federal governments with respect to the carrying out of emergency management functions; and
- d. To authorize the taking of such steps as are necessary and appropriate to carry out the requirements of the Official Code of Georgia, Title 38, Chapter 3.

2. Coordination.

It is further declared to be the purpose of this Ordinance and the policy of Chatham County that all emergency management functions of the County be coordinated to the maximum extent possible with the comparable functions of the State and Federal governments, including their various departments and agencies, of other counties, states, and localities, and of private agencies of every type, to the end that the most effective preparation and use may be made of the nation's manpower, resources, and facilities for dealing with any emergency or disaster that may occur.

§4-305 Definitions. Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this Ordinance its most reasonable application. Words used in the singular shall include the plural, and the plural the singular; words used in the present tense shall include the future tense. The words "shall," "will," and "must" are mandatory and not discretionary. The word "may" is permissive. As used in this Ordinance, the term:

1. Chatham County Emergency Operations Plan means the officially adopted, and Georgia Emergency Management Agency approved, emergency operations plan for Chatham County, Georgia.
2. Disaster means any happening that causes great harm or damage.
3. Emergency means any extraordinary condition in which there exists the threat or actual occurrence of a disaster or event, including "energy emergency" as defined in the Georgia Emergency Management Act and any amendments thereto, which may result in the large scale loss of life, injury, property damage or destruction, or in the major disruption of routine community affairs or business and government operations, and is of sufficient severity and magnitude to warrant extraordinary assistance by CEMA and other Chatham County departments and other agencies to supplement the efforts of available public and private resources.
4. Emergency interim successor means a person designated pursuant to this Ordinance, in the event an officer is unavailable to exercise the powers and discharge the duties of an office, until a successor is appointed or elected and qualified as may be prescribed by the Constitution, statutes, laws, charters, and ordinances of the State and its political subdivisions, or until the lawful incumbent or his successor is able to resume the exercise of the powers and the discharge of the duties of the office.
5. Emergency management means the preparation for, and the carrying out of, all emergency and disaster functions, as more fully defined by this Ordinance.

6. Emergency management volunteer means any person officially recognized by the Director of the Chatham Emergency Management Agency and assigned duties as an emergency management volunteer.
7. Emergency readiness means the level of readiness for an anticipated or impending emergency as expressed as an operational readiness condition (OPCON) rating.
8. Emergency standing operating procedures (SOP) means the standing operating procedures developed by each emergency response unit for the purpose of preplanning the unit's response to a request for emergency assistance.
9. Energy emergency means a condition of danger to the health, safety, welfare, or economic well-being of the citizens of this County arising out of a present or threatened shortage of usable energy resources; also any condition of substantial danger to the health, safety, or welfare of the citizens of this County resulting from the operation of any electrical power-generating facility, the transport of any energy resource by any means whatsoever, or the production, use, or disposal of any source material, special nuclear material, or by-product, as defined by the Atomic Energy Act of 1954, 68 Stat. 919, 42 U.S.C. 2011 et seq.; also any nuclear incident, as defined by the Atomic Energy Act of 1954, occurring within or outside this State, substantially affecting the health, safety, or welfare of the citizens of this County.
10. Energy resources means all forms of energy or power including, without limitation to, oil, gasoline, and other petroleum products; natural or synthetic gas; electricity in all forms and from all sources; and other fuels of any description, except wood.
11. Incident of Critical Significance means an actual or potential high-impact event that requires a coordinated and effective response by an appropriate combination of State, local, nongovernmental, and/or private-sector entities in order to save lives and minimize damage, and provide the basis for long-term community recovery and mitigation activities.
12. Local offices and local officers mean positions in the political subdivisions of the State.
13. Man-made or Human-caused disasters mean the application of one or more modes of harmful force to the built environment. These modes include but are not limited to contamination (as in the case of chemical, biological, radiological, or nuclear hazards), energy (explosives, arson, and even electromagnetic waves), or failure or denial of service (sabotage, infrastructure breakdown, and transportation service disruption).

14. Natural Disaster means any natural catastrophe including any hurricane, tornado, storm, high water, wind-driven water, tidal wave, tsunami, earthquake, volcanic eruption, landslide, mudslide, snowstorm, drought, or naturally caused fire, flood, or explosion.

15. Office means the position of head of any and all departments, agencies, boards, or commissions of the State or any of its political subdivisions; all constitutional General Assembly offices; all constitutional and other County offices; all of the judgeships of the State and its political subdivisions; and all of the positions in the legislative departments of the State or its political subdivisions.

16. Officer means the individual who shall hold an office.

17. Political subdivision means cities, counties, towns, villages, authorities, and any other bodies created by the State and exercising any of the governmental powers of the State.

18. State of emergency means the condition declared by the Governor when, in his judgment, the threat or actual occurrence of a disaster, emergency, or energy emergency in any part of the State is of sufficient severity and magnitude to warrant extraordinary assistance by the State to supplement the efforts and available resources of the several localities and relief organizations in preventing or alleviating the damage, loss, hardship, or suffering threatened or caused thereby.

19. State office or State officer means positions in the government of this State.

20. Unavailable means either that a vacancy in an office exists as the result of any emergency as defined in this Section and there is no deputy or other successors authorized to exercise all of the powers and discharge all of the duties of the office, or that the lawful incumbent of the office, including any deputy exercising the powers and discharging the duties of an office because of a vacancy, and his duly authorized deputy are absent or unable to exercise the powers and discharge the duties of the office.

§4-306 Emergency Management.

1. Emergency Management Function Defined.

“Emergency management” means the preparation for, and the carrying out of, all emergency and disaster functions other than those functions for which military forces or other State and Federal agencies are primarily responsible to prevent, minimize, and repair injury and damage resulting from emergencies or disasters, or the imminent threat thereof, of man-made or

natural origin. These functions include, without limitation to, fire-fighting services, police services, medical and health services, rescue, engineering, warning services, communications, defense from radiological, chemical and other special weapons, evacuation of persons from stricken areas, emergency welfare services, emergency transportation, plant protection, restoration of public utility services, and other functions related to civilian population, together with all other activities necessary or incidental to total emergency and disaster preparedness for carrying out the foregoing functions.

2. Emergency Management Concept of Operations.

a. Planning and preparation for an emergency by CEMA is an ongoing activity that is funded, staffed and managed on a countywide basis by Chatham County through its Emergency Management Agency. Funding for CEMA is appropriated annually by the County Commission with supplementary matching Federal funding made available through the State from the Office of Homeland security. CEMA's mission is to create the highest possible state of emergency readiness and to be prepared to react promptly to save lives and property in the County or any of its municipalities when threatened or affected by an emergency or major disaster.

b. CEMA is responsible for the preparation of the County Emergency Operations Plan that is based on the principle that local authorities bear the initial responsibility for emergency preparedness and disaster relief. Each level of government accomplishes the functions for which it is responsible, requesting assistance from the next higher level of government only after resources at the requesting level have been expended or are clearly inadequate to cope with the effects of the emergency or disaster.

c. The Emergency Operations Plan will be based on four phases of emergency management.

(1) Prevention. Those actions taken to avoid an incident or to intervene to stop an incident from occurring. Prevention involves actions taken to protect lives and property.

(2) Response. Activities that address the short-term, direct effects of an incident. These activities include immediate actions to preserve life, property, and the environment; meet basic human needs; and maintain the social, economic, and political structure of the affected community.

(3) Recovery. The development, coordination and execution of service and site-restoration plans and the services through individual, private sector nongovernmental, and public assistance programs.

(4) Mitigation. Any sustained actions taken to reduce or eliminate long-term risk to life and property from a hazardous event and to encourage long-term reduction of hazardous vulnerabilities. The goal of mitigation is to save lives and reduce property damage.

§4-307 Office of the Chatham Emergency Management Director.

There is hereby established the Chatham Emergency Management Office that shall perform emergency management functions countywide in Chatham County. The Chairman of the Chatham County Commission shall nominate to the State Director of the Office of Homeland Security/Georgia Emergency Management Agency for appointment by the Governor, a Director of Emergency Management for the entire County of Chatham. When appointed, the Director is charged with the following duties:

1. To represent the governing officials of Chatham County and its municipalities on matters pertaining to emergency management;
2. To assist County and municipal officials in organizing County and municipal departments for emergency operations;
3. To assist municipal and County department officials and directors with the development of "emergency standing operating procedures (SOP)" for each of the local governmental, private, or volunteer organizations that will be responding to the emergency. Each organization must develop its own emergency response plan with CEMA assistance, and it shall be closely coordinated with CEMA's Chatham County Emergency Operations Plan that is an overall coordination plan;
4. To develop in conjunction with municipal and County departments and agencies, the Chatham County Emergency Operation Plan for emergency functions as defined in Section 4-305 of this Ordinance. The Plan will be in consonance with the State Operations Plan, and shall be submitted to the governing officials of Chatham County and its municipalities for approval, and thence to the State Office of Homeland Security/Georgia Emergency Management Agency Director for approval;
5. To maintain CEMA and/or Department at the highest possible state of emergency readiness as defined herein, and carry out the day-to-day administration of the County emergency management program, including the submission of required reports to the State Office of Homeland Security/Georgia Emergency Management Agency;
6. To submit reports and plans as required by Federal, State, and local authorities in keeping with good management practices (e.g. financial, management activities, etc.);

7. To operate and manage a facility to be used as the Chatham Emergency Operations Center (EOC); and

8. To coordinate the activities of the Chatham Emergency Operations Center staff during periods of a declared emergency.

§4-308 CEMA and Emergency Operations Plan.

1. CEMA.

a. CEMA is responsible for assisting each participating municipal, County, private and volunteer organization, agency, or department that agrees to assist CEMA or participate in the emergency management program, with the development of simple, workable, and understandable emergency SOPs. The purpose of having such an emergency SOP is to ensure that the emergency response unit (department, agency, etc.) is organized and knows exactly what, when, and how it is to accomplish its emergency response function. Such emergency SOPs will be submitted through the CEMA Director to the appropriate local governing body for approval.

b. The Director of CEMA shall have direct responsibility for the organization, administration, and operation of the local organization for emergency management, subject to the direction and control of the County Commission Chairman and County Manager or their designee. Because CEMA is a countywide organization that coordinates the activities of each municipal and County department or agency, each local government retains authority over its own staff and equipment resources but subordinates itself to the overall coordination and direction of CEMA during an emergency. The extent of the participation of each local government during an emergency is determined in advance by the Plan.

c. The Director is responsible for ensuring that all of the duties and responsibilities assigned to CEMA by the "Georgia Emergency Management Act of 1981" are fulfilled to the highest degree possible given the resources provided for CEMA, including the specific duties listed in this Ordinance.

2. The Emergency Operations Plan.

a. CEMA shall develop and periodically update the emergency operations plan for the purpose of establishing policies, procedures, programs, and projects to implement this Ordinance and enable the County and municipal governments to respond to natural and man-made emergency situations.

b. The Director of CEMA is responsible for the development, execution, and coordination of the Chatham County Emergency Operations Plan. The Plan

shall be developed in close coordination with the State Office of Homeland Security/Georgia Emergency Management Agency. It shall also be based on recommended principles and practices promulgated by the Federal Department of Homeland Security and other recognized emergency and disaster preparedness agencies and relief organizations.

c. The Plan shall be submitted to the Chatham County Manager and Georgia Office of Homeland Security/Georgia Emergency Management Agency for review, comment, and recommendation to the Chatham County Commission. The Plan shall be adopted by the County Commission by resolution and may be changed and updated periodically by resolution.

d. Activation of the Chatham County Emergency Operations Plan. The Chatham County Emergency Operations Plan shall become operative as follows:

(1) Automatically by the declaration of a "state of emergency" by the Governor of the State of Georgia as either a state-wide, regional, or local area emergency or emergency alert; or

(2) Automatically by the declaration of emergency by the Chairman or Vice Chairman of the Chatham County Board of Commissioners.

(3) On order of the CEMA Director provided that the existence or threatened existence of a local emergency has been declared by the Governor; or that the Director is acting as the designee of the Chairman of the County Commission.

(a) The CEMA Director is hereby authorized to order the mobilization of any appropriate emergency response organization, or any portion thereof, as required to provide for increased readiness in the event of the threatened existence of an emergency prior to the activation of the Chatham County Emergency Operations Plan.

(b) The CEMA Director is further authorized to order the activation of the full Chatham County Emergency Operations Plan and all emergency response organizations in the event that an emergency has already occurred but neither the County Commission Chairman nor his successor are available, nor can they be communicated with in a timely fashion; or, upon the request of the Mayor, legally appointed successor, or the governing body of any Chatham County municipality or adjacent local government experiencing an emergency or disaster within their jurisdiction.

§4-309 Role of Chatham County and Municipal Governments During Non-Emergency Periods.

1. General Powers and Duties of Local Governments.

a. It is the duty of each local government to provide for the public health, safety, and welfare of its citizens by making provision for emergencies and disasters that may occur at some future date. Each local government within Chatham County is authorized and empowered by the Georgia Emergency Management Act of 1981, as amended, to make, amend, and rescind such orders, rules, and regulations as may be necessary for emergency management purposes. All such orders, rules, and regulations must be consistent with any orders, rules, or regulations promulgated by the Governor or by any State agency exercising a power delegated to it by the Governor.

b. All orders, rules, and regulations so promulgated shall have the full force and effect of law when a copy thereof is filed in the office of the Clerk of the County Commission or the appropriate municipal clerk's office.

All laws, ordinances, rules, and regulations inconsistent with the Georgia Emergency Management Act of 1981, or with any order, rule, or regulation issued under the authority of the Georgia Emergency Management Act of 1981 or this Ordinance shall be suspended during a Declaration of Emergency and to the extent that the conflict exists.

c. In order to attain uniformity so far as practicable throughout the United States in measures taken to aid emergency management, all actions taken under the authority of the Georgia Emergency Management Act of 1981 and this Ordinance and all orders, rules, and regulations made pursuant thereto shall be taken or made with due consideration to the orders, rules, regulations, actions, recommendations, and requests of Federal authorities relevant thereto and, to the extent permitted by law, shall be consistent with such orders, rules, regulations, actions, recommendations, and requests.

2. Responsibility of Chatham County Departments and Agencies and Municipalities to Develop Emergency SOPs.

Each municipality and County department official is responsible for the development of an appropriate response plan or emergency standing operating procedure (SOP) for each response unit. Each response organization must develop its own emergency SOP with CEMA assistance in order that it is closely coordinated with the Chatham County Emergency Operations Plan that is the overall, county-wide coordination plan. The purpose of an emergency SOP is to ensure that the emergency response unit is organized and knows exactly what, when, and how it is to accomplish its emergency response function. Each emergency SOP must be submitted through the CEMA Director to the appropriate local governing body for

approval. It is the CEMA Director's responsibility to assist each emergency response unit to develop an acceptable emergency SOP document.

§4-310 Emergency Response Powers of Chatham County and Municipal Governments.

1. Declaration of Emergency.

a. Grant of Authority.

In the event of actual or threatened occurrence of a disaster or event, including "energy emergency" as defined in the Georgia Emergency Management Act and any amendments thereto, which may result in the large scale loss of life, injury, property damage or destruction, or in the major disruption of routine community affairs or business and government operations in the unincorporated area of Chatham County, and is of sufficient severity and magnitude to warrant extraordinary assistance by CEMA and other Chatham County departments and other agencies to supplement the efforts of available public and private resources, the Chairman of the Chatham County Board of Commissioners or Vice Chairman may declare an emergency. The declaration of emergency shall continue until the Chairman or Vice Chairman finds that emergency conditions no longer exist.

b. Effect of Declaration of Emergency.

A declaration of emergency shall automatically activate the Chatham County Emergency Operations Plan as applicable to the unincorporated area of Chatham County, Georgia, and shall be authority for the deployment of personnel and use of any forces to which the Plan applies and for use or distribution of any supplies, equipment, materials and facilities assembled, stockpiled, or arranged to be made available pursuant to the Georgia Emergency Management Act of 1981 or any other laws applicable to emergencies or disasters.

A declaration of emergency shall authorize the Chairman to cause to be effective any of the following sections of the Emergency Management Ordinance of Chatham County as appropriate: Sections 4-311, 4-312, 4-313, 4-314, and 4-315. The Chairman shall execute a Declaration of Effective Ordinances During Emergency designating which of the foregoing sections are in effect. If these sections are included in a Declaration of Effective Ordinances During Emergency, they shall be in effect until the declaration of emergency has terminated.

c. Declaration of Emergency.

Upon the declaration of emergency or upon activation of the Chatham County Emergency Operations Plan as applicable to the unincorporated area of Chatham County, Georgia, an official "Declaration of Emergency" in compliance with the attached form shall be signed and communicated to the citizens of the affected area using the most effective and efficient means available. The declaration shall state the nature of the emergency, the geographic area affected by the declaration, the conditions that require the declaration and the conditions under which it will be terminated.

2. Emergency Powers of Chatham County and Municipal Governments.

a. Emergency Powers of Chatham County Government.

The Chairman of the Chatham County Board of Commissioners shall have and may exercise for such period as the declared emergency exists or continues, unless the State government assumes direct control of the emergency, the following additional emergency powers with the unincorporated area of Chatham County:

(1) To enforce all laws, rules, and regulations relating to emergency management and to assume direct operational control of all civil forces and helpers in the unincorporated area of the County;

(2) To seize or take private property for temporary use only if it cannot be acquired, temporarily or permanently, by purchase, donation or lease, and only if there is compelling necessity for the protection of the lives, health, welfare and/or property of citizens;

(3) To sell, lend, give, or distribute all or any such property among the inhabitants of the County and to account to the proper State or local agency for any funds received for the property;

(4) To perform and exercise such other functions, powers, and duties as may be deemed necessary to promote and secure the safety and protection of the civilian population of the County; and

(5) To coordinate the exercise of the above emergency powers within the unincorporated area of Chatham County with the Mayors of the municipalities of Chatham County and other appropriate local, State, and Federal officials through CEMA.

(6) In addition to any other emergency powers conferred upon the County Commission Chairman by law, the Chairman may specifically:

(a) Suspend any regulatory statute prescribing the procedures for conduct of County business, or the orders, rules, or

regulations of any County agency, if strict compliance with any Ordinance, resolution, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency or disaster;

(b) Utilize all available resources of the Chatham County government and subordinate agencies over which it has budgetary control as reasonably necessary to cope with the emergency or disaster;

(c) Transfer the direction, personnel, or functions of any Chatham County departments and agencies or units thereof for the purpose of performing or facilitating emergency services;

(d) Commandeer or utilize any private property if the County Commission Chairman finds this necessary to cope with the emergency or disaster;

(e) Direct and compel the evacuation of all or part of the population from any stricken or threatened area within the State, if the Chairman deems this action necessary, for the preservation of life or other disaster mitigation, response, or recovery;

(f) Prescribe routes, modes of transportation, and destinations in connection with evacuation;

(g) Control ingress and egress to and from a disaster area, the movement of persons within the area, and the occupancy of premises therein;

(h) Suspend or limit the sale, dispensing, or transportation of alcoholic beverages, firearms, explosives, and combustibles; and

(i) Make provision for the availability and use of temporary emergency housing.

(7) When the available funds are not sufficient for the purpose of paying the expenses incident to carrying out the provisions authorized by this Ordinance and Articles 1 through 3 of the Georgia Emergency Management Act of 1981, the County Commission Chairman may transfer from any available fund in the Chatham County treasury such sum as may be necessary to meet the expenses of the emergency or disaster; and the monies so transferred shall be repaid to the fund from which transferred when monies become available for that purpose by the Chatham County Commission, Georgia General Assembly, Federal grant, or otherwise.

(8) In the event that the County Commission Chairman proclaims an emergency or disaster, as defined in this Ordinance, the Chairman may

provide welfare benefits to the citizens of the unincorporated area of Chatham County in the form of grants to meet disaster related necessary expenses or serious needs of individuals or families adversely affected by an emergency or disaster in those cases where the individuals or families are unable to meet the expenses or needs from other means, provided that such grants are authorized only when matching State or Federal funds are available for such purposes.

(9) If the County Commission Chairman declares a local state of emergency solely because of an energy emergency, he shall not have the authority to:

(a) Seize, take for temporary use, or condemn property other than energy resources as authorized by this Ordinance;

(b) Sell, lend, give, or distribute property other than energy resources as authorized by this Ordinance; or

(c) Commandeer or utilize property other than energy resources as authorized by this Ordinance.

b. Emergency Powers of Municipalities of Chatham County.

(1) The Georgia Emergency Management Act of 1981, as amended, authorizes the municipalities within Chatham County to exercise the same emergency governmental powers within their municipal boundaries as it authorizes the County Commission to exercise within the unincorporated area of the County.

(2) In addition to the normal agreements embodied in the Chatham County Emergency Operations Plan for mutual emergency assistance with all Chatham County municipalities, the Chatham County Commission may contract with any municipality for the administration of a municipal emergency response program.

§4-311 Overcharging Prohibited. In order to preserve, protect or sustain the life, health or safety of persons, or their property, within an area in the unincorporated area of Chatham County designated in a declaration of emergency, it shall be unlawful, during the duration of the emergency or subsequent recovery period, for any person, firm or corporation located or doing business in the unincorporated area of Chatham County to overcharge for any goods, materials, foods, equipment, supplies, services, labor, motel rooms, temporary lodging or houses, sold or rented, within Chatham County.

1. Definitions.

(a) Overcharging means charging prices for goods, materials, foods, equipment, supplies, services, labor, motel rooms, temporary lodging or houses, which are in excess of the customary charges by 25% or, inapplicable cases, in excess of the suppliers' or providers' costs for such goods, materials, foods, equipment, supplies, services, labor, motel rooms, temporary lodging or houses, by 25%. The existence of overcharging shall be presumed from a 25% increase in the price at which the merchandise or rate, fee, cost/rental of housing was offered in the usual course of business immediately prior to the onset of the emergency, but shall not include increases in cost to the supplier directly attributable to the higher cost of material, supplies and labor costs resulting from the emergency.

(b) Subsequent Recovery Period means that period during which the emergency continues to cause disruptions in the area designated in the declaration of emergency, but shall not exceed six months after the declaration of emergency has been terminated.

2. This section shall become effective only upon the signing of a declaration of emergency and the signing of a declaration stating that it is in effect.

§4-312 Zoning Regulations Suspended.

1. In order to preserve, protect or sustain the life, health, welfare or safety of persons, or their property, within an area in the unincorporated area of Chatham County designated in a declaration of emergency, temporary mobile/ manufactured/ industrialized homes, travel trailers, recreational vehicles, campers or mobile/manufactured/industrialized home parks, campgrounds or other living areas may be located on property approved by the Chatham County Board of Commissioners in any zoning district. The parks, campgrounds or other living areas shall be designed by an engineer and plans shall be approved by the Chatham County Health Department, Engineering Department and Public Works Department, and the Building Safety and Regulatory Services Department. Permits may be issued by the Building Safety and Regulatory Services Department to establish temporary mobile/-manufactured/industrialized homes or mobile/manufactured/industrialized home parks for a period not to exceed eighteen months. Such approval may only be extended by the Chatham County Board of Commissioners beyond eighteen months after a public hearing and a demonstrated finding of necessity on behalf of the Chatham County Board of Commissioners. Except as provided herein, the Chatham County Zoning Ordinance shall remain in full force and effect.

2. This section shall become effective only upon the signing of a declaration of emergency and the signing of a declaration stating that it is in effect.

§4-313 Emergency Business License.

1. Before conducting any business within an area in the unincorporated area of Chatham County designated in a declaration of emergency, a business license shall be obtained and posted at the work site. Said business license shall expire at the end of twelve (12) months. The cost of the emergency business license shall be equal to the cost for a license issued under current regulations for the business conducted.

2. Applicants shall provide the following information when applying for a temporary business license:

- a. Name of applicant;
- b. Permanent address and telephone number of applicant;
- c. Local address and telephone number of applicant;
- d. Applicant's date of birth and age, if an individual;
- e. Applicant's Social Security Number or Federal Employer Identification Number;
- f. If applicant is a corporation, the state and date of incorporation;
- g. Tag registration for each vehicle to be used in the business;
- h. List of cities where business has been conducted by the applicant within the past 12 months;
- i. Georgia Sales Tax number or authorization;
- j. Georgia State Business License number, if required;

3. The temporary business license application shall be signed under oath by the applicant.

4. This section shall become effective only upon the signing of a declaration of emergency and the signing of a declaration stating that it is in effect.

§4-314 Emergency Building Permit.

1. Before repairing any structure within an area in the unincorporated area of Chatham County designated in a declaration of emergency, a building permit must be obtained and posted at the work site. The cost of the emergency building permit shall be equal to the cost for a building permit under current regulations. The permit shall only be authorized for repairs. Applicants shall provide the following information when applying for a temporary building permit:

- a. Name of applicant;
- b. Permanent address and telephone number of applicant;
- c. Local address and telephone number of applicant;
- d. Applicant's Social security Number or Federal Employer Identification Number;
- e. If applicant is a corporation, the state and date of incorporation;
- f. Tag registration for each vehicle to be used in the business;

- g. List of cities where business has been conducted by the applicant within the past 12 months;
 - h. Georgia Sales Tax number or authorization;
 - i. Georgia State Business License number, if required;
2. The emergency building permit application shall be signed under oath by the applicant.
3. This section shall become effective only upon the signing of a declaration of emergency and the signing of a declaration stating that it is in effect.

§4-315 Closed or Restricted Areas and Curfew during Emergency.

1. In order to preserve, protect or sustain the life, health, welfare or safety of persons, or their property, within an area in the unincorporated area of Chatham County designated in a declaration of emergency, it shall be unlawful for any person to travel, loiter, wander, or stroll in or upon the public streets, highways, roads, lanes, parks, or other public grounds, public places, public buildings, places or amusement, eating places, vacant lots or any other place in the unincorporated area of Chatham County during a declared emergency between the hours of 9:00 p.m. on any day and 6:00 a.m. of the following day, unless otherwise specified by the Chairman, until the curfew is lifted by the Chairman of the Chatham County Board of Commissioners.
2. In order to promote order, protect lives, minimize the potential for looting and other crimes, and facilitate recovery operations during an emergency, the Chairman shall have discretion to impose reentry restrictions on certain areas. The Chairman shall exercise such discretion in accordance with the Chatham County, Georgia Emergency Operations Plan, which shall be followed during all emergencies.
3. The provisions of this section shall not apply in the following instances:
 - a. Authorized law enforcement personnel;
 - b. Authorized health care providers;
 - c. Authorized personnel of Chatham County;
 - d. National Guard or Federal Military Personnel;
 - e. Authorized firefighters;
 - f. Emergency response personnel/volunteers working with or through CEMA;
 - g. Authorized utilities repair crews;
 - h. Citizens pursuing legitimate means to restore order to their homes or businesses while already on their own property or place of business;

i. Other authorized persons as set forth in a list compiled by CEMA and/or the Chief of Police or Sheriff of Chatham County with the approval of the Chairman.

4. Enforceability. This section shall be enforced by officers of the Savannah Chatham Metropolitan Police Department, the Sheriff of Chatham County and his lawful deputies, and the officers of any other law enforcement agency authorized by the Chief of Police, the Sheriff of Chatham County and approved by the Chairman to provide aid and assistance during an emergency.

5. Nothing in this section shall prohibit an officer from bringing additional charges under State law.

6. This section shall become effective only upon the signing of a declaration of emergency and the signing of a declaration stating that it is in effect.

§4-316 Liberality of Construction, Enforcement, and Penalty for Violation.

1. Liberality of Construction.

This Ordinance shall be liberally construed in favor of the governing body of Chatham County and deemed neither to limit nor repeal any other powers granted under State statutes.

2. Enforcement.

The CEMA Director shall have the legal authority to conduct such necessary and appropriate investigations to carry out the duties prescribed in this Ordinance or properly assigned by the County, and for this purpose to enter at a reasonable time upon any property, public or private, for the purpose of investigating and inspecting the sites involved with emergency management functions.

No person shall refuse entry or access to any authorized representative or agent of the County who requests entry for purposes of inspection, and who presents appropriate credentials, nor shall any person obstruct, hamper, or interfere with any such representative while in the process of carrying out their official duties.

The law enforcement authorities of the State and of the political subdivisions thereof shall enforce the orders, rules, and regulations issued pursuant to Articles 1 through 3 of the Georgia Emergency Management Act of 1981 and this Ordinance.

3. Penalties for Violation.

Failure to comply with any of the requirements and provisions of these regulations shall constitute a violation of this Ordinance. Any person who violates this Ordinance or fails to comply with any of its requirements shall, upon conviction thereof, be fined not more than \$500, and in addition, shall pay all costs and expenses involved in the case. The owner of land upon which a violation occurs, and each person assisting in the commission of a violation, shall be guilty of a separate offense. Each day during which the violation or failure to comply continues shall be a separate violation.

In addition to the remedies set forth in Articles 1 through 3 of the Georgia Emergency Management Act of 1981, and this Ordinance, the Court is authorized under O.C.G.A. §38-3-5 of the Georgia Emergency Management Act of 1981 to obtain an injunction to restrain violations of the provisions of this Ordinance and Articles 1 through 3 of the Georgia Emergency Management Act of 1981.

§4-317 Repeal of Conflicting Ordinances and Resolutions. All ordinances or resolutions or parts thereof in conflict with this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.

§4-318 Conflict with Other Laws. Whenever the provisions of this ordinance are more restrictive than the standards required in, or under, any other covenant, ordinance, or resolution, the provisions of this ordinance shall govern. Whenever the provisions of any other statute, covenant, ordinance, or resolution are more restrictive than the standards required in this ordinance, the provisions of said statute, etc., shall govern.

§4-319 Severability. Should any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance be adjudged invalid or held unconstitutional by a court of competent jurisdiction, such declaration shall not affect the validity of this Ordinance as a whole or any part or provisions thereof, other than the part so decided to be invalid or unconstitutional.

§4-320 Effective Date. This Ordinance shall become effective on _____, 2006.

**STATE OF GEORGIA
COUNTY OF CHATHAM**

DECLARATION OF EMERGENCY

WHEREAS, the Chatham County Board of Commissioners as the governing body of Chatham County, Georgia is vested with the power to protect the lives,

health, welfare and property of citizens coextensive with the necessity of the situation and the safeguard of the public interest, pursuant to Ga. Constitution Art. 9, §2, ¶3, GA. Constitution Art. 9, §2, ¶1 and the laws of the State of Georgia; and

WHEREAS, the Chatham County Board of Commissioners adopted amendments to the Chatham County Emergency Management Ordinance for the protection of the public during emergencies which shall only be implemented upon a declaration of emergency and the signing of a declaration stating that they are in effect; and

WHEREAS, in the judgment of the Chairman of the Chatham County Board of Commissioners, with appropriate advice from the Chatham Emergency Management Agency ("CEMA") and other agencies, emergency conditions exist in (geographic location) due to (conditions which require the declaration to be issued); and

WHEREAS, "emergency" means any extraordinary condition in which there exists the threat or actual occurrence of a disaster or event, including "energy emergency" as defined in the Georgia Emergency Management Act and any amendments thereto, which may result in the large scale loss of life, injury, property damage or destruction, or in the major disruption of routine community affairs or business and government operations, and is of sufficient severity and magnitude to warrant extraordinary assistance by CEMA and other Chatham County departments and other agencies to supplement the efforts of available public and private resources.

NOW THEREFORE, pursuant to the authority vested in me by the laws of the State of Georgia,

IT IS HEREBY DECLARED that emergency conditions exist in (geographic location) due to (conditions which require the declaration to be issued) and that upon the occurrence of (conditions under which declaration to be terminated), this declaration shall be terminated.

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- 3. THE PETITIONER, CLAY LOYLESS, AGENT (FOR KERN-COLEMAN & CO.), IS REQUESTING THE REZONING FOR 1401 ARGYLE ROAD. A 56.67 ACRE (PORTION TO BE REZONED) PROPERTY FROM AN R-A (RESIDENTIAL AGRICULTURE) CLASSIFICATION TO PDR-SM (PLANNED DEVELOPMENT RECLAMATION-SURFACE MINING) CLASSIFICATION AND A GENERAL DEVELOPMENT PLAN SUBMITTED IN CONJUNCTION THEREWITH. THE MPC RECOMMENDS APPROVAL.
MPC FILE NO. Z-051014-60038-1
[DISTRICT 7.]**

ACTION OF THE BOARD:

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

AGENDA ITEM: X1-3

AGENDA DATE: January 13, 2006

TO: BOARD OF COMMISSIONERS

THRU: R. E. ABOLT, COUNTY MANAGER

FROM: THOMAS L. THOMSON, EXECUTIVE DIRECTOR

LEGAL NOTICE/AGENDA HEADING:

The petitioner Clay Loyless, Agent (for Kern-Coleman & Co.) Is requesting the rezoning for 1401 Argyle Road a 56.67 acre (portion to be rezoned) property from an R-A (Residential Agriculture) classification to PDR-SM (Planned Development Reclamation-Surface Mining) classification and a General Development Plan submitted in conjunction therewith. The MPC recommends approval. MPC File No. Z-051014-60038-1

ISSUE:

Rezoning approximately 56.67 acres currently zoned R-A (Residential-Agriculture) to a PDR-SM (Planned Development-Reclamation-Surface Mining) classification. The petitioner is also seeking approval of a General Development Plan (MPC File No. P-040114-48815-1) as required by the PDR-SM district regulations.

BACKGROUND:

The 56.67 acre site to be rezoned is part of a larger 255.50 acre parcel. In 2004, a 32.33 acre portion of the parcel was zoned to PDR-SM to allow surface mining of sand and gravel. The current petition proposes to expand the surface mining area. Accordingly, rezoning a portion of the overall parcel is required.

The Chatham County Zoning Ordinance requires that a General Development Plan be submitted as part of a rezoning petition to PDR-SM. The MPC may disapprove, approve, or modify the plan so as to meet the purpose of Section 4-6.8, P-D-R. The referenced section contains submittal requirements and includes standards for buffering, operations, access and reclamation. A review of the General Development Plan is attached (MPC File No. P-051110-40139-1).

....

REQUESTED ZONE**PD-R-SM (Planned Development-Reclamation Surface Mining)**

The purpose of this district is to permit the filling and/or surface mining of land in a manner which insures that the operation of such activity does not adversely affect the ecology, or the use and enjoyment of surrounding properties, and that upon a timely conclusion of such activity, the site is permanently established as either an inert landfill or a lake in such a manner so as to render the property aesthetically compatible with surrounding uses and in a date condition. PD-R districts approved for inert landfills shall be designated PD-R-L and PD-R districts approved for surface mining shall be designated PD-R-SM at the time of rezoning. Such designations shall be shown on the official zoning Map of Chatham County.

....

**Petition of Clay Loyless, Agent
MPC File No. Z-051014-60038-1**

MPC recommends that the following described property be rezoned from its present R-A (Residential Agricultural) classification to a PDR-SM (Planned Development Reclamation-Surface Mining) classification.

LEGAL DESCRIPTION

Starting on a point located at the intersection of the centerline of Ga. Hwy 204 and the eastern right of way of the access road to the petitioners' property, thence proceeding southerly along a line South 01 degrees 53 minutes 42 seconds a distance of approximately 1260 feet to a point, thence westerly along a line North 83 degrees 23 minutes 03 seconds West a distance of approximately 732 feet to a point, said point being the point of beginning, thence westerly along a line North 83 degrees 23 minutes 03 seconds West a distance of approximately 1472 feet to a point, thence southerly along a line South 35 degrees 04 minutes 52 seconds West a distance of approximately 877 feet to a point, thence easterly along a line South 72 degrees 10 minutes 22 seconds East a distance of approximately 646 feet to a point, thence along a line South 19 degrees 34 minutes 27 seconds East a distance of approximately 609 feet to a point, thence along a line South 45 degrees 05 minutes 33 seconds East a distance of approximately 383 feet to a point, thence along a line South 74 degrees 54 minutes 59 seconds a distance of approximately 341 feet to a point, thence along a line South 48 degrees 34 minutes 05 seconds East a distance of approximately 323 feet to a point, thence along a line South 62 degrees 43 minutes 57 seconds East a distance of approximately 383 feet to a point, thence along a line South 05 degrees 56 minutes 01 second East a distance of approximately 41 feet to a point, thence along a line South 72 degrees 13 minutes 52 seconds East a distance of approximately 260 feet to a point, thence in a northerly direction along a line North 45 degrees 10 minutes 01 second East a distance of approximately 559 feet to

a point, thence along a line North 01 degrees 41 minutes 03 seconds East a distance of approximately 131 feet to a point, thence westerly along a line North 88 degrees 19 minutes 03 seconds West a distance of approximately 393 feet to a point, thence along a line North 74 degrees 47 minutes 09 seconds West a distance of approximately 695 feet to a point, thence along a line North 39 degrees 52 minutes, 52 seconds West a distance of approximately 116 feet to a point, thence along a line North 32 degrees 02 minutes 52 seconds East a distance of approximately 327 feet to a point, thence along a line N 37 degrees 23 minutes 34 seconds West a distance of approximately 217 feet to a point, thence along a line North 20 degrees 05 minutes 41 seconds East a distance of approximately 157 feet to a point, thence along a line North 82 degrees 21 minutes 01 second East a distance of approximately 239 feet to a point, thence along a line North 41 degrees 59 minutes 10 seconds East a distance of approximately 265 feet to a point, thence in a northerly direction along a line North 20 degrees 06 minutes 51 seconds West a distance of approximately 190 feet to a point, thence along a line North 02 degrees 38 minutes 40 seconds East a distance of approximately 368 feet back to the point of beginning.

The property is further identified by Property Identification Numbers follows:

P.I.N.: 1-1050-01-002

MPC File No. Z-051014-60038-1

=====

XII. SECOND READINGS

None.

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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 as information.

=====

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

ACTION OF THE BOARD:

A status report was attached as information.

AGENDA ITEM: XIII-2

AGENDA DATE: January 13, 2006

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

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
Sports turf care products for two soccer fields and Memorial Stadium	Parks and Recreation	Lesco, Inc.	\$5,668	General Fund/ - Parks and Recreation
Annual maintenance contract on Arcview/GSI software	Mosquito Control	Esri (Sole Source)	\$4,700	General Fund/ - Mosquito Control
100 loads (14yards/load) of sand clay material for various road projects	Public Works and Park Services	Landyard Development, Inc.	\$4,500	SSD - Public Works
Various executive office and guest chairs	Voter Registration	V.I.P. Office (MBE)	\$3,312	General Fund/ - Voter Registration

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3. ROADS AND DRAINAGE REPORTS.

ACTION OF THE BOARD:

Status reports were attached as information.

AGENDA ITEM: XIII-3 - Roads
AGENDA DATE: January 13, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Frank Sweat, Program Manager

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

BACKGROUND: The schedules for construction are dictated by the GDOT allocations of funds among the Congressional districts and the balancing of funds in the Chatham Urban

Transportation Study (CUTS) Transportation Improvement Program (TIP). The current TIP and Long Range Transportation Plan (LRTP) were approved by the CUTS Policy Committee on June 22, 2005. Key milestone events are summarized in the attached table.

FACTS AND FINDING:

1. Truman Parkway, Phase 5. Right of way plans were approved on June 30, 2005. The acquisition process has started and will take until the Spring of 2007, to complete (26 parcels acquired by early acquisition; 65 parcels to acquire). Design is underway.

2. US 17, Ogeechee River to SR 204: Work is at a standstill. GDOT has put the contractor on notice for non-performance. A video conference with GDOT Commissioner Linnenkohl regarding lack of progress was held December 6, 2005. The bonding company was notified subsequent to that meeting, and GDOT is negotiating with them to determine how the project will be completed.

3. Middleground Road/Montgomery Cross Road Widening. Under construction. Power lines, telephones and water/sewer facilities are being relocated along the three mile length of the project. GDOT is reviewing a fee proposal from the contractor for a change order as a result of a redesign for the storm drainage.

4. Stephenson Avenue. Substantially complete as of April 1, 2005. Liquidated damages totaling \$54,450 were assessed from December 1, 2004 to March 31, 2005. GDOT, in company with the County, City of Savannah and APAC performed the final inspection on June 14, 2005. A final punch list (129 items) was compiled by GDOT with input from the County and the City of Savannah. This was given to APAC on June 21, 2005. Punch list items remain to be corrected. Staff is reviewing claims by APAC for additional costs and a time extension. Due to lack of activity on APAC's part to complete the punch list items, the GDOT sent a letter dated October 7, 2005, to them demanding justification for inactivity. APAC was given 10 days to respond. They contacted the GDOT and set up a meeting with staff and GDOT on site on October 12, 2005. The remaining punch list items were reviewed with APAC. Many of the remaining items were corrective work that their subcontractor Dixie Excavating needed to do. Dixie Excavating worked on the project (one day) the next day October 13, 2005. GDOT advises that they told APAC to notify them when they would going to be on the project to work. Dixie Excavating resumed sporadic work on November 16 on corrective work for the water lines. Tony Robinson, the GDOT project manager, advises the water line corrective work is essentially complete. The corrective work for the storm drain manholes and sewer lines is essentially complete. Dixie Excavating, the subcontractor for the new water lines, is to notify the City of Savannah when that corrective work is complete and ready for inspection.

5. Whitfield Avenue Widening. The FHWA approved the EA on February 13, 2004, which authorized the County to proceed with preliminary design (completed in June, 2004). Staff was advised in January, 2005, however, that the widening of the median for landscaping and the proposed reduction in speed limit would require amending the previously approved Concept Report and Environmental Assessment. The wider raised median causes at least three additional residential displacements and increases the GDOT's right of way acquisition costs. The revised Concept Report was submitted to GDOT on July 6, 2005. The GDOT asked for updated right of way acquisition cost which was provided to Atlanta right-of-way on October 21, 2005. Waiting for GDOT approval so the environmental document can be revised.

6. Diamond Causeway Widening. The Draft EA was approved by the FHWA on February 25, 2005, for advancement to public hearing. A Public Information Open House (PIOH) was held on June 9. GDOT staff is re-looking design criteria (width of median and design speed of high span bridge) in the Draft EA. Guidance and decision by the GDOT is pending. In the meantime, the County offered to do the improvements on Skidaway Island by County Contract. The design for the portion on the Island is underway and should be done by February of this year.

7. Bay Street Widening from I-516 to Bay Street Viaduct. The Concept Report was approved by the GDOT on February 9, 2005. The Draft EA was sent to the GDOT for review on May 20, 2005. Based on a request from the GDOT, additional information was provided in November 2005 regarding the Housing Authority of Savannah plans for Fellwood Homes (the HAS intends to begin demolition next year).

8. Jimmy DeLoach Parkway, Phase 2 (I-16 to US 80). Another revised Final EA with a Finding of No Significant Impact (EA/FONSI) was forwarded to the GDOT on September 15, 2004. The GDOT forwarded the EA to FHWA on December 14, 2004, for approval. On March 1, 2005, the FHWA issued six additional comments requiring changes and an update of the Conceptual Stage Study. The revised Conceptual Stage Study was delivered to the GDOT on May 12, 2005. An updated Relocation Study was submitted on July 12, 2005. It was revised and resubmitted to GDOT on September 14, 2005. GDOT forwarded the EA/FONSI, to the FHWA on October 20, 2005.

9. White Bluff/Coffee Bluff Road. A Public Information Open House (PIOH) was held on August 12, 2004. GDOT is still reviewing letters to respondents of the public meeting. The Need and Purpose is being revised to essentially create a 3-lane section from Willow Road to Cedar Grove (near entrance to Country Day School) and improve the two lanes (i.e. widen pavement to 12 feet wide travel lanes) from Cedar Grove to Rose Dhu Road. The project will include either sidewalks on both sides or a multi-purpose trail on one side.

10. Eisenhower Widening from Abercorn to Truman Parkway. The Concept Report was approved by GDOT on June 22, 2004, but was not received by the County until November 15, 2004. Because of the high estimated right of way costs (over \$22 million -- local cost), the City of Savannah, Chatham County and the consultants have reviewed the project and have proposed reductions in the project which was sent to GDOT October 28, 2005.

11. Abercorn Widening from Largo Drive to Rio Road. The Concept Report was revised to reflect the changed terminus from Deerfield Road to Largo Drive and sent to GDOT on June 28, 2004. This project is affected by other projects currently under design (intersection improvements at Largo, and Truman Parkway, Phase 5).

12. Skidaway Widening: The Final EA was approved by the FHWA on December 30, 2004. The County's consultant submitted a proposal (over \$750,000) which staff will need to evaluate for an amendment to the engineering services contract or a new contract to incorporate all new GDOT requirements known to date to complete the design. In accordance with the LGPA, the County is responsible for acquiring the necessary right of way. The GDOT has agreed to fund, award and manage the construction project. Due to reductions in state and federal highway funds, staff will look at the feasibility of requesting that GDOT break this project into several construction contracts.

13. Islands Expressway Bridge Replacement. LPA Group (consultant) is under contract with County to develop the Concept Report. A Public Information Open House was held on May 26, 2005, presenting three alternatives to construct high span bridges. Approximately 75 attended. The consultant has prepared responses to the comments received. The draft Concept Report needs estimated utility relocation cost from GDOT to complete it.

14. US 80/SR26

a. Lynes Parkway to Victory Drive. GDOT is preparing the EA. The GDOT schedule shows a public hearing in 2005 and award of a construction contract in 2007.

b. Bull River to Lazaretto Creek. GDOT is working on the EA. The GDOT hosted a PIOH on August 25, 2005, at the Tybee Island City Hall.

15. Local Roads

a. Fountain Road. Final plans and ROW plats have been sent to Moreland/Altobelli for right-of-way acquisition which is underway. Due to the new alignment of the road, the USACE has determined that wetlands are impacted. Permit received July 12, 2005. GDOT executed the County Contract and gave notice to proceed (NTP) on February 9, 2005. The contract, however, was apparently lost in the mail and was only recently received after staff inquired about it. Staff expected the solicitations for bids for a construction contract to be out by the end of August, however, right-of-way negotiations required some plan changes which delayed this process. Right-of-way issues continue to delay solicitations for bid. There are title issues on one parcel that must be cleared up in court before it can be acquired. If all proceeds as hoped, staff expects to have the right-of-way acquired and plan changes completed to be able to bid the project for contract by January 2006.

b. Mobley Street, Yucca Place, Perkins Place, Stone Street. Final plans were provided to GDOT District Office in Jesup. The District Office sent the construction estimate to Atlanta for these four streets on October 14, 2005, for preparation of the County Contract. The executed Right-of-Way Agreement was returned to GDOT on November 16, 2005. Terry Gable, the State Aid Administrator in Atlanta, advised on November 21, 2005, that he will direct that the County Contract be put together and sent to the County for execution.

c. Bond Avenue, Heather Street, Betran Avenue, Shore Road. GDOT executed the County Contract and gave NTP on August 19, 2005. It was projected earlier that solicitations for bids for a construction contract would be sent out during September, but right-of-way issues on these projects are also delaying the bid process. These issues now require more plan changes. We must have the plans in a final state for all four roads prior to bidding the project for construction. Given the uncertainty of how long it will take to complete the right-of-way acquisitions, it is difficult to forecast a start date for construction, but it will probably not be until at least March of 2006.

d. Dulany Road, Cramer Street, Palm Drive and Old Pine Barren Road. On May 27, 2005, the Board of Commissioners authorized entering into contract with the consulting firm of McGee Partners to survey and design to pave these roads. The kick-off coordination meeting was held on June 23. The schedule calls for construction plans to be ready on Cramer Street and Palm Drive in June 2006. The consultant is finalizing plans, including coordination of right-of-way acquisitions, for Old Pine Barren Road and Dulany Road. Requests for County Contracts with the GDOT on Old Pine Barren Road and Dulany Road were approved by the Board approval on October 21.

RECOMMENDATION: For information.

Districts: All

SUMMARY OF ROAD PROJECT STATUS

January 2006

PROJECT	ELEMENT	MILESTONE FOR COMPLETION	AGENCY RESPONSIBLE	NOTES
Truman Parkway, Ph 5	Environmental ROW	Complete Dec 2006	County County/GDOT	EIS approved 8/12/99 Acquisition underway as of 7/1/05.
	Final Design Construction	Feb 2007 TBD	County/GDOT GDOT	COMMISSIONER STONE LR
US 17: Ogeechee Riv/SR204	Construction	Jan 2006	GDOT	GDOT has referred lack of progress to bonding company.
Middleground/Montgomery Cross Road Widening	Construction	May 2006	GDOT	Will be extended.
Jimmy DeLoach Pkwy, Ph 2	Environmental ROW Construction	Unknown	County County GDOT	COMMISSIONER STONE LR
Whitfield Avenue Widening	Environmental Design ROW Construction	Feb 2004	County County County/GDOT GDOT	EA/FONSI signed Feb 13 Preliminary plans on hold. ROW funded FY2005/06 COMMISSIONER STONE FY 2007
Diamond Causeway Widening and two bridges	Environmental Design ROW Construction	Unknown	County County GDOT GDOT	Draft EA signed Feb 25. ROW FY 2007 COMMISSIONER STONE LR
Skidaway Road Widening	Environmental Design ROW Construction	Complete	County County County GDOT	Final EA signed 12.30.04 Change order or new contract needed for design to continue.
Bay Street from I-516 to Viaduct	Environmental	Dec 2005	County	Draft EA pending approval by GDOT.
	ROW Final Design Construction	Feb 2007 Apr 2007 TBD	County County GDOT	COMMISSIONER STONE LR

US 80 Widening - Bull River to Lazaretto Ck - I-516 to Victory Drive	Environmental Environmental	Unknown Unknown	GDOT GDOT	COMMISSIONER STONE LR COMMISSIONER STONE FY 2007
White Bluff/Coffee Bluff	Environmental	Unknown	County	COMMISSIONER STONE LR
Eisenhower (Abercorn to Truman Parkway)	Environmental		County	Concept Report approved June 22, 2004.
Abercorn (Largo Drive to Rio Road)	Environmental		County	Concept Report pending approval.
NOTES: COMMISSIONER STONE = FY in which the projects are programmed for construction in the CUTS 2006-2008 TIP.				

AGENDA ITEM: XII-3 - Drainage
AGENDA DATE: January 13, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

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

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

FACTS AND FINDING:

1. Pipemakers Canal
 - a. Phase 1 (From the outfall at Savannah River to SR 21). Double channel size, replace bridges, replace tidegate, and provide maintenance access.
 - i. The construction work is complete and the new sluice gates are now able to function automatically. The contractor continues to make final adjustments to the automatic controller device prior to final acceptance.
 - ii. Substantial completion inspection was conducted on November 22, 2005. Final cleanup and adjustments to the gate remain to be completed.
 - b. Phase 2 (From SR 21 to I-95). Double channel size and provide maintenance access.
 - i. ROW acquisition is underway.
 - ii. The permit application package and drawings for this project were returned to the consultant for corrections in early June 2005. Staff

- is still waiting on the consultant for the revised documents in order to assemble the required application package.
- iii. A contract to install an access road between Phase 1 and SR21 was approved by the Commission on December 2, 2005. Work will start when weather conditions permit.
 - c. Kahn Mitigation Site. The final mitigation package for Phase 2, which includes the Kahn Site, is being designed concurrently with Phase 2 design. Staff is waiting on the consultant to provide the final project documents.
 - d. Bridge Removal and Sheet Pile Wall Modifications. A project to remove the existing bridge (with the tidegates) restricting the flow of drainage from Pipemakers Canal into the Savannah River. Design is underway.
2. Hardin Canal
- a. Phase 1 (From SR307 to I-16). Widen channel and replace bridge crossings.
 - i. Efforts to acquire necessary permits from the USACE are ongoing. Strong objections from various review agencies have not been overcome. Staff is preparing the necessary materials to reapply for a separate permit to cover only the crossings at SR307.
 - ii. Crossings at SR307. Enlarging the crossings under Dean Forest Road (SR307) will be accomplished as a separate construction project. Design work is in progress.
 - b. Phase 2 (From I-16 to Pine Barren Road). Widen channel and construct a detention pond. No target construction date.
3. Westlake/Springfield Canal
- a. Phase 1. Crossing and channel improvements from Perimeter Road on Hunter Army Airfield downstream toward the Forest River. Completed January 2002.
 - b. Phase 2. Acquisition and removal of flood-prone properties are complete. Plans to provide access, site security and improve the outfall will be assembled by staff into a project to be constructed in 2006.
 - c. The railroad undercrossing Final Design Report has been approved. Staff is negotiating for access onto Hunter Army Airfield property (required for project construction). Other easements for construction are being acquired under the Louis Mills Drainage Improvement Project.
 - d. Perimeter Road Repairs. Staff requested HAAF to reimburse the County for the cost of the repairs. HAAF subsequently denied any responsibility and has refused to reimburse the County. Staff is considering options.
4. Placentia Canal
- a. Phase 1. Tidegate at Bonaventure Road. Completed February 1999.
 - b. Phase 2. Crossing and channel widening from Bonaventure Road to Shell Road in Thunderbolt. Completed October, 2002.
 - c. Placentia Beautification Project: Correction of a drainage problem along Tennessee Ave. and to improve the appearance of the canal near the Bonaventure Bridge. Negotiations for the necessary rights of way and easements are pending. Staff is proceeding with fencing modifications to improve access for the Department of Public Works.

5. Conaway Branch Canal (tributary of Pipemakers Canal) Widen channel with road crossing improvements and a maintenance road.
 - a. Phase 1 includes channel improvements and crossing upgrades north of Main Street to Pipemakers Canal.
 - i. Phase 1A extends from Pipemakers Canal to Conaway road. Preliminary construction and right of way plans have been returned to the Consultant for corrections. Coordination with GDOT for the crossing at Highway 80 is ongoing. Wetland delineation approval and a Provisional Wetland Permit have been received from the USACE. Staff is evaluating options to meet mitigation requirements.
 - ii. Phase 1B extends from Conaway Road to Main Street. Construction of these improvements is subject to available funding.
 - iii. Phase 1C includes the area west of Maple Street. Construction costs are to be funded by the City of Bloomingdale. Recommended improvements have been provided to the City of Bloomingdale.
 - b. Phase 2 includes improvements to system south of Main Street to Hardin Canal. These improvements are the responsibility of the City of Bloomingdale.
6. Little Hurst Canal Improve undercrossings at SR 21 and railroad, and widen channel downstream of SR21. Revised hydraulic analysis and recommendations were completed in 2004. The impacts of proposed land development projects by GPA and a private development in the City of Port Wentworth are being investigated. Staff intends to restart the project in 2006, beginning with a request to the GPA for site access and submitting a permit application to the USACE.
7. Wilmington Park Canal
 - a. Phase 1. (Construction of tide gate) Completed September 2002.
 - b. Phase 2. Widen channel and improve culvert crossings under Wilmington Island Road.
 - i. Received permit from USACE on July 5, 2002. Project is under design, incorporating changes to reduce cost while still attaining storm water goals. Surveying for alternative route is complete. Review of preliminary report and recommendations is underway.
 - ii. Repairs of a slope stabilization problem by County Public Works have achieved satisfactory results. Further work does not appear to be required at this time.
8. Kings Way Canal Widen channel and enlarge culverts east of Whitfield Avenue to Vernon River.
 - a. Improvements to crossing of the canal under Whitfield were constructed as part of the Truman Parkway, Phase 4 project.
 - b. The issue concerning existing easements and rights of way has been resolved. The consultant has been directed to proceed with completion of the design.
9. Romney Place Drainage
 - a. Phase 1. Improve drainage along Central Avenue. Completed October 2001.

- b. Phase 2. Improve storm drains and road crossings on Romney Place and along Parkersburg Road. The design drawings and preliminary easements are under review by staff.

- 10. Village Green Canal
 - a. Phase 1. Upgrade culvert under Cambridge Drive. Completed October 1999.
 - b. Phase 2. Staff has accepted the consultant's recommendations for improvements. Wetland delineation has been approved by the USACE. Compilation of citizen drainage survey to help establish project need and purpose for permitting is complete.

- 11. Port Industrial Park Increase the capacity of the crossing under State Route 307 and improve the channel downstream to Pipemakers Canal.
 - a. Design of the project to improve the canal downstream from SR307 to Pipemakers Canal is complete. The extension to the wetland permit has been obtained from the USACE.
 - b. Acquisition of rights of way is in progress.

- 12. Louis Mills Canal Widen channel from Veterans Parkway downstream to outfall at Westlake Canal and improve crossing under Marshall Avenue. Design is complete. Acquisition of Easements and ROW is underway. Easements at the downstream end of this project will be used and are necessary for construction of the Westlake Undercrossing project (See item 3.c. above). Permitting is underway.

- 13. Redgate/Rahn Dairy A project to provide larger underdrains at several road crossings, canal widening and provisions for maintenance access.
 - a. This project will reduce stormwater flows in the Louis Mills system as well as provide improve drainage in the existing canal.
 - b. Preliminary design is complete. Acquisition of easements and permitting is underway.

- 14. Diggs Avenue Drainage (part of Louis Mills) This drainage improvement project involves improving drainage at the east end of Diggs Avenue. Acquisition of ROW is underway. As a result of several liens on the property, Staff expects acquisition will take several more months to complete.

- 15. Ogeechee Farms
 - a. Phase 1. Improve internal collector system south of Vidalia Road. The project is complete and was accepted by the County in December 2005.
 - b. Phase 2. Improve road crossings at various locations.
 - i. The County has received the Section 404 wetlands permit from USACE. Mitigation requirements have been met.
 - ii. Due to budget constraints, project scope has been revised to include crossing improvements at various locations. Staff has requested a fee proposal from the Consultant for design of additional problem areas identified by Public Works.

- 16. Fawcett Canal
 - a. Phase 1. Widen channel and improve crossings from Georgetown downstream to crossing under Grove Point Road, and replace tide gate.

- Construction completed in August 2002. Other work to improve the function and appearance of the lagoons completed in May 2005.
- b. Phase 2. Provide increased storm water drainage capacity in areas affecting Red Fox Drive and White Hawthorne Drive. Acquisition of easements from the City of Savannah is complete. Plans of the proposed improvements are under review by staff.
17. Quacco Canal Drainage Improvements East of US17 (Formerly the Ecosystem Restoration Project) Improve Quacco Canal and associated road undercrossing capacities from US 17 to marsh, including removal of a private tidegate structure. The work is expected to reduce the 50-year flood level by about 2 feet at US17 and at the same time restore a salt marsh ecosystem to its original condition.
- a. Efforts to acquire the permit from the USACE continues. Additional information is required by the State Historic Preservation Office (SHPO) has been provided and a release obtained by that agency. A permit from USACE is expected.
- b. Acquisition of easements is underway.
18. Quacco/Regency Park Storm collector improvements to relieve severity and frequency of flooding within community. The final Design Study Report final report has been approved. Final design work was started in December 2005.
19. Halcyon Bluff Subdivision Storm collector improvements to relieve severity and frequency of flooding within community. A construction contract was approved by the Board on December 17, 2004. Construction is underway. Construction progress is slower than anticipated, partially due to the Contractor's inability to provide adequate manpower on the project. Other significant causes of delay include the weather and slow responses by utility companies to relocate their facilities. Staff continues to work with the Contractor to address this concern.
20. Golden Isles Subdivision Storm collector improvements to relieve severity and frequency of flooding within community.
- a. Phase 1. Outfall improvements completed 1997.
- b. Phase 2. Improvements to collector system. Approval by Health Department to proceed with the project has been obtained. Right of way acquisition is complete.
- c. Options to provide access for maintenance of the outfall are being evaluated. Staff has requested Consultant for a fee proposal for surveying services to determine limits of drainage right-of-way.
21. Georgetown Canal Upgrading roadway undercrossings to improve drainage capacity at St. Ives Way. A final inspection of the work will occur in January 2006.
22. Wilmington Outfall A project to correct storm sewer drainage pipes between Wilmington Road and the Wilmington River. Design work was started in December 2005.
23. Henderson Channel and crossing improvements to alleviate flooding in the subdivision.
- a. Canal 1 (henceforth referred to as Brown Thrush Canal): Crossing and channel improvements on the canal parallel to Brown Thrush Road, from Al

Henderson Blvd. to Little Neck Road. Survey and analysis are complete. Staff's review of consultant's final report is complete. Staff to coordinate with USACE on phasing of the project permitting and permitting requirements

- b. Canal 2 (henceforth referred to as Henderson Canal): Provide maintenance road for canal from Gateway Blvd. to Little Neck Road through wetlands. Wetland delineation has been approved by the USACE.

24. Walthour Canal at Off Shore A small project to improve the undersized culverts under the entrance road to the Off Shore Subdivision. Final construction documents have been received. Efforts continue to secure the necessary permits for the project. Staff is working to address concerns raised by the Coastal Resources Division of the Department of Natural Resources over impacts to marshland habitat that has grown in the manmade Walthour Canal.

RECOMMENDATION: For information.

Districts: All

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

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4. MONTHLY STATUS REPORT ON NEW RECREATION RESOURCES (RAP) TO INCLUDE MAINTENANCE AND OPERATION PLAN FOR CHARLIE BROOKS PARK.

ACTION OF THE BOARD:

A status report was attached as information.

AGENDA ITEM: XIII-4

AGENDA DATE: January 13, 2005

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Robert Drewry Director, Public Works and Park Services

ISSUE: Provide Board a status update on RAP and provide Turf Maintenance and Operation plan for Charlie Brooks Sports Complex

BACKGROUND:

At the Board's request, staff has developed a Recreational Action Plan (RAP) that best utilizes the \$500,000 allocated to Parks and Recreation for FY 06. It is staff's overall commitment to improve the visibility of the recreation facilities and the quality of recreational programs for the citizens of this community.

FACTS AND FINDINGS:

1. To provide Board with a status update on RAP
2. Seven employees will attend the turf training that is being presented by the Georgia Extension Service.
3. Staff will establish a working relationship with the Extension Services to help maintain all of the County's turf.
4. To address the Charlie Brooks Park Turf Management Program:
 - The Contractor will maintain the turf for thirty days after installation.
 - In addition, a fertilization injection pump schedule will be provided by the vendor that the pump was purchased from.
 - More specifically, work with the Extension Services to develop a Use Operation Plan to minimize over use of the new turf.
5. The RAP is as Follows:

I Personnel**Tasks:****1. Purchase equipment for Carpentry Crew:**

Purchased additional carpentry tools. The crew has begun making repairs as noted further in the update.

II Facility Repairs**Task:****1. Lake Mayer**

- A. Replace roof on large pavilion.
 - A request for bid to replace the roof is being prepared by Purchasing.
- B. Renovate restrooms
 - Staff has started to replace old petitions, removal of all old rotten boards, and enclose all exposed pipes to improve the appearance of the restroom.
 - Facilities Maintenance and Operations will provide assistance with electrical and plumbing requirements.
 - Construct a hard roof on restrooms to replace fiberglass paneling. (Completed)
- C. Repairs Made at Lake Mayer
 - Repaired broken post in parking lot - (Completed)
 - Repaired walkways leading to large pavilion and restrooms. (Completed)
 - Handicap ramps are being replaced by in-house carpentry crew. (Completed)
 - Staff met with the Chairman to finalize plans of utilizing volunteers to assist with the painting of the restroom floors once improvements are completed.

2. Ambuc Park

- A. Renovate restrooms
 - Staff has secured the needed material for the restroom renovation, and will move to Ambuc from Lake Mayer.
 - Painting of the concession building exterior has been completed.
- B. Reestablish baseball infields
 - Staff has hired a contractor to professionally lay down baseball infield mix to grade. Work is expected to begin within a two-week period.
- C. Install concrete walks at concession building. (Completed)
- D. A pre-bid conference is scheduled for January 23rd with bid opening on February 7th to replace the back stop fencing, and wooden dugouts.
- E. Replace score clocks. Score clocks have been ordered and are expected at any time.

3. L. Scott Stell Park/Jim Golden Complex

- A. Renovate restrooms
 - Staff is currently securing the material cost to begin construction.
- B. Reestablish baseball infields.
 - Staff has hired a contractor to professionally lay down baseball infield mix to grade. Work is expected to begin within a two-week period.
- C. Install concrete walks at concession building
- D. A pre-bid conference is scheduled for January 23rd with bid opening on February 7th to replace the back stop fencing, and wooden dugouts.
- E. Replace score clocks. Score clocks have been ordered and are expected at any time.
- F. Ran new wire to two score clocks
- G. Painting of the concession building exterior has been completed.

4. Memorial Stadium

- A. Replacement of the Plexiglass in Press Box has been completed
- B. Rejected bids for replacing restroom and locker rooms roof. Purchasing has new bid specs to send out a new Request for Bid.
- C. Repairs to the electrical lights and outlets have been completed.
- D. Repaired to the concession stands and vents on both sides of the stadium are completed.

5. **Frank W. Spencer Boat Ramp**

- A. Repairs to restroom and fishing pier decks have been completed.

III. **Recreational Programs**

Task

1. **Create a local sports panel of select coaches, parents, volunteers.**
 - Staff will schedule the first Sports Panel meeting at the end of January.
2. **The panel will solicit and recruit more teams for the baseball/softball recreation leagues with particular emphasis in the unincorporated neighborhoods.**
 - We were able to recruit two teams from Wilmington Island, one team from the Georgetown area, and one from the Ogeechee Road and Burroughs Community.
3. **In baseball/softball programs, an open division will be offered along with the recreational league to create opportunities for youth to complete within their own skills and abilities.**
 - Staff is in the process of formalizing plans to start a Select League in March 2006, with a Recreational League in April 2006.
 - First meeting was held with coaches for the Select League. A second meeting was held on December 6th. Deadlines were established for entering teams in the Select Baseball League and playing rules were finalized. Commissioner Holmes was invited but was unable to attend.
4. **Take advantage of public school facilities for programs such as basketball when available.**
 - Staff will stay in contact with the Board of Education to take advantage of any available dates.

Funding:

N/A

FOR BOARD INFORMATION ONLY

Various Districts

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EXECUTIVE SESSION

Upon motion being made by Commissioner Stone and seconded by Commissioner Kicklighter, the board recessed at 12:15 p.m. to go into Executive Session for the purpose of discussing land acquisition and personnel. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 1:23 p.m.

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ITEMS FROM EXECUTIVE SESSION

1. REQUEST BOARD INCREASE SALARIES OF CERTAIN CONSTITUTIONAL OFFICERS

ACTION OF THE BOARD:

Commissioner Odell moved that effective February 1, 2006, the salaries of the following constitutional officers be increased as follows: Probate Judge - \$120,000; Clerk of Superior Court - \$110,000; Sheriff - \$120,000; and Tax Commissioner - \$110,000. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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

ACTION OF THE BOARD:

Commissioner Odell 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 Gellatly was not present when this vote was taken.]

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APPOINTMENTS

1. SAVANNAH ECONOMIC DEVELOPMENT AUTHORITY

ACTION OF THE BOARD:

Commissioner Shay moved to appoint Eli Karatassos to serve on the Savannah Economic Development Authority to a term which will expire on January 7, 2011. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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2. CHATHAM-SAVANNAH AUTHORITY FOR THE HOMELESS

ACTION OF THE BOARD:

Commissioner Shay moved to appoint Mary Willoughby to serve on the Chatham-Savannah Authority for the Homeless to a term which will expire on December 31, 2006. [NOTE: Commissioner Gellatly was not present when this vote was taken.]

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ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 1:26 p.m.

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APPROVED: THIS _____ DAY OF _____, 2006

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

SYBIL E. TILLMAN, CLERK OF COMMISSION