

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, FEBRUARY 24, 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, February 24, 2006.

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**II. INVOCATION**

Commissioner Shay gave the Invocation.

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**III. PLEDGE OF ALLEGIANCE**

All pledged allegiance to the flag of the United States of America.

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**IV. ROLL CALL**

The Clerk called the roll.

- Present: 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
- David M. Gellatly, District Six

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

Commissioner Gellatly moved that the Board approve the absence of Commissioner Odell to attend the funeral of a family member out-of-state. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioners Holmes and Odell were not present when this motion was taken.]

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## **YOUTH COMMISSIONERS**

Chairman Liakakis welcomed the following Youth Commissioners who were in attendance:  
Cheree Shipman, a Senior at Beach High School.

Chairman Liakakis recognized Mr. Van Johnson to give a brief presentation on the Youth Commission.

Mr. Johnson said, certainly. Thank you very much, Mr. Chairman, ladies and gentlemen. This is the time of year that we look quite forward to here in Chatham County where we embark on a world-wind tour of sorts. Through Dr. Thomas' vision and your willingness to invest continuously in this vision, we've been able to provide a once in a lifetime opportunity to our young people through our annual trips, and next week we'll be doing it again. We'll be leaving here riding all night to Washington, DC. Actually before Washington, we will be stopping in historic Williamsburg, Virginia, where we will have the opportunity for our young people to meet Thomas Jefferson. He's risen from the dead for this once in a lifetime opportunity for him to meet with our young people in historic Williamsburg, Virginia. From there we venture on to Washington, DC, for an appointment at the museum of National Museum of Natural History. From there we move through the rest of our day, the next morning we'll see many of you at the National Association of Counties at your legislative conference, as you know, for this the eight year, and we're the only youth group in the country that has been invited to this conference, and we're looking very, very forward to having the opportunity to interact with Commissioners from all over the country. Our young people are learning about the issues that you face here every day on a much wider scale. We have an afternoon appointment with Supreme Court Justice Clarence Thomas at the United States Supreme Court.

From there we go to Philadelphia, where we are going to have an opportunity to go to the National —, the Federal Bank of Philadelphia and the United States Mint. From there we go to New York City to an appointment with the United Nations and then head back to DC and then ultimately back to Savannah on that Thursday, after much Advil, much Tylenol and much prayer. This is something that we again appreciate the opportunity. We are constantly reminded by our young people that come back from all over the country each year about how much this trip has been able to span their horizons and we believe that if you change a young person's experiences, you change their exposure, if you heighten their expectations, then you have the formula for success. And for the last 13 years, you've had their level of success with the Chatham County Youth Commission. So, I just want to give you a brief update of this event, and we certainly elicit your thoughts, your prayers, and we want to thank you for your continuous support as we embark on our journey. Thank you.

Chairman Liakakis said, we'd like to thank you, Van [Johnson], for you taking charge of the Youth Commission, because these many, many years we have seen a lot of successes and some of the young people in our community, their lives are turned around, and there have been many, many successes of them going on from their participation and the things that they have been involved in in the Youth Commission, and of course we also really appreciate Commissioner Priscilla Thomas, who's idea this was and formulated it and brought it forth, and we hear all the time about many of the graduates, how good they are doing in lending not only to our community a lot of things, but around the country, and we really do appreciate that.

Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, thank you. I just want to add a couple of things. First of all, to thank Mr. Johnson. He does an excellent job and the amount of hours, the extra hours that he puts in with this group is beyond me and I think at some point in time I hope that we will consider that. In addition to that, I would like to also mention that the Youth Commission will also have an opportunity to interact with APTA. That's the American Public Transit Association, and as you may recall, last year we were invited to participate in helping to set up a program for youth in the transit association. So this year we will be dealing with that subject and hopefully our young people will have an opportunity to participate further in that. So this will be another avenue that they will be able to explore on the national level.

Chairman Liakakis said, thank you very much.

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

### **1. PROCLAMATION FOR "SEVERE WEATHER AWARENESS DAY."**

Chairman Liakakis said, I'd like to call on Commissioner Farrell right now to do the proclamation for Severe Weather Awareness Day. Why don't you come up to, Phillip [Webber], up to the podium also – our Director for Emergency Management.

Commissioner Farrell said, at this time I'd like to present this proclamation, and it says the following:

## **PROCLAMATION**

**WHEREAS**, each year Chatham County residents face the threat of severe weather events such as lightning, thunderstorms, floods, hailstorms, tornadoes and hurricanes, all potentially dangerous to life, health and property; and

**WHEREAS**, urbanization and continued population growth increases the potential for these storms to cause death and destruction; and

**WHEREAS**, during the past 28 years, severe weather events caused the deaths of 282 people in Georgia; and

**WHEREAS**, it is vital that effective public education programs concerning severe weather systems and preparedness procedures continue for the benefit of all Chatham County residents; and

**WHEREAS**, departments of Chatham County, along with volunteer and professional associations, elected leaders and news media, are committed to informing Chatham County citizens about safety and severe weather preparedness procedures so that they may better protect themselves, their families and their neighbors.

**NOW, THEREFORE**, I, Pete Liakakis, Chairman of the Chatham County Commission, do hereby proclaim February 24, 2006 as:

### **SEVERE WEATHER AWARENESS DAY**

in Chatham County, and encourage the residents to become more aware of severe weather safety measures.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 24<sup>th</sup> day of February 2006.

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Pete Liakakis, Chairman  
Chatham County Commission

**ATTEST:** \_\_\_\_\_  
Sybil E. Tillman, Clerk

Commissioner Farrell said, congratulations and thank you very much.

Chairman Liakakis asked, would you like to make a comment?

Ms. Misty Bethune said, Mr. Chairman and Commissioners, we certainly appreciate the support that you give to support that you give to Chatham County and especially in light of the Severe Weather Awareness Week and in proclaiming today as Severe Weather Awareness Day. Chairman Liakakis said, identify yourself for the —. Ms. Bethune said, Misty Bethune with the Chatham Emergency Management Agency.

Chairman Liakakis said, we thank you for your participation and your hard work, you know, in Emergency Management, and of course we have our esteemed Director. Would you like to say something also.

Mr. Phillip Webber said, you'll hear enough from me this morning. We do appreciate your support and everything you do for this agency. It's a top-down initiative. You support us, and we're out there working hard for you every day. Community outreach is at the core of what we do, and we'd like to take it down to the delivery level of every neighborhood in this community. Thank you for your support.

Chairman Liakakis said, thank you. Commissioner Farrell said, thank you.

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## **2. RECOGNIZE RETIREMENT OF SGT. ROCKY AND SGT. ANKIE FROM THE K-9 UNIT OF THE SHERIFF'S DEPARTMENT.**

Chairman Liakakis said, you know, we usually have a proclamation and I'm going to be reading one of the proclamations. We have two of them here for Sgt. Rocky and Sgt. Ankie, and we usually give something, a special lamp or a rocking chair to our retirees and all, and we really appreciate their service and to recognize them, but today because we have a contribution and what I'm going to do before I read the particular proclamations is each one of them — this is for Sgt. Rocky and —. [Sgt. Rocky put his head into the bag Chairman Liakakis presented him.] Chairman Liakakis said, I think he wants to get this here. And what we've got in here is a special shirt and we want Rocky so when it gets cool or go to some kind of social or one of the athletic games, we want him to have this shirt, and then we have a very nice snack for Rocky and we think this will last Rocky until for about [inaudible for others speaking at the same time]. Chairman Liakakis said, and then of course what we have, if Rocky is going to go to the beach, we want Rocky to be comfortable, to lay this out on the sand, so that it will make it nice and soft for him. And then of course we have this right here, these golf clubs, because somebody said Rocky was very athletic and played golf so we have these golf clubs, and then of course what we have is this Frisbee, so we can take Rocky to the beach, you've got a Frisbee here. And then, of course, when Rocky's watching television and all, we've got some Scoobie snacks also, so this is really nice. We want Rocky to know we really appreciate your service to the citizens of our community and the wonderful things that Rocky and Ankie have done for our community. So these are the gifts right here, you know, and we want you to enjoy them. And, of course, for Sgt. Ankie we have the same gifts for Ankie too. Ankie is examining those and has done an outstanding job, as Sgt. Rocky has.

Commissioner Farrell said, Pete [Liakakis], is it true that if any of the other County employees want their entire careers with no salary, that you'll go all out for them for their retirement gift too?

Chairman Liakakis said, why certainly because, you know, we've got a good volunteers who help us in here. So what I'd like to do at this time at this time, we have these two proclamations. Both of them have the same wording, and I'll read these now.

**PROCLAMATION**

**WHEREAS**, it comes a time in a dog's life when it's time to hang up the harness and relax into the world of retirement where all he has to sniff is the scent of fresh air and roses. It has been said that "You can't teach an old dog new tricks". Sgt. Rocky and Sgt. Ankie both agree that they would rather not learn new tricks, but receive new treats; and

**WHEREAS**, Sgt. Rocky and Sgt. Ankie are elated as they move into their new lives as "man's best friend" after a career as "criminals' worst enemy"; and

**WHEREAS**, after serving the citizens of Chatham County in the K-9 Unit, they can now sit back and say, "This dog don't hunt"; and

**WHEREAS**, as our 34<sup>th</sup> President of the United States, Dwight D. Eisenhower, stated, "What counts is not necessarily the size of the dog in the fight - it's the size of the fight in the dog". Sgt. Rocky and Sgt. Ankie fought main event size crime and now they are content in just watching it all unfold on a wide screen T.V.

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

**SGT. ROCKY AND SGT. ANKIE**

for their dedicated service in the K-9 Unit of the Chatham County Sheriff's Department and extend to them best wishes for a retirement filled with leisurely walks and runs on the beach.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 24<sup>th</sup> day of February 2006.

\_\_\_\_\_  
Pete Liakakis, Chairman  
Chatham County Commission

**ATTEST:** \_\_\_\_\_  
Sybil E. Tillman, Clerk

Chairman Liakakis said, so to each one of the handlers, I'd like to give you this. Sheriff St. Lawrence said, I thought he was going to get my leg there for a minute. Chairman Liakakis said, we really appreciate because what the K-9 Unit has done over the years has really been a service to our community in helping capture, you know, a number of the culprits, and we can see the outstanding job that they have done. We really appreciate their service and, of course, I think we've got another item, too, that the Sheriff can elate on.

[NOTE: Item X-5 was moved to this portion of the agenda.]

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### 3. PROCLAMATION FOR TOWN OF THUNDERBOLT ON THE OCCASION OF THEIR SESQUICENTENNIAL CELEBRATION (COMMISSIONER SHAY).

Chairman Liakakis said, our next proclamation that we have for the Town of Thunderbolt on their sesquicentennial celebration that's coming up very shortly. I'd like to call on Commissioner Shay to do the presentation.

Commissioner Shay said, I have with me the Mayor of Thunderbolt, Anna Maria Thomas. So I'd like to make this presentation and you'll have some remarks, I hope, and remind the folks about the celebration this weekend. Commissioner Shay read the following proclamation into the record:

## PROCLAMATION

**WHEREAS**, it behooves the Chatham County Commission to recognize communities that have reached a milestone and is a legacy in itself. Today, we pay homage to the Town of Thunderbolt; and

**WHEREAS**, the Town of Thunderbolt is not known for its size, but for its association with some of the most historic and significant events in the history of the State of Georgia; and

**WHEREAS**, the unusual name of this waterfront community aroused curiosity from the beginning. According to a legend related by General James Edward Oglethorpe, founder of the colony of Georgia, a thunderbolt fell and that created a freshwater spring which still smells of the bolt; and

**WHEREAS**, on March 4, 2006, citizens of the Town of Thunderbolt and neighbors will be celebrating 150 years of living in this unique community which has a distinct personality all of its own.

**NOW, THEREFORE**, I, Pete Liakakis, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim, Saturday, March 4, 2006 as:

**THE TOWN OF THUNDERBOLT DAY**

in Chatham County and join with its citizens, community leaders and elected officials in celebrating the sesquicentennial of this illustrious community and urge all citizens to join in the program, parade and other planned events in honor of this momentous occasion.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 24<sup>th</sup> day of February 2006.

\_\_\_\_\_  
Pete Liakakis, Chairman  
Chatham County Commission

**ATTEST:**

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Sybil E. Tillman, Clerk

Mayor Anna Maria Thomas said, thank you all very much. Saturday, March 4<sup>th</sup>, we will be doing presentations at 2:30 in front of the courthouse steps in Thunderbolt on River Drive. Afterwards, a parade is scheduled for 4:00 and after that we'll have a street dance at 6:00 in Tubby's parking lot. Y'all are all invited to come and thank y'all very much.

Chairman Liakakis said, thank you very much. And not only is she Mayor of Thunderbolt, but she is one of our really good — of course, we have all good County employees —, but she does an excellent job for our citizens being an employee of the County. Thanks again for that also.

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**VI. CHAIRMAN'S ITEMS**

None.

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## **VII. COMMISSIONERS' ITEMS**

### **1. "PANDEMIC" BRIEFING BY DR. SKELTON AND PHILLIP WEBBER (COMMISSIONER FARRELL).**

Chairman Liakakis said, this is Item 1, Pandemic Briefing by Dr. Skelton and Phillip Webber, who is the head of Chatham Emergency Management in Chatham County.

Mr. Phillip Webber said, good morning, Mr. Chairman, Members of the Commission. I'm Phillip Webber, Director of Chatham County Emergency Management Agency. I appreciate the opportunity to present to you this morning — I will do a brief introduction and then introduce Dr. Skelton, who will bring the more substantive part of this presentation. It's been a very festive morning. We've enjoyed being a part of it. It's just great to be a citizen of Chatham County and also a staff member here is a great place to be, and although we spend a lot of our time working and preparing for things that we hope don't happen, it is still a positive thing that we're doing out there and protecting the community. So without any further ado, we'll move along with this presentation this morning. I want to introduce the overall process in which we prepare for something that would be an outbreak in our community, whether it's the Avian Flu, a pandemic, a hurricane, a flood or any other type of significant event that would happen here that would be a multi-jurisdictional, a multi-agency response at the local level involving local municipalities. It can involve State agencies and Federal agencies. That's the function of CEMA is to begin in the planning and the training and the exercising and the coordination of a diverse group of responders in this community, both from the private and public sector. It's not just police, fire and EMS or the Health Department, there's a host of people that are involved in the emergency preparedness functions and the emergency support functions in the County.

Mr. Webber said, the County emergency operations plan that you're familiar with and have been briefed on as commissioners is the planning document under which we operate in a state of emergency or a major event that I — as I described earlier. And by the way, you're going to be seeing a new one come before you this Spring. We're revising it to keep it in line with the National Response Plan and the State Emergency Operations Plan, so you'll have a new version to look at very soon. The emergency operations plan is populated by functional elements, agencies, departments, entities and, as I said, both public and private sector. It's not about just about Chatham Emergency Management Agency. We're the coordinating facilitating entity of that emergency operations plan, but as you can see there's a host of functional elements that go into that plan. At any time, day or night, 24 hours a day, we're ready to activate this plan in a state of emergency. The good people that populate those functions that you see in this slide — EMS, fire, police, board of education, utilities, donations, and so forth — are ready to respond. The beauty of this plan is that people know and have situational awareness and have an understanding of their responsibilities to this functional elements. We have primary coordinating agencies in each one of these and then they are populated with support agencies. They know who they are, they're ready to respond, they're ready to carry out their missions. ESF8 is public health and is health and medical services. It is Emergency Support Function 8. It is a very active emergency support function. They meet monthly. It's usually standing room only when they meet. They meet to plan, to coordinate and to address new initiatives, new regulations, things of interest in the health

community. There's probably 30 to 50 people that meet when ESF8 meets. It's really standing room only. At the head of that department and coordinating agency in Chatham County for this function is the Health Department, and we have this morning with us Dr. Skelton, who's the head of this —, the Coastal Health District. A lot of his staff is here. We've been working together for —, with the County Health Department for years and it just keeps getting better and better. If we had a pandemic, an Avian Flu incident in this community, the incident commander would be — and the unified command would be the Health Department and Dr. Skelton here locally along with his staff. Where CEMA would come in is providing them coordination with the other functional elements of that plan so that people are ready to stand up and do their job in support of the mission that will be outlined by Dr. Skelton. Hopefully I didn't take too long. I'd like to take the opportunity to introduce Dr. Skelton at this time. Thank you.

Dr. Douglas Skelton said, thank you, Phillip [Webber] and Members of the Commission. One, I want to thank Phil [Webber] and his staff. We have a wonderful working relationship between Public Health and CEMA and work up and down the coast with the other emergency management agencies to try to do what's proper to protect them. Let me just make a comment or two here. We're not talking about the regular flu, the pandemic flu that comes every year. We have an idea of king of virus is going to make up. We get flu vaccinations. Even with that we lose 36,000 U.S. citizens a year die with the regular flu. The concern that —, and Commissioner Farrell I think it caused you to raise this question — has to do with Avian influenza and the potential for pandemic flu. The pandemic flu could be caused by other flu strains other than the Avian influenza, but that's the one that's everybody's worried about right now. So let me tell you where we are in that process. There's several phases. There's an inner-pandemic phase, pandemic alert, and then there's a pandemic phase. But in the inner-pandemic phase there's a low risk of human cases. There may be a new virus in animals, but no human cases. We are in the pandemic alert phase. That is when there are no cases, low or very limited human-to-human transmission. You may have a new virus, we call it a novel virus that comes up and causes human cases, and we have evidence of increased —, we have evidence of human-to-human transmission from the Avian flu, but it's from close contact. It's from cultures where they don't have the same sanitary conditions that we do where their poultry remains in the house and the yard, so there's a lot of exposure. Under those circumstances, a [inaudible] virus can be enough to infect a human, but that is not what we are worried about. What we're worried about is that kind of activity in millions and millions of birds and in a few humans that somewhere a mutation occurs, and its that mutation then makes that virus easily transmitted from me to you, and then we've got a real risk. So that's where we are right now in a pandemic alert phase.

Dr. Skelton said, we refer to this as bird flu. It's Influenza H5N1. The H stands for Hemagglutinin and the N stands for Neuro[inaudible], I think. I can't quite pronounce the word, but these are the two things on the virus cover that allow it to penetrate cells usually in their respiratory tract and cause infection. It rarely affects humans. It very deadly among poultry. Current poultry outbreaks are the largest ever recorded. Let's stress here, there are currently no documented cases of person-to-person outbreaks.

Dr. Skelton said, this is the strain with the pandemic potential that people are most concerned about, H5N1. There are virologists who think it's more likely it would be H2N2 because it —, as it happened in 1968, but we really don't know. And any one of these viruses could mutate and

become a serious threat. Two of the three prerequisites of a pandemic have been met, and that's a novel virus and human infection. A third is easily transmission, human-to-human. That one has not been met. This one is genetically similar to the 1918 influenza strain which killed anywhere from 20 to 50,000,000 people worldwide. These are the kinds of symptoms, they are non-specific flu-like symptoms that attacks the respiratory tract. Interestingly enough, it makes healthier people sicker because of the acts on the body. It has a tendency to combine with other animal viruses. Sometimes it combines in pigs or hogs, for example, and then can switch genes — mutating we call it — in such a way that it can infect a human. As of February 20<sup>th</sup>, we've got 125 firm human cases and approximately 50% or 54% mortality rate. These are some of the areas impacted, highly pathogenic H5N1.

Dr. Skelton said, this just illustrates that there's a lot —, as we're concerned there's just a whole lot of virus out there all over the world in poultry and wild birds. The more that's out there's more of a chance that some kind of mutation, some kind of genetic change or swapping genes or whatever affects this and becomes very lethal to humans and transmitted from one to the other. So the risk goes up as you see more of this worldwide. Just to illustrate, in China and Indonesia where there have been a lot of poultry infected, a lot of birds have been culled. I grew up in Gainesville, Georgia, so I know what culled means. We can't do that to stop it among humans. Culled means you kill them. In humans we've got to have other ways to attack it if it gets to us. We are actively involved, as we should be, in a pandemic alert in what's called a surveillance agreement. We note again there's been no H5N1 virus detected in the United States in either humans or in poultry. Wild birds are being tested on a limited basis. Georgia has a huge commercial poultry industry which I met as a child — as a youngster everywhere from catching them to cleaning out the chicken houses, so I know all about that industry in North Georgia. But the poultry industry in this State is very sophisticated and they're checking for all [inaudible] in poultry in the United States. So we're involved in what we call enhanced surveillance for seasonal food. The sentinel provider program means we have certain positions that alert us that they have indications that they're seeing more in their practices of the usual kind of respiratory illnesses. We have a syndromic surveillance system that looks at emergency room data, pharmacy data, a whole lot of data sets to tell us if something spiking in any of that data that should tell us to be alert for something unusual out there. They're doing possession and awareness presentations and there's constant interaction and information sharing between hospitals, the infection and control departments, school nurses and sentinel providers. Obviously if something happens here, this is going to be a national issue. It's going to be a national issue, a State issue, a local issue, all of us are going to be concerned. There are already in place —, there's a 365-page national plan. I don't know if that gives you a great deal of comfort, but there is one —, there is a detailed State plan that's about 65 pages long and we have our own district plan that Chatham County is a part of that we're working on every day. We're doing a lot of things to get ready, and hopefully we don't need to activate them.

Dr. Skelton said, at this time, Mr. Chairman, and members of the Commission, I'll be happy to respond to questions.

Chairman Liakakis asked, any questions for Dr. Skelton? Okay, Dr. —. Go ahead.

Commissioner Farrell said, well, I'd just like to say that I appreciate you taking the time to come up and —, Mr. Webber and yourself —, to speak to us on this issue and to bring heightened awareness to that potential, and that Chatham County through our Health Department and our Emergency Management Service is — has it on the radar and you are aware of it and ready to act if the situation demands that.

Dr. Skelton said, thank you. I appreciate the opportunity. I would say this is probably an hors d'oeuvre because we would like to have the chance to come back and talk to you more about this as it goes along. I would say, one of the lessons from the 1918 pandemic, a lot of mistakes were made and a lot of those mistakes had to do with trying to reassure the public that there wasn't a risk, but it really was, and somewhere we would —, you need to walk the line between frightening people —, we don't want to do that —, but we don't want to reassure them when we don't have the data to reassure them and we want to try to do things that they can understand that they can do for themselves and their families that would protect them. So if they just started washing their hands more often it would do a great deal. Like I indicated, somebody asked does the current flu vaccine help. It won't go against this virus, but if we have everybody in this community, children — all the children are vaccinated, all the adults are flu vaccinated, all the adults at my young age have the pneumonia vaccine, then the chances of people dying in larger numbers is reduced because if you get a bad one on top of the regular flu, any chance of getting in trouble are worse. So the more we can get those kind of preventions and vaccinations and those kind of efforts out to the public, we'll be ready if it comes our way.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, I'd like to commend Commissioner Farrell for bringing this to our attention and bringing you forward today to talk to us about it. I remember my grandmother when she was alive telling me stories about 1918 and the outbreak of influenza in 1918, and I'm glad you brought up that there are lessons so we can learn from that. On a going forward basis, you showed like steps that we were going through and this gets national news and so forth, but if we get to the point where there's a documented case of human-to-human transmission, I presume that you'll be coming back in front of us and giving us these kinds of types because I think people or individuals, they rely on the Health Department and government to help them out to a certain extent, but there has to be things that individuals tend to do —, in my own life I'm laying in water and getting full surgical masks and do those kinds of things just because I'm not sure what the right thing to do is. But if there were some way that you could bring to us, when the time's appropriate so as not to scare people, ideas about what we could be sharing with the citizens and saying don't panic but you might want to, you know, make sure that you have these kind of supplies just in case. Because part of what I learned from my grandmother was when people didn't realize that they were infecting each other, they were actually encouraged to get together and part of surviving one of these events is people have to become isolated from each other to a certain extent.

Dr. Skelton said, we will certainly do that. If there's a human case determined, and it looks like pandemics occur, and they will have a national response that we're a part of and you'll be a part of. One of the things we're researching already is what's our isolation [inaudible] are legally. I know what I can do individually when someone represents a threat, say, with TB and they refuse

to follow our orders. I'm not sure how we would proceed to close off a community, for example, and we would want to do that. If you identify the human case, you'd want to come in and put as much barrier up, come in with the antiviral that we have and try to stop it in its tracks. That will be a coordinated national, state and local effort. What we're looking at in terms of educating, we're talking already with Pete Nichols about how we might put some information out there and begin to educate the public about the things they can do to try to understand what's going on here with this virus. We're also doing talks. I'll find sometimes we doing a talk and, even when I understand I'm trying to talk to an audience that doesn't have the same background that I do, but even then sometimes we use the wrong words so they don't quite follow what we're doing. What we might like to do is put together for each of you a PowerPoint that would give you some basics so that when you talk to a civic group and then you will have some information to share that and reference to us in the County or to CEMA to get additional information. Things like that to kind of raise the awareness out stirring up notice. Commissioner Shay said, thank you.

Commissioner Farrell said, I'd also like to recognize one of the gentlemen in the audience that initiated the conversation with myself — Mr. Masterson.

Mr. Richard Masterson said, Richard Masterson. I own a [inaudible] store and I talked to Pat [Farrell] about this. He [inaudible]. The County Clerk asked, would you please come to the mike, we can't hear you. Mr. Masterson said, hi. My name is Richard Masterson. Thank you very much, Pat [Farrell]. I'd like to pass —, I'm not an alarmist, but I went to Pat [Farrell] after I had watched the overshoot and this was on there, but she was fully prepared not to —, or to hear that was a lot of hype about this type of thing and the doctors that were on there convinced everybody that this is for real. It does happen. It's an 18-month event, but it's not just a seasonal thing. And she encouraged everybody to go and find your local and State government and County government and see what the plans are, what's going on, which is exactly what I did with Pat [Farrell]. So I'm encouraged to hear all this and I'm also with the Southside Fire Department and I wanted to hear what was said there. We also need to be aware of what happens if it does —, if this does come up. So, thank you very much. Commissioner Farrell said, thank you.

Chairman Liakakis said, okay. Dr. Skelton, we'd like to thank you and, of course, your able-bodied staff for the service for the service that they give to our communities and also we'd like think Phillip Webber, who is the Director of our Chatham Emergency Management Agency, and he and I yesterday, you know, we're talking about coordinating it and getting people and agencies and groups, whether it's federal, public or private, or whatever the case might be. We attended a Coast Guard Training Exercise yesterday over at the Maritime International Center and it was well attended and we got a lot of valuable information that can help us, you know, in case something was to happen and they'd say, oh, yes, that they were discussing with us. But again, thank you to you and your staff, Phillip [Webber], for the great work that you do servicing our communities also. Thanks again.

Dr. Skelton said, might I introduce my staff quickly. It won't take but a minute. You know Kathryn Martin, Chatham County Health Department Administrator; Jim Phillips, Emergency Preparedness Director, and we have two wonderful Epidemiologists from the State assigned to us working in the Public Health District: Veronica Lee and Cristina Pasa. Christina is more the expert on this

and I call her the Bird Lady. And that young man sitting out there is my grandson, so I've been biking all over Chatham County this week with him. Thank you very much.

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

A pandemic briefing was given to the Commissioners by Dr. Douglas Skelton, Director of the Health Department, and Phillip Webber, Director of Chatham Emergency Management Agency.

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### **VIII. TABLED/RECONSIDERED ITEMS**

Unless action is contemplated at today's meeting, staff report and file material has not been duplicated in your agenda packet. The files are available from the Clerk. Those on which staff is requesting action are indicated by asterisk (\*).

- \* 1. **REQUEST BOARD APPROVE A REQUEST FROM MR. W. DARREL LEE FOR THE COUNTY TO DECLARE UN-OPENED PORTIONS OF EAST BOULEVARD RIGHT-OF-WAY (ROW), BETWEEN LOTS 94/95 AND 94A/95A, WILMINGTON ISLAND PLEASURE AND IMPROVEMENT COMPANY SUBDIVISION (PINS: 1-0099 -08-011 AND 1-0099- 11-011) AS SURPLUS AND TO QUITCLAIM THE ROW. At meeting of January 27, 2006, item was tabled until meeting of February 24, 2006.**  
**[DISTRICT 4.]**

Chairman Liakakis said, I'd like a motion to pass that for the next meeting. That's a request for the East Boulevard right-of-way.

Commissioner Farrell said, I'd recommend we go ahead — on Item 1 I'd recommend we take it off and —.

County Manager Abolt said, Mr. Chairman, we recommend you take it off and dispose of it today. Chairman Liakakis said, okay. All right, go ahead.

Commissioner Farrell said, yeah, I'd like to take that off the table and recommend that we —, I make a motion that we —. Commissioner Kicklighter said, just take it off the table right now. Commissioner Farrell said, that take it off the table right now. Commissioner Kicklighter said, second. Chairman Liakakis said, okay, let's go on the board. Chairman Liakakis said, the motion passes. [NOTE: Commissioner Odell was not present when this vote was taken.]

Chairman Liakakis said, Item #2, Request Board approval —. County Attorney Hart said, we need to dispose of it. It's off the table.

Commissioner Kicklighter said, well, he wants to —, he wants to make a motion on this.

Commissioner Farrell said, I'd like to make a motion that we grant the request to Mr. Lee of the motion that's on the table. Commissioner Kicklighter said, second.

Chairman Liakakis said, we have a second. Any discussion? Go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.] Chairman Liakakis said, the motion passes.

**ACTION OF THE BOARD:**

- a. Commissioner Farrell moved to untable this item and place it before the Commissioners for consideration. Commissioner Kicklighter seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]
- b. Commissioner Farrell moved to approve the request from Mr. Darrell Lee for the County to declare unopened portions of East Boulevard right-of-way (ROW) between Lots 94/95 and 94A/95A, Wilmington Island Pleasure and Improvement Company Subdivision (PINS: 1-0099-08-011 and 1-0099-11-011) as surplus and to quitclaim the ROW. Commissioner Kicklighter seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: VIII-1**

**AGENDA DATE: February 24, 2006**

**TO:** Board of Commissioners

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

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

**ISSUE:** To present to the Board a request from Mr. W. Darrel Lee for the County to declare an un-opened portion of East Boulevard Right-of-way (ROW), between Lots 94/95 and 94A/95A, Wilmington Island Pleasure and Improvement Company Subdivision (PINs:1-0099 -08-011 & 1-0099 -11-011) as surplus and to quitclaim the ROW.

**BACKGROUND:** This section of East Boulevard is not maintained by Chatham County, and is considered un-opened. The petitioner owns the properties that border both sides of the requested portion of East Boulevard. Notice that this request would be considered today was sent to all potentially affected property owners.

**FACTS & FINDINGS:**

1. The location of the requested right-of-way (ROW) is shown on the attached map Mr. Lee's request is for the entire width of East Boulevard between Lots 94/95 and 94A/95A, with a 20 ft. perpetual access

- easement to accommodate use of the existing East Boulevard traveled way. The requested portion of the ROW is approximately 0.25 acres in size.
2. Staff has checked for possible County use for this ROW. There has been no need identified to retain the ROW for future road or drainage construction.
  3. All of the adjacent property owners (Delbert F. & Tannie M. Anderson, Warren J. Blackmon, Lisa Anne Murdock and Greg Evans) were notified on January 18<sup>th</sup> by certified mail of the quitclaim request and advised as to the date and time of this meeting. The petitioner's attorney, Robert McCorkle, was also advised telephonically that the issue was on today's agenda.
  4. If approved, the petitioner must pay the County the fair market value for the ROW to be determined by a professional appraisal, and provide the necessary appraisal, deed, and plat at his expense. The appraiser is selected by the petitioner and must be certified as a professional appraiser by the State of Georgia.
  5. Staff reviews the submitted appraisals, deeds and plats for completeness and reasonableness before the deed is sent to the County Clerk for processing and the fair market value payment check is sent to Finance for deposit.

**FUNDING:** N/A

**ALTERNATIVES:**

1. Declare the portion of East Boulevard ROW between Lots 94/95 and 94A/95A, Wilmington Island Pleasure and Improvement Company Subdivision (PINs:1-0099 -08-011 & 1-0099 -11-011) as surplus and quitclaim the ROW to Mr. W. Darrel Lee. The petitioner must pay the County the fair market value for the ROW to be determined by a professional appraiser, and provide the necessary appraisal, deed, and plat at his expense.
2. Do not approve the request.

**POLICY ANALYSIS:** The Board must declare County property surplus and approve all quitclaim actions.

**RECOMMENDATION:** For Board consideration.

District 4

Prepared by: Vincent Grevemberg

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2. **REQUEST BOARD APPROVE REQUESTS FROM J. WARREN BLACKMON AND LISA ANNE MURDOCK/GREG EVANS FOR THE COUNTY TO DECLARE UN-OPENED PORTIONS OF EAST BOULEVARD RIGHT-OF-WAY (ROW), ADJACENT TO THEIR PROPERTIES AS SURPLUS AND TO QUITCLAIM THE ROW. MR. BLACKMON'S PROPERTY IS MARSH LOT 93A, WILMINGTON ISLAND PLEASURE AND IMPROVEMENT COMPANY SUBDIVISION (PIN: 1-0099 -11-012). THE MURDOCK/EVANS PROPERTY IS LOT 93, WILMINGTON ISLAND PLEASURE AND IMPROVEMENT COMPANY SUBDIVISION (PIN: 1-0099 -08-008). See historical file attached. *At meeting of January 27, 2006, item was tabled until meeting of February 24, 2006.***  
**[DISTRICT 4.]**

Commissioner Farrell said, I'd like to request that we take Item 2 off the table for discussion. Commissioner Thomas said, second. Commissioner Farrell said, go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

Commissioner Farrell said, at this time I'd like to recommend a motion that both parties be denied the request. Having sat down and talked to both parties, they do not seem to be in agreement what each other wants to do, and —.

Chairman Liakakis said, let me read the particular action. It's been recommended that we request Board approve request from J. Warren Blackmon and Lisa Anne Murdock/Greg Evans for the County to declare an unopened portions of East Boulevard right-of-way adjacent to their properties as surplus and to quitclaim the right-of-way. Mr. Blackmon's property is Marsh Lot 93A, Wilmington Island Pleasure and Improvement Company Subdivision. The Murdock/Evans property is Lot 93, Wilmington Island Pleasure and Improvement Company Subdivision, and you have a file that's in your booklet there concerning the history of this particular item, and what —, we go ahead and you want to follow up on your —.

Commissioner Farrell said, yeah, like I said, I make a motion to deny both of them. As you recall from the meeting two meetings ago that we tabled the motion so that we could get with all the parties on both sides and the County Attorney and the attorneys —, whatever attorneys were present, and, you know, I can —, if you want to speak on it, Mr. County Attorney. County Attorney Hart asked, is this the situation —?

Commissioner Kicklighter said, second. I'll second that and if I can quickly state that Commissioner Farrell did a good job. This is his district. He sat in, listened to everything, and based on his recommendation in his district with such a controversial issue, I believe we need to support the Commissioner with this.

Commissioner Gellatly said, call for the question.

Chairman Liakakis said, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**ACTION OF THE BOARD:**

- a. Commissioner Farrell moved to untable this item and place it before the Commissioners for consideration. Commissioner Thomas seconded the motion and it carried unanimously.
- b. Commissioner Farrell moved to **deny** the requests from J. Warren Blackmon and Lisa Anne Murdock/Greg Evans for the County to declare unopened portions of East Boulevard right-of-way (ROW) adjacent to heir properties as surplus and to quitclaim the ROW: Lot 93A (PIN: 1-0099-11-012) and Lot 93 (PIN: 1-0099-08-008), Wilmington Island Pleasure and Improvement Company Subdivision.

**AGENDA ITEM: VIII-2**

**AGENDA DATE: February 24, 2006**

**TO:** Board of Commissioners

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

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

**ISSUE:** To present to the Board requests from Warren J. Blackmon and Lisa Anne Murdock/Greg Evans for the County to declare un-opened portions of East Boulevard Right-of-way (ROW), adjacent to their properties as surplus and to quitclaim the ROW. Mr. Blackmon's property is Marsh Lot 93A, Wilmington Island Pleasure and Improvement Company Subdivision (PIN:1-0099 -11-012). The Murdock/Evans property is Lot 93, Wilmington Island Pleasure and Improvement Company Subdivision (PIN:1-0099 -08-008),

**BACKGROUND:** This section of East Boulevard is not maintained by Chatham County, and is considered un-opened. Notice that this request would be considered today was sent to all potentially affected property owners.

**FACTS & FINDINGS:**

- a. The location of the requests are shown on the attached map. Mr. Blackmon's request is for half of the width of East Boulevard adjacent to his property (Lot 93A). The Murdock/Evans request is for half of the width of East Boulevard adjacent to their property (Lot 93). Both requested portions of the ROW are approximately 0.06 acres in size. A 20 ft. perpetual access easement to accommodate use of the existing East Boulevard traveled way is needed on the Murdock/Evans side.

- b. An objection to Mr. Blackmon's request has been raised by Murdock/Evans based on Mr. Blackmon's property being mostly marsh. The high ground portion of Mr. Blackmon's property is roughly estimated at a little over 400 square feet. The minimum lot size for new home construction in this area (w/ individual wells and septic tanks) is 30,000 square feet.
- c. Staff is not aware of any requirements in State law or County policy that requires the existing property owned by ROW quitclaim petitioners meet any minimum size or other development standard.
- d. Staff has checked for possible County use for this ROW. There has been no need identified to retain the ROW for future road or drainage construction.
- e. The petitioner's and the only other adjacent property owner, W. Darrel Lee, were notified on January 18<sup>th</sup> by certified mail of the quitclaim request and advised as to the date and time of this meeting. Both petitioners and Mr. Lee's attorney, Robert McCorkle, were advised telephonically that the issue was on today's agenda.
- f. If approved, the petitioners must pay the County the fair market value for the ROW to be determined by a professional appraisal, and provide the necessary appraisals, deeds, and plats at their expense. The appraiser is selected by the petitioners and must be certified as a professional appraiser by the State of Georgia.
- g. Staff reviews the submitted appraisals, deeds and plats for completeness and reasonableness before the deeds are sent to the County Clerk for processing and the fair market value payment checks are sent to Finance for deposit.

**FUNDING:** N/A

**ALTERNATIVES:**

1. Declare un-opened portions of East Boulevard Right-of-way (ROW), adjacent to parcel Lot 93A, Wilmington Island Pleasure and Improvement Company Subdivision, PIN:1-0099 -11-012 for Warren J. Blackmon, and adjacent to Lot 93, Wilmington Island Pleasure and Improvement Company Subdivision, PIN:1-0099 -08-008, for Murdock/Evans, as surplus and to quitclaim the ROW as described in Facts & Findings #1. The petitioners must pay the County the fair market value for the ROW to be determined by a professional appraiser, and provide the necessary appraisals, deeds, and plats at their expense.

2. Do not approve the request.

**POLICY ANALYSIS:** The Board must declare County property surplus and approve all quitclaim actions.

**RECOMMENDATION:** For Board consideration.

District 4

Prepared by: Vincent Grevemberg

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- \* 3. **SEE “SECOND READINGS” FOR REVISION TO CHAPTER 4, ARTICLE III, OF THE CHATHAM COUNTY CODE BOOK, EMERGENCY MANAGEMENT (CIVIL DEFENSE). *At meeting of January 27, 2006, item was tabled until meeting of February 24, 2006.***

Chairman Liakakis said, I'd like a motion to —. Commissioner Kicklighter said, motion to untable. Chairman Liakakis said, — take it off the table. Commissioner Farrell said, second. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

Commissioner Thomas said, Mr. Chairman. Chairman Liakakis said, excuse me.

County Manager Abolt said, Mr. Chairman, you'll have to dispose of this officially when you get to the second reading, so this was just kind of accounting action to make sure we were recording all the things you tabled. So, if you wish to dispose of this today, you can act on it at the Second Reading. If you wish to table it for some comment you may wish to make later, you leave it on the table. Chairman Liakakis said, okay.

Commissioner Kicklighter asked, what is this?

Chairman Liakakis asked, we go to the Second Reading? County Manager Abolt said, let me ask the Chairman. Is it your desire to have the Board dispose of this today or would you like to make some further —. Chairman Liakakis said, I'd like to see a motion on the floor to extend this for 30 days.

Commissioner Shay said, Mr. Chairman, I'd like to move that Item #3 be retabled for thirty days. Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.] Chairman Liakakis said, the motion passes.

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

- a. Commissioner Kicklighter moved to untable this item and place it before the Commissioners for consideration. Commissioner Thomas seconded the motion and it

carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

- b. Commissioner Shay moved to table this item for 30 days. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: VIII-3**

**AGENDA DATE: February 24, 2006**

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES

ISSUE

Amendments to County Code Article III, section 20-301 through 20-326 to reflect the current construction and trade permit fees and add references to the revenue ordinance.

FACTS AND FINDINGS

1. In 2005, the revenue ordinance was modified to include revised permit fees and construction valuation rates.
2. The current County Code sections reference antiquated construction codes and permit fees.

FUNDING

Not Applicable

ALTERNATIVES

1. Adopt proposed amendments to the County Code
2. Provide direction to staff

POLICY ANALYSIS

The change in the construction valuation rates and permit fees contained in the revenue ordinance must be consistent throughout the County Code. The proposed amendment will correlate the two documents.

The proposed amendment will also update the construction code, references and associate trade permit fees. The State mandated construction codes are adopted and administered by the Department of Community Affairs and Safety Fire Commissioner.

RECOMMENDATION

Alternative #1, Adopt proposed amendments

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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: AN APPROPRIATION OF CONFISCATED FUNDS FOR CNT OF \$81,200.**

Commissioner Kicklighter said, motion to approve. Commissioner Gellatly said, second. Chairman Liakakis said, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.] Chairman Liakakis said, the motion passes.

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved that the Board approve the following: An appropriation of confiscated funds for CNT of \$81,200. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: IX-1**

**AGENDA DATE: February 24, 2006**

**TO:** Board of Commissioners

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

**FROM:** Linda B. Cramer, Finance Director

**ISSUE:** To request approval of the following: an appropriation of Confiscated Funds for CNT of \$81,200.

**BACKGROUND:**

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

**FACTS AND FINDINGS:**

The Counter Narcotics Team (CNT) Commander has requested an appropriation of Confiscated Funds for audio surveillance equipment. The

amount requested is \$81,200. Funds are available in CNT Contingency in the Confiscated Funds Special Revenue Fund. A staff report is attached.

**FUNDING:**

Funds are available in CNT Contingency in the Confiscated Funds Special Revenue Fund.

**ALTERNATIVES:**

(1) That the Board approve the following:

**CONFISCATED FUNDS SPECIAL REVENUE FUND**

an appropriation for CNT of \$81,200 for audio surveillance equipment.

2) Amend or deny the request.

**POLICY ANALYSIS:**

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

**RECOMMENDATION:**

That the Board approve Alternative 1.

Prepared by: Read DeHaven

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**2. REQUEST BOARD ADOPT A RESOLUTION ASKING THE CHATHAM COUNTY LEGISLATIVE DELEGATION TO EXTEND EVERY EFFORT TO ENSURE THAT STATE FUNDING FOR CHILD SUPPORT ENFORCEMENT BE RESTORED TO THE FULLEST EXTENT POSSIBLE.**

Commissioner Kicklighter said, motion to approve. Commissioners Stone, Gellatly and Thomas said, second.

Chairman Liakakis said, second. And what I'd like to do, since we have a motion and second on the floor, I'd like to ask our District Attorney Spencer Lawton, would you like to comment on this please?

District Attorney Lawton said, thank you very much. I'm not at all certain what is behind this other than it reflects a desire to cut the budget in Atlanta. Our Child Support Enforcement Office is by any measure the best in the State and one of the best, to the best of my knowledge, in the country. It genuinely is. One of the reasons for that is that it's under local control. There are seven District Attorneys in the State of Georgia who undertake, as I do, to operate a Child Support Enforcement function under contract with — an annual engineering contract with the Department

of Human Resources. Because of that and because I had the good luck to hire Dave Lowe to run it, who is a very aggressive individual and very determined in this area, we are by any measure —, as I said, we're the best. Our collections have increased something over 200% in the past 10 years. We collected in the past year over \$29,000,000 to do two things. One is we returned this money to children for their support; the other is that we reimburse the State for welfare money that they had to pay because the absent parent wasn't — until we got to them — contributing to their support. We make basically for every operational budget dollar in Child Support Enforcement, we bring in \$11.00. So the cost benefits ratio there is a no-brainer in my opinion. And of the \$1.00 that is in the operational budget, 80¢ roughly is reimbursed to the State by the Federal Government. So the State by spending about 20¢ gets \$11 in Child Support Enforcement money. Nevertheless, the State is —, the Governor's bill is —, the Governor's budget seeks to reduce the Child Support Enforcement budget by 3%, which would make the third time in four years that that's been done. At you all's suggestion, actually it was Commissioner Gellatly who suggested that you ladies and gentlemen might be willing to send to Atlanta to our Legislative Delegation a resolution urging the restoration at least of this 3%, if not the other — the other cuts in our budget —, to urge the restoration of that money in the final budget that passes in this session of the General Assembly. You have before you, I think, a resolution to that effect and I urge your favorable consideration of it. Are there any questions?

Chairman Liakakis said, well, I'd like to state that the suffering that many children have had in years past because they did not have the Child Support from that errant family member, whichever parent was supposed to make sure that was paid, but because of your taking over and your leadership in there and having a good staff, that it is the best in the State because we can look at statistics how many children this has affected. I think there's some 17,000, somewhere within that figure, that it's assisted, and we can see that many of those children would not have the necessities of life that they really need so that they can exist. But we thank you again for your participation and your staff to have this not only number one in our area in the State, but really as you mentioned in the country because we can see from publications what our outstanding job, and when we talk about going from just a small amount of money to over \$29,000,000 last year, this is a very large figure. We thank you and I'd like us to go on the board. District Attorney Lawton said, thank you.

The motion carried unanimously. Chairman Liakakis said, the motion passes.

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

Commissioner Kicklighter moved to adopt a resolution asking the Chatham County Legislative Delegation to extend every effort to ensure that State funding for Child Support Enforcement be restored to the fullest extent possible. Commissioners Stone, Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

## RESOLUTION REGARDING STATE FUNDING FOR THE CHATHAM COUNTY OFFICE OF CHILD SUPPORT ENFORCEMENT

**WHEREAS**, the enforcement of child support obligations is a concern of vital importance to the welfare of this community and its children; and

**WHEREAS**, District Attorney Spencer Lawton, Jr. has, for the past twenty-five years, contracted with the State of Georgia to assume responsibility for that function in Chatham County, notwithstanding that it is not a statutory requirement of district attorneys in Georgia; and

**WHEREAS**, thanks in large measure to local control of the enforcement function, the Chatham County Office of Child Support Enforcement is, by any measure, the most efficient, effective and productive in the state, having increased the sum collected by 217% over the past ten years, to \$29.2 million in 2005; and

**WHEREAS**, the Chatham County Office of Child Support Enforcement collects eleven dollars for every one dollar spent on operations; and

**WHEREAS**, 66% of operational expenses are reimbursed to the state by the federal government, with another 15% to 20% federally reimbursed based on performance incentives; and

**WHEREAS**, the Chatham County Office of Child Support Enforcement directly returned to the state \$2.36 million in collections as reimbursement from non-custodial parents whose children are beneficiaries of Temporary Assistance to Needy Families (TANF).

**WHEREAS**, the budget now pending in the General Assembly contemplates a three percent reduction in funding for child support enforcement in the next fiscal year, which will be the fourth such reduction in the last five years; and

**WHEREAS**, it is difficult to discern the wisdom in diminishing the capacity of an enforcement function that contributes meaningfully to the financial condition of innocent children, Chatham County and the State of Georgia, in measures substantially exceeding its cost.

**NOW THEREFORE**, the Chatham County Board of Commissioners, in regular session assembled, resolve to request of the members of the Chatham County delegation to the General Assembly that they extend every effort to ensure that state funding for child support enforcement be restored to the fullest extent possible.

This, the 24<sup>th</sup> day of February, 2006.

\_\_\_\_\_  
Pete Liakakis, Chairman

ATTEST:

\_\_\_\_\_  
Sybil E. Tillman, Clerk

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### **3. REQUEST BOARD ADOPT A RESOLUTION IN SUPPORT OF HOUSE BILL 1101 LIMITING MUNICIPAL ANNEXATION.**

County Attorney Hart said, this particular bill in question is more attuned to Metro Atlanta. It's a bill to somewhat protect counties from the standpoint that you're having a municipality within one county and its city limits leak over into an adjacent county. And what it says that if the city limits are less than 10% in that adjacent county, that they cannot annex more property into the municipality in another county without the consent of that county's government. We've been asked to support this by ACCG. As you are aware, there has been a long discussion in the Legislature about the possibility of making this also a type of statute that may also apply within the county boundaries. Over the years there have been issues raised about the annexation of unincorporated counties where the counties have very little in the way of say-so in regard to that. I think this is a step forward from ACCG's standpoint to require some coherency in how annexation happens with municipalities or competing municipalities, and we submitted to you for your consideration that has come with a very strong recommendation from ACCG to support it.

Commissioner Kicklighter said, Mr. Attorney, I'm sorry. My phone was —, I had to catch it. What you said in the very beginning, just —. County Attorney Hart said, sure. Basically this particular piece of legislation is more designed for areas like Metro Atlanta, where a municipality may be in County A, but some of the city limits leaks over into County B. What it says is, unless the 10% of the city limits in County B is part of the municipality, that the municipality can annex additional property in the next county — County B — without seeking approval of the governing authority of County B.

Chairman Liakakis said, okay. Do we have a motion on the floor? Commissioner Farrell said, so moved. Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, we have a motion on the floor and a second for this resolution. Go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.] Chairman Liakakis said, the motion passes.

**ACTION OF THE BOARD:**

Commissioner Farrell moved to adopt a resolution in support of House Bill 1101 limiting municipal annexation. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: IX-3**

**AGENDA DATE: February 24, 2006**

DATE: February 14, 2006

TO: R. E. Abolt, County Manager

FROM: R. Jonathan Hart, County Attorney

SUBJECT: House Bill 1101 Limiting Municipal Annexation

We have received a request from the ACCG that the County support through a resolution through the Board of Commissioners the passage of House Bill 1101 which would limit the ability of municipalities to annex of the unincorporated parts of the County. I believe we need to place this proposed resolution on the agenda for consideration by the Commission. I am attaching a copy of Lee Hughes' (our lobbyist) memo to the County Attorney's Office.

Essentially, if this bill passes there would be created a new code section O.C.G.A. 36-36-12, which would provide limits on the amount of land that could be annexed by a municipality under any annexation provision and would require consent of the governing authority.

The code section would read as follows:

"Any other provision of this chapter to the contrary notwithstanding, a municipal corporation may not annex to the existing corporate limits of such municipality, by any method authorized pursuant to this chapter, any unincorporated area located in a county in which less than 10 percent of the area included within the existing corporate limits of such municipalities lies without the consent of the county governing authority."

The Board of Commissioners may wish to consider supporting this legislation in that it would provide a means in most cases for the County to be included in the process of annexation of portions of unincorporated Chatham County.

This piece of legislation, if passed, does not address the ability of a municipality to seek special legislation for annexation through the General Assembly, but at least provides, under the statutory annexation, input from the county.

The County Attorney's Office will draft a proposed resolution in support for the consideration of the Board.

RJH/dc

cc: Chairman Pete Liakakis and Board of Commissioners

## RESOLUTION

**WHEREAS**, legislation has been introduced into the Georgia legislature, more formerly described as House Bill 1101, proposing certain limitations and fair notice to the governing authority of the County; and,

**WHEREAS**, these limitations will benefit all citizens of the incorporated and unincorporated Chatham County requiring that prior to annexation that there is a mutual understanding between the municipality and County regarding the manner for the delivery of efficient government services; and

**WHEREAS**, proposed legislature would prevent municipalities from arbitrarily annexing property for the purposes of securing a taxing base without consideration as to the means and method for the delivery of necessary governmental services for the health, safety and welfare of these citizens.

**NOW THEREFORE**, be it RESOLVED that the Chatham County Board of Commissioners, at their regularly scheduled meeting did, upon proper motion being made and seconded, unanimously agree to the passage of

House Bill 1101 by the Georgia legislature into the laws of the State of Georgia for the benefit of all citizens of Chatham County.

**ADOPTED AND APPROVED**, this \_\_\_\_ day of \_\_\_\_\_, 2006.

**CHATHAM COUNTY, GEORGIA**

By: \_\_\_\_\_  
Pete Liakakis, Chairman  
Chatham County Commission

Attest: \_\_\_\_\_  
Sybil E. Tillman, Clerk  
Chatham County Commission

[SEAL]

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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.)

Commissioner Kicklighter said, Mr. Chairman. Chairman Liakakis said, yes. Commissioner Kicklighter said, I'd like to pull Item #6 and recuse myself from voting on that issue because I'm in real estate and I just — to be comfortable not voting on it.

Chairman Liakakis said, okay. Any other items that any Commissioners —, Helen [Stone]. Commissioner Stone said, Mr. Chairman, I'd like to pull numbers 17 and 21 because of the applications were not completely filled out. Chairman Liakakis said, okay. That's 17 and 21, that's for those liquor applications. Commissioner Stone said, yes sir. It's for El Potro and for Hooter's. Chairman Liakakis said, okay.

Chairman Liakakis asked, any other items that the Commission would like to pull besides those? All right, so do we have a motion on the floor —.

Commissioner Kicklighter said, I make a motion to approve the balance of the Action Calendar. Commissioner Gellatly said, second. Chairman Liakakis said, and that would be pull Item 6 so that —. Commissioner Kicklighter said, 6, 17 and 21 is pulled. Chairman Liakakis said, to pull those three. Commissioner Farrell said, second.

Chairman Liakakis said, we have a motion and a second on the floor. Go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

[NOTE: Action had previously been taken on Item 5; therefore, Item 5 also was pulled from the Action Calendar.]

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve Items 1 through 25-K, except Items 5, 6, 17 and 21. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**[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 FEBRUARY 10, 2006, AS MAILED.**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the minutes of the regular meeting of February 10, 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

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**2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD FEBRUARY 2 THROUGH FEBRUARY 15, 2006.**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to authorize the Finance Director to pay the claims against the County for the period February 2 through February 15, 2006, in the amount of \$6,142,647. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

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3. **REQUEST BOARD APPROVE REQUEST FOR A COUNTY CONTRACT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION (GDOT) TO PAVE STONE STREET AND AUTHORIZE THE CHAIRMAN, COUNTY ATTORNEY, COUNTY ENGINEER AND COUNTY CLERK TO SIGN THE FORMS NECESSARY TO IMPLEMENT THE PROJECT WHICH INCLUDES THE GDOT FORM 532, A UTILITY AGREEMENT, A LOCAL GOVERNMENT PROJECT AGREEMENT (LGPA) AND THE RIGHT-OF-WAY CERTIFICATION.**  
**[DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve a request for a County contract with the Georgia Department of Transportation (GDOT) to pave Stone Street and authorize the Chairman, County Attorney, County Engineer and County Clerk to sign the forms necessary to implement the project which includes the GDOT Form 532, a Utility Agreement, a Local Government Project Agreement (LGPA) and the right-of-way certification. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-3**

**AGENDA DATE: February 24, 2006**

**TO:** Board of Commissioners

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

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

**ISSUE:** That the Board approve a request for County Contract with the Georgia Department of Transportation (GDOT) to pave Stone Street and authorize the Chairman, County Attorney, County Engineer and County Clerk to sign the forms necessary to implement the project which includes the GDOT Form 532, a Utility Agreement, a Local Government Project Agreement (LGPA) and the Right-of-Way (ROW) Certification.

**BACKGROUND:** The purpose of the project is to pave Stone Street which is on the list of unpaved roads in the unincorporated area of Chatham County.

**FACTS AND FINDINGS:**

1. The GDOT is in the process of preparing a preliminary estimate and a needs assessment, indicating a commitment to participation in a County Contract for the project.

2. As with all County Contracts with the GDOT, the Department will reimburse the County for its participation upon satisfactory completion of the contract. The GDOT will provide contract inspection and administration for the contract.

**ALTERNATIVES:**

1. That the Board authorize a request for a County Contract with the GDOT to pave Stone Street and authorize the Chairman, County Attorney, County Engineer and County Clerk to sign the forms necessary to implement the project which includes the GDOT Form 532, the Utility Agreement, the LGPA and the ROW Certification.

2. That the Board not authorize the County Contract.

**FUNDING:** No funds are required to approve the request.

**POLICY ANALYSIS:** That the Board must authorize intergovernmental agreements.

**RECOMMENDATION:** That the Board approve Alternative No. 1.

District 4

Prepared by Kirk Thomas

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**4. REQUEST BOARD APPROVAL OF AN AGREEMENT BETWEEN CHATHAM COUNTY AND THE GEORGIA DEPARTMENT OF TRANSPORTATION SO THAT CHATHAM COUNTY MAY BE REIMBURSED FOR MOSQUITO CONTROL SERVICES NECESSITATED BY HARBOR MAINTENANCE ACTIVITIES.**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve an agreement between Chatham County and the Georgia Department of Transportation (GDOT) so that Chatham County may be reimbursed for Mosquito Control Services necessitated by harbor maintenance activities. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-4****AGENDA DATE: February 24, 2006****TO:** Board of Commissioners**THRU:** R.E. Abolt, County Manager**FROM:** Linda B. Cramer, Finance Director  
Henry Lewandowski, Mosquito Control Director

**ISSUE:** Request Board approval of an Agreement between Chatham County and the State of Georgia Department of Transportation so that Chatham County may be reimbursed for mosquito control services necessitated by harbor maintenance activities.

**BACKGROUND:** During its fiscal 2006 budget process, the State allotted a \$400,000 appropriation for mosquito control services provided by Chatham County in the Savannah Harbor.

**FACTS AND FINDINGS:**

1. Chatham County has provided mosquito control services in and around the Savannah Harbor for a number of years. The disease risk and nuisance created by the mosquito populations are a direct result of the harbor maintenance activities. The management of these mosquitoes limits the likelihood of West Nile Virus transmission within and around the dredged material sites.
2. As of December 31, 2005, Chatham County Mosquito Control has expended \$389,976 for services in the delineated areas.
3. Execution of the intergovernmental agreement between the County and the State of Georgia is required to receive the State's budget allocation of \$400,000 and reimburse the County for part of the program's cost.
4. The County's legislative liaison has reviewed and endorsed this memorandum of agreement.

**FUNDING:** Revenue budgets were established in the General M&O Fund 2006 budget.

**POLICY ANALYSIS:** It is the policy of the Board to promote efficient and cost-effective operations and to diversify its sources of revenue.

**ALTERNATIVES:**

1. Approve agreement between Chatham County and the State of Georgia Department of Transportation so that Chatham County may be reimbursed for mosquito control services.

2. Provide staff with an alternative recommendation.

**RECOMMENDATION:**

Approve Alternative #1.

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**5. REQUEST BOARD APPROVAL TO ALLOW RETIRED K-9 DOGS ROCKY AND ANKIE TO BE PURCHASED BY THEIR CURRENT HANDLERS AND TO ACCEPT THE DONATION OF TWO NEW DOGS FROM GLOBAL SECURITY, INC., AND THE UNITED STATES BUREAU OF ALCOHOL, TOBACCO AND FIREARMS.**

[NOTE: This item was taken out of order and was heard immediately following Item V-2.]

Sheriff St. Lawrence said, let me just say I thank y'all very much for what you're doing this morning. I think it's well deserved. These K-9's have been with the Sheriff's Department since —, one of them since 1997 and the other since 1998. Ankie is a drug dog and Rocky is an explosive dog. He looks for weapons and checks the containers at the port and et cetera, and they say all is well that ends well. They are very much a part of these officers' families and they will be with them. Commissioner Thomas said, great. Commissioner Shay said, that's great. Commissioner Thomas said, wonderful. Sheriff St. Lawrence said, and we do have another item that pertains to this Item # 5 on the Action Calendar, if we could take that, these people can go back to work.

Commissioner Shay said, I'll move that we move Action Calendar Item 5. Commissioner Stone said, second. Chairman Liakakis said, go on the board everybody to move that item up. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

Chairman Liakakis said, okay. Item #5, Sheriff, is the request Board approval to allow retired K-9 dogs Rocky and Ankie to be purchased by their current handlers and to accept the donation of two new dogs from Global Security, Inc., and the United States Bureau of Alcohol, Tobacco and Firearms.

Sheriff St. Lawrence said, yeah, I just want to say that both of these animals have been replaced, one coming from Global and one a donation from the Bureau of Alcohol, Tobacco and Firearms because we work with them so much. They bought a dog, gave us the dog. They're already working, and the one from Global didn't cost the County anything either. Because most of these things — most of the time I paid for them out of the grant. It comes through the Department of Public Safety, which Captain McGlamery is here and he's the Supervisor down here for the Department of Public Safety, but if you take care of those items for me I would really appreciate it. I'd like to give Captain McGlamery a moment to say something if he'd like. He's also given you statistics from 1997 to what these missions that the dogs have been on and what they've found and et cetera.

Chairman Liakakis said, Captain, identify yourself for the Clerk.

Captain McGlammery said, I'm Kirk McGlammery, Captain at the Georgia State Patrol. Thank you for what you've done here today. It means a lot to these handlers, and it means a lot to me. Between the two dogs, Rocky has had over 3,000 searches and Ankie over 4,000. That's 7,000 searches between the two of them. Anything from searching a car to going out to the port, searching containers, Elba Island and also your schools in Chatham County and the surrounding areas. They've done a great —, the handlers, I've got to give them a pat on the back. You know, that's seven years. It's like taking care of a child. Y'all take good care of them, so I appreciate it. The Sheriff's been fantastic. If there's anything we can do for you, y'all let us know.

Chairman Liakakis said, Captain, I'd like to thank you on behalf of the Chatham County Commission and the citizens of Chatham County because your participation and what you've had to help in supervision and working without our law enforcement, we really appreciate that — all that you have done. And, of course, we'd like to thank the Sheriff, who for over 40 years has served this community in law enforcement, is considered the top Sheriff in the State of Georgia. In fact, many Sheriff's around the country take his lead in that he is one of the best Sheriff's in the entire country, and we're real thankful to have you with us also. Sheriff St. Lawrence said, thank you very much.

Chairman Liakakis said, I'd like for a motion on the floor —. Commissioner Farrell said, so moved. Commissioner Thomas said, second. Chairman Liakakis asked, before we go on the board, did you have a comment?

County Manager Abolt said, no, just to thank Chief Meadows and Chief Futrell that were here, plus the firefighters. There's a special fixture in front of the podium for which I'm a little disappointed the animals didn't see the benefits of that, but that aside, Chief Meadows, when I asked him yesterday could I have a fire hydrant on loan, he said we could. He didn't tell me though he took it from in front of my house. So when Chief Futrell comes to remove it in a moments, please let him get out of here and put it back where it should be.

Chairman Liakakis said, go ahead, Chief.

Commissioner Gellatly said, I too would like to make a few comments. First of all, Mr. County Manager, the fire hydrant is totally unnecessary. These are highway disciplined dogs and they never relieve themselves when they're on duty and only when they get permission. I want you to realize that. I, too, thank the Sheriff for administering and sponsoring a world-class canine operation since 1997. These dogs have been indirectly or directly responsible for removing 2,586 people who have committed misdemeanors and 1,320 people who have committed serious crimes in our community. These are people that without this canine unit could very well still be running loose and committing more crimes. These dogs are a world-class operation and they're something that we should be very proud of. You don't just buy a puppy at the store and raise it. It takes months and months of training and it has to be a special bred of dog to begin with, and then it has to be a certain and long term bond between the handler and the dog, and these things

are not automatic. It takes a lot of time and effort. I personally think that Chatham County is a lot safer place for all of us to live and to enjoy because of the efforts of this unit, and I deeply appreciate it. I would ask Pam [Walck] from our news media, do you have this? Can I give this to here? Sheriff St. Lawrence said, we've got extra copies. Commissioner Gellatly asked, would you make sure she has it. There's some good stuff in here.

Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, I just wanted to say thank you so much as well because I'm sitting here but I'm really just full of emotion because I really hate to see them retire. They have been most outstanding and most efficient and very committed, and it's a lesson to be learned from these two dogs as humans. If we can just do our jobs as well as they have done theirs, then I think everything will be better for that. Thank you so much to the Sheriff and to the handlers and all those that have been a part in these, and to both of the Sergeants, have good retirement.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Kicklighter said, thank you. How much are we — what are we selling the dogs —. Good. That's what I was hoping. Sheriff St. Lawrence said, I believe it's a dollar. Commissioner Kicklighter said, I think that's wonderful because they have dedicated their lives and —. Sheriff St. Lawrence said, well, there's also member of those people's families. Commissioner Thomas said, yes they are. Commissioner Kicklighter said, I think that's wonderful, a wonderful policy, Sheriff.

Sheriff St. Lawrence said, I don't know who's idea it was about all these gifts, but Rocky hasn't been out of that bag but just a few minutes.

Chairman Liakakis said, okay. Thanks again. Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, Mr. Chairman, was it not the Sheriff —, was this not your idea to bring these dogs into Chatham County? Wasn't this one of your projects? Sheriff St. Lawrence said, yes, we ran a very limited operation for a long time with the two dogs, County funded. I think the State's contribution right now is \$467,000 a year. It doesn't really cover all the expenses. Ours was supposed to be \$170,000 to \$175,000, and it's got up to about \$225,000 to \$230,000, but in the day and time we live in, particularly the explosive dog, they are very important. And the amount of calls they get, not only in the public sector but in the private sector as well. We help the private sector out when they think they've got drug problems in their place of employment where they check cars and so forth and so on based upon their invitation. They're just always busy doing something, and probably they could do more if they had more resources. Commissioner Stone said, I would like to commend you for bringing them here, and it brings to mind the example I guess it was about a year ago was it [inaudible] on Wilmington Island that helped African suspects and we're just very fortunate that you thought of this and we have this

in Chatham County, and that these handlers work with these animals so well and have made them into what they are today. And so I just think it's tremendous, and thank you very much, Sheriff. Sheriff St. Lawrence said, well, thank you. There's a lot of things you don't hear about. To give you another example, a recent example. The individual that run the shop in Garden City, Mr. Patel that got killed. They looked for that gun, the officers did, for quite a while and they call the explosive dog and they had it in just a minute. That's the value. Commissioner Stone said, thank you.

Chairman Liakakis said, thanks again. We appreciate all of you. Commissioner Farrell said, let's go on the board and vote. Chairman Liakakis said, let's go on the board and vote for the approval. The motion carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.] Chairman Liakakis said, the motion carries.

**ACTION OF THE BOARD:**

- a. Commissioner Farrell moved that Item X-5 be taken out of order and heard immediately following Item V-2. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]
- b. Commissioner Farrell moved to allow retired K-9 dogs Rocky and Ankie to be purchased by their current handlers and to accept the donation of two new dogs from Global Security, Inc., and the United States Bureau of Alcohol, Tobacco and Firearms. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-5**

**AGENDA DATE: February 24, 2006**

**DATE:** 9 February 2006

**TO:** Honorable Chatham County Commissioners

**THROUGH:** County Manager Russ Abolt

**FROM:** Sheriff Al St. Lawrence

**RE:** Retirement of K-9 dogs Rocky and Ankie

**ISSUE:**

The retirement of K-9 dogs Rocky and Ankie. Accept free replacement K-9's from Global Security and the United States Alcohol, Tobacco, and Firearms.

**BACKGROUND AND ANALYSIS:**

The Chatham County Sheriff's Department K-9 Unit's dogs Rocky and Ankie both are nine years old and have served the citizens of Chatham County and the surround areas well. Both Rocky and Ankie have reached the age where health, endurance, and drive play a large part of their working ability. It is requested that both canines be retired and that their respective handler be given the opportunity to purchase the canines for \$1.00 each. The dogs have lived with each individual handler since they were puppies. The dogs are a part of both handlers' household where they are loved and taken care of.

**FUNDING:**

N/A

**ALTERNATIVES:**

1: Allow Ankie and Rocky to be purchased by their handlers and accept the donation of the two new dogs from Global Security Inc. and the United States Alcohol, Tobacco, and Firearms.

2: Don't allow Ankie and Rocky to be purchased by their current handlers and don't accept the donations of the two new dogs by Global Security Inc. and Unites States Alcohol, Tobacco, and Firearms. The Chatham County Sheriff's Department K-9 Unit would then be short two dogs to carry out their mission.

**RECOMMENDATION:**

Accept alternative one.

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**6. REQUEST BOARD DECLARE AS SURPLUS A VACANT LOT ON PINE BARREN ROAD IN POOLER, SET A MINIMUM BID VALUE, AND PROCEED WITH SELLING IT THROUGH A SEALED BID PROCESS. [DISTRICT 7.]**

Chairman Liakakis said, okay, let's discuss Item #6. This is a request Board declare as surplus a vacant lot on Pine Barren Rod in Pooler, set a minimum bid value, and proceed with selling it through a sealed bid process. Do we have a motion on the floor?

Commissioner Kicklighter said, I've got to —, I'd like to —, does someone have to make a motion to recuse me? Commissioner Shay said, Mr. Chairman, I'd like to make a motion that Commissioner Kicklighter be recused from Item #6. Commissioners Gellatly and Thomas said, second. Chairman Liakakis said, go on the board. The motion carried unanimously. Chairman Liakakis said, the item passes.

Chairman Liakakis said, okay, now the next —, we need to vote on the approval of Item #6. We need a motion for that. Commissioner Shay said, Mr. Chairman, I would like to make a motion to pass the staff recommendation on Item #6. Chairman Liakakis asked, do we have a second? Commissioner Stone said, second. Chairman Liakakis said, and of course we know Commissioner Kicklighter is not voting on this item. Let's go on the board. The motion carried unanimously. [NOTE: Commissioner Kicklighter was recused from voting on this issue.]

Chairman Liakakis said, and we can see that Commissioner Odell just made it in from his trip to a funeral that he had in another state. Thank you and, you know, our condolences to the family that were involved in the death.

**ACTION OF THE BOARD:**

- a. Commissioner Shay moved that Commissioner Kicklighter be recused from voting on this issue because he is a realtor and would feel uncomfortable voting on this issue. Commissioner Gellatly seconded the motion and it carried the motion carried unanimously.
- b. Commissioner Shay moved to declare as surplus a vacant lot (PIN 5-0987-06-009, Parcel 3 PT of Wessels Estate) on Pine Barren Road in Pooler, set a minimum value, and proceed with selling it through a sealed bid process. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was recused from voting on this item.]

**AGENDA ITEM: X-6**

**AGENDA DATE: February 24, 2006**

**TO:** Board of Commissioners

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

**FROM:** Patrick Monahan, Assist. County Manager

**ISSUE:**

To declare as surplus a vacant lot on Pine Barren Road in Pooler, set a minimum bid value, and proceed with selling it through a sealed bid process.

**BACKGROUND:**

Chatham County owns a vacant lot on Pine Barren Road in Pooler. It is a 6.29-acre outparcel which Chatham County acquired in 1995 as part of a property acquisition involving other parcels not contiguous to this one. Chatham County kept the property since it adjoined the planned "Mega-Site," and Georgia Ports Authority owns. With development plans still unknown for the "Mega-Site," and Georgia Ports Authority not interested in acquiring this property, Chatham County can proceed with the sale of this small tract.

**FACTS & FINDINGS:**

1. The property can be declared as "unserviceable," a legal term under Georgia property law that means surplus to Chatham County's needs. It is a vacant lot, approximately 6 acres in size, but limited by its triangular shape and some wetlands

The PIN is 5-0987-06-009. The adjoining area is undeveloped, but the nearby properties are generally developed as light commercial warehouses.

The legal description is "Parcel 3 PT of Wessels Estate."

The 6.29-acre tract includes 4.46 acres of uplands and 1.83 acres of wetlands.

2. The property will be sold in accordance with Georgia law through a sealed bid process to the highest bidder after a period of marketing to generate interest.

3. According to an appraisal (market study), the uplands are valued at \$65,000 per acre. Some of the wetlands could be available to meet greenspace requirements, which means 20% of the wetlands, or .366 acres, has a value of 23,790. The balance of the wetlands property has an estimated value of \$1,000 per acre, or a total for wetlands of \$1,464. In all, the property is valued at an estimated \$315,154.

4. Unlike fair market sales in which a willing buyer and willing seller may negotiate on property, public real estate law prohibits any negotiation. The sale of property begins at a minimum value and then increases through competition (unlike a fair market sale in which the asking price generally becomes negotiated down through mutual agreement). As such, Chatham County starts at 90% of the estimated value, thereby attracting interest, and let competition drive the price upwards. During the past 10 years, Chatham County has never sold a property at minimum asking value and generally receives at least 15% more than the minimum. At 90% of \$315,154, the minimum asking value based on this approach would be \$284,000 (rounded).

**FUNDING:**

Sale of the property will become revenues to the Land Bank/Surplus Property Account, which funds maintenance of county properties held by tax deed and other county-owned properties as well as Chatham County's participation in SAGIS.

**ALTERNATIVES:**

1. That the Board declare the property on Pine Barren Road as "unserviceable" (surplus to Chatham County's needs) and proceed with a publicly-sealed auction with a minimum asking value of \$284,000.
2. That the Board keep the property on Pine Barren Road within Chatham County's inventory for future public use.
3. That the Board take no action.

**POLICY ANALYSIS:**

Georgia Code § 36-9-3 et. al provides certain legal requirements for the disposition of publicly-owned property to maintain fiduciary responsibility for publicly-owned assets.

**RECOMMENDATION:**

That the Board adopt Alternative 1.

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**7. REQUEST BOARD APPROVAL TO CONVEY CHATHAM COUNTY'S INTEREST IN PROPERTY HELD BY TAX DEED ON PAIGE STREET (1900 BLOCK) IN THE CITY OF SAVANNAH TO THE LAND BANK AUTHORITY. [DISTRICT 8.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to convey Chatham County's interest in property held by tax deed, known as 0 Paige Street (1900 Block) with a legal description of Lot 358, Sub B, Tremont Park, in the City of Savannah to the Land Bank Authority and authorize the Chairman and County Clerk to execute the necessary documents. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-7**

**AGENDA DATE: February 24, 2006**

**TO:** Board of Commissioners

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

**FROM:** Patrick Monahan, Assist. County Manager

**ISSUE:**

To convey Chatham County's interest in property held by tax deed on Paige Street (1900 block) in the City of Savannah to the Land Bank Authority.

**BACKGROUND:**

Chatham County has legal interest by tax deed on certain property known as 0 Paige Street (1900 block) in the Tremont community of Savannah. The Land Bank Authority wants to manage redevelopment of this property since the City of Savannah also hold a Marshal's Deed on the adjoining property.

**FACTS & FINDINGS:**

1. The property of interest is at 0 Paige Street (PIN 2-0673-04-007) with a legal description as Lot 358, Sub B, Tremont Park.
2. It is a vacant lot 30 by 100 feet with minimal development value unless by granting of a variance or by combining it with an adjoining lot. The City of Savannah has a similar legal interest in the adjoining lot.
3. Chatham County owns tax interest (Sheriff's Deed) in this property because of the default of the property owners of record to pay taxes and no private bid at tax sale when presented previously several years ago on the steps of the Courthouse. As such, without bid at tax sale, Georgia law provides it becomes recorded in the name of Chatham County.
4. The Land Bank Authority, which is a joint Chatham County and City of Savannah authority, will market the property for redevelopment in conjunction with the adjoining lot, which the city owns. The Land Bank Authority would assume responsibility for clearing title.

**FUNDING:**

Funding is not applicable.

**ALTERNATIVES:**

1. Authorize staff to proceed with conveying Lot 358, Sub B, Tremont Park, by quitclaim deed to the Land Bank Authority and authorize the Chairman and Clerk to execute the necessary documents.
2. Authorize staff to offer the property for public auction with conditions that the successful bidder must pay outstanding taxes and clear title.
3. Do not authorize staff to proceed with disposition of the property.

**POLICY ANALYSIS:**

Under Georgia law (O.C.G.A. 36-9-3, Chatham County must follow certain procedures in the disposition of public property except for conveyances to another government. The ultimate goal of returning these properties to private ownership helps to achieve the county's goal of returning property to tax generating status and responsible maintenance.

**RECOMMENDATION:**

That the Board adopt Alternative 1.

District 8

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8. **REQUEST BOARD DECLARE AS SURPLUS VACANT LOTS AT 0 ESSEX AVENUE AND 9 BARBER AVENUE IN THE CITY OF SAVANNAH AND AUTHORIZE CONVEYING THE COUNTY'S INTEREST HELD BY TAX DEED IN THE PROPERTIES TO THE LAND BANK AUTHORITY ON BEHALF OF HABITAT FOR HUMANITY.  
[DISTRICT 8.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to declare as surplus vacant lots at 0 Essex Avenue (PIN 2-0637-12-010, Lot 78 Highway Park) and 9 Barber Avenue (PIN 2-0047-02-004, Lots 39 and 40 Sub of Lot 34) in the City of Savannah and convey the County's interest held by tax deed in the properties to the Land Bank Authority on behalf of Habitat for Humanity and authorize the Chairman and County Clerk to execute the necessary documents. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-8****AGENDA DATE: February 24, 2006****TO:** Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** Patrick Monahan, Assist. County Manager**ISSUE:**

To declare as surplus vacant lots at 0 Essex Avenue and 9 Barber Avenue in the City of Savannah and authorize conveying the county's interest held by tax deed in the properties to the Land Bank Authority on behalf of Habitat for Humanity.

**BACKGROUND:**

Habitat for Humanity has requested Chatham County's assistance in obtaining two properties, which will be used for redeveloping neighborhoods. Chatham County holds legal interest by tax deeds. Since Chatham County cannot convey its interest to a non-profit, the transfer must be made to the Land Bank Authority, which can then clear outstanding taxes and deed the properties to Habitat for Humanity. Habitat for Humanity would still assume responsibility for clearing title.

**FACTS & FINDINGS:**

1. The properties of interest are:
  - 1a. PIN 2-0637-12-010 with a legal description as "Lot 78 Highway Park." The address is 0 Essex Avenue (2100 block), a vacant lot estimated at 30 feet by 100 feet.
  - 1b. PIN 2-0047-2-004 with a legal description as Lots 39 and 40 Sub of Lot 34." The address is 9 Barber Avenue, a vacant to estimated at 60 feet by 90 feet.
2. Both properties adjoin other vacant lots, which Habitat for Humanity owns. Habitat plans to construct new low-and-moderate homes on the properties consistent with its mission.
3. Chatham County holds interest in the properties through a tax deed. While not marketable title, a tax deed can be used as an entry to acquire ownership. Habitat for Humanity acknowledges the steps which will be necessary to clear title on the properties.

- 4. Since state law does not authorize counties to convey properties to non-profit organizations, Chatham County can use the Land Bank Authority as the legal vehicle to effect this transaction. The Land Bank Authority would then convey the properties to Habitat for Humanity.

**FUNDING:**

Not applicable.

**ALTERNATIVES:**

- 1. That the Board approve conveying the properties described above to the Land Bank Authority on behalf of Coastal Area Habitat for Humanity and authorize the Chairman and Clerk to execute the necessary documents.
- 2. That the Board not convey the properties described above to the Land Bank Authority and require Habitat for Humanity to proceed through an in rem foreclosure process, or direct staff to offer them for public use.
- 3. That the Board not take any action on the properties described above.

**POLICY ANALYSIS:**

Under Georgia law (O.C.G.A. 36-9-3 et. al), Chatham County must follow certain procedures in the disposition of any public interest held in property. However, the Georgia Constitution authorizes that conveyances between two governments can be handled without the usual requirements of a public sale or notice.

**RECOMMENDATION:**

That the Board adopt Alternative 1.

District 8 (Essex Avenue and Barber Avenue)

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**9. REQUEST BOARD APPROVE A LEASE WITH THE STATE OF GEORGIA FOR THE ADOLESCENT RESIDENTIAL TREATMENT CENTER. [DISTRICT 7.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve a lease for five acres on Old Pine Barren Road in Bloomingdale with the State of Georgia for the Adolescent Residential Treatment Center at the

rate of \$8,000 monthly (\$96,000 annually) beginning July 1, 2006, and authorize the Chairman and County Clerk to execute the necessary documents. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-9**

**AGENDA DATE: February 24, 2006**

**TO:** Board of Commissioners

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

**FROM:** Patrick Monahan, Assist. County Manager

**ISSUE:**

To approve a lease with the State of Georgia for the Adolescent Residential Treatment Center.

**BACKGROUND:**

In 1993, Chatham County developed, designed and constructed the Adolescent Residential Treatment Center on five acres which the County owned on Old Pine Barren Road in Bloomingdale. Chatham County developed the project in connection with Tidelands, then part of the Health Department, as an alternative program for youth treatment. When the State of Georgia reorganized mental health and substance abuse services, Gateway assumed lease of the building in May 2000. In 2005, Gateway subleased the Adolescent Center to the Georgia Department of Human Resources for use by Georgia Regional Hospital for youth services.

**FACTS & FINDINGS:**

1. The Adolescent Center provides 14 bedrooms within 10,062 square feet on a 5-acre parcel. It was specifically designed to meet the needs of adolescent services.
2. Rather than sublease through Gateway, which is not authorized to sublease the property without Chatham County's approval, the State of Georgia inquired about leasing the property directly. The proposed lease agreement is attached.
3. The lease rate would be \$8,000 monthly, or \$96,000 annually. This translates into \$9.54 per square foot. The effective term would begin July 1, 2006.

**FUNDING:**

Not applicable. These revenues fund the Hospital Authority Bonds (1993) in an amount equal to principal and interest payments and a maintenance fee for capital repairs and replacement. The base rate (amount equal to annual debt service) totals about \$5,500 monthly, or \$66,000. The balance of the lease amount funds repairs and maintenance.

**ALTERNATIVES:**

1. That the Board approve the lease for the Adolescent Residential Treatment Center to the State of Georgia/DHR, starting July 1, 2006, at a rate of \$96,000 annually, to be paid monthly at \$8,000, and authorize the Chairman and Clerk to execute the necessary documents.
2. That the Board opt not to lease the building to the State of Georgia but lease instead to Gateway.
3. That the Board take other action, as it deems appropriate.

**POLICY ANALYSIS:**

Chatham County developed several properties during an era when Tidlands served under the authority of the Board of Health. State law recognized this relationship as a government-to-government, which enabled tax-exempt financing through bonds. Regardless of changes in state law which have reorganized these services, and the legal status of who provides them, Chatham County must abide by federal regulations to ensure the requirements of the pre-existing financing. Leasing to the State of Georgia remains consistent with this requirement.

**RECOMMENDATION:**

That the Board adopt Alternative

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10. **REQUEST BOARD DECLARE AS SURPLUS TWO VACANT LOTS IN UNINCORPORATED CHATHAM COUNTY ON BURROUGHS ROAD AND AUCTION THE COUNTY’S INTEREST IN THIS PROPERTY HELD BY TAX DEED.  
[DISTRICT 6.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to declare as surplus and auction the County's interest held by tax deed in two (2) vacant lots in unincorporated Chatham County on 0 Burroughs Road, described as "Lot 5 Mendel Wessels Tct + Southfields Pierpont Tract, PIN 1-1004-04-010, and authorize the Chairman and County Clerk to execute the necessary documents. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-10****AGENDA DATE: February 24, 2006****TO:** Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** Patrick Monahan, Assist. County Manager**ISSUE:**

To declare as surplus two vacant lots in unincorporated Chatham County on Burroughs Road and auction the county's interest in this property held by tax deed.

**BACKGROUND:**

Chatham County has legal interest by tax deed (unpaid taxes) on 0 Burroughs Road in unincorporated area Chatham County. While some legal question remains about the extent of Chatham County's interest in such properties, the Board has followed the following procedure:

1. Properly advertise the properties for sale in accordance with Georgia law, O.C.G.A. 36-9-3 (public bid after 15 day legal notice that describes properties.)
2. Make the successful bidder responsible for paying all outstanding taxes, penalties and interest, which represents Chatham County's interest in the property.
3. Make the successful bidder responsible for obtaining marketable title.

**FACTS & FINDINGS:**

1. The property of interest is 0 Burroughs Road in southwest Chatham County near Hodges Airstrip. It is two vacant tracts, reportedly between two and seven acres in size, with a legal description as "Lot 5 Mendel Wessels Tct + Southfields Pierpont Tract." The Property Identification Number for both parcels (non-contiguous) is 1-1004-04-010.

- 2. Chatham County owns tax interest (Sheriff's Deed) in this property because of the default of the property owner of record to pay taxes or pursue any form of redemption. Chatham County's interest remains as a tax lien and not any established marketable title; thus, any auction attempts only to convey Chatham County's interest in the property (the property previously went to sale on the Courthouse steps, but because no one bid on it, state law provides it becomes titled in the name of the County to ensure no transfer of the property until the tax liability becomes settled).
- 3. Because tax deed properties involve interest acquired through default of taxes, staff explains to any prospective buyers the problems that can arise with marketable title. The owner assumes all liability to clear title, which includes paying off all outstanding tax liability.

**FUNDING:**

Funding is not applicable.

**ALTERNATIVES:**

- 1. Authorize staff to proceed with the disposition of the property as provided by Georgia law, and authorize the Chairman and Clerk to execute the necessary documents.
- 2. Take no action and maintain Chatham County's interest in this property.

**POLICY ANALYSIS:**

Under Georgia law (O.C.G.A. 36-9-3), Chatham County must follow certain procedures in the disposition of public property. While recent amendments to this code section make this task easier, the law requires certain procedures to maintain the public's interest in property it owns. Returning these properties to private ownership achieves the county's goals of returning property to tax generating status and responsible maintenance.

**RECOMMENDATION:**

That the Board adopt Alternative 1.

District 6

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**11. REQUEST BOARD ADOPT BOUNDARY ADJUSTMENT TO CITY OF SAVANNAH'S CITY LIMITS.  
[DISTRICT 7.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to pass a resolution consenting to and allowing the de-annexation of a 72.21 acre tract and a 14.25 acre tract in or contiguous to Savannah International Hilton Head Airport. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-11****AGENDA DATE: February 24, 2006****DATE:** February 17, 2006**TO:** R.E. Abolt, County Manager**FROM:** R. Jonathan Hart, County Attorney**SUBJECT:** City of Savannah Boundary Adjustment

Please see the proposed agenda item and resolution with property description of the subject property to be de-annexed. As you are aware, this boundary line adjustment is an essential part of the long-range plan of the airport. This needs to be placed on the next commission agenda in order that the Board of Commissioners would consider passing a resolution allowing this important de-annexation.

**AGENDA ITEM: X-11****AGENDA DATE: February 24, 2006****TO:** Board of Commissioners**THRU:** R.E. Abolt, County Manager**FROM:** R. Jonathan Hart, County Attorney**ISSUE:** City of Savannah Boundary Adjustment**ISSUE:**

A corporation has requested, and the City of Savannah has consented to, the de-annexation of property and adjustment of the City of Savannah's city limits line pertaining to long-range planning for the Savannah Hilton Head International Airport and business development of the area. The

Chatham County Board of Commissioners must exercise their authority and approve the de-annexation of the subject project.

### **BACKGROUND:**

The City of Savannah has approved the realignment of the city limits of the City of Savannah so as to de-annex from the City of Savannah a 72.21 acre tract and a 14.25 acre tract in or contiguous to Savannah International Hilton Head Airport.

In order to de-annex under Georgia law, the governing authority of the County must approve the de-annexation.

### **FACTS & FINDINGS**

The City of Savannah has requested realignment of the city limits of the City of Savannah in or contiguous to the airport. The realignment of said city limits will result in portions of property that were formerly in the City of Savannah becoming part of unincorporated Chatham County.

The realignment of the City of Savannah city limits is consistent with the long-range plan of the airport and had potential to generate substantial employment opportunities for the citizens of Chatham County.

The Board of Commissioners have been requested by the Mayor and Aldermen of the City of Savannah to pass a resolution consenting to and allowing the de-annexation of the subject property more particularly described in the attached exhibits and plats.

### **FUNDING**

Not applicable.

### **ALTERNATIVES**

1. Pass a resolution consenting to and allowing the de-annexation of aforementioned property consenting to and allowing the de-annexation of this property as more particularly described in the attached exhibits and plats.

2. Do not pass a resolution consenting to and allowing the de-annexation of aforementioned property consenting to and allowing the de-

annexation of this property as more particularly described in the attached exhibits and plats.

### **RECOMMENDATION**

Alternative No. 1.

RJH/dc  
enclosures

### **RESOLUTION**

Be it Resolved that the Board of Commissioners, at its regularly scheduled meeting of February 24, 2006, upon a motion being made and properly seconded, and affirmatively voted upon with direction to enter said affirmative vote in the permanent minutes of the Chatham County Board of Commission meeting of said date, that the Board of Commissioners of Chatham County do hereby consent to the de-annexation of property as is more particularly described in Exhibits "A" and "B" attached hereto by reference and as is more particularly shown upon a plat prepared by EMC Engineering Services, Inc., entitled "Boundary Survey of a 72.21 Acre Portion and a 14.25 Acre Flight Safety Portion of the Gulfstream Aerospace Corporation, 8<sup>th</sup> G.M. District, Savannah, Chatham County, Georgia" dated February 6, 2006.

The Board of Commissioners of Chatham County do hereby consent to the de-annexation of the foregoing property from the City of Savannah so as to make the property part of unincorporated Chatham County, Georgia.

ADOPTED AND APPROVED, this \_\_\_\_\_ day of \_\_\_\_\_, 2006

CHATHAM COUNTY, GEORGIA

By: \_\_\_\_\_  
Pete Liakakis, Chairman  
Chatham County Commission

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

[SEAL]

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**12. REQUEST FOR RENEWAL OF BEER & WINE RETAIL PACKAGE LICENSE FOR 2006. PETITIONER: STARRENZO CUMMINGS, D/B/A WAL-MART SUPERCENTER, #635, LOCATED AT 6000 OGEECHEE ROAD. [DISTRICT 6.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Starrenzo Cummings, d/b/a Wal-Mart Supercenter, #635, located at 6000 Ogeechee Road, for renewal of beer and wine retail package license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-12**  
**AGENDA DATE: February 24, 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 renewal of beer & wine retail package license for 2006, Starrenzo Cummings, d/b/a Wal-Mart Supercenter, #635, located at 6000 Ogeechee Road.

BACKGROUND

Starrenzo Cummings, a new applicant, requests approval for renewal of retail package license for beer & wine in connection with an existing department supercenter store.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and separation requirements and approved.
2. The returned application was reviewed by Building Safety. The County Fire Inspector inspected the structure for compliance of the applicable codes and approved.
3. The applicant and business meets the requirements of the Chatham County Alcoholic Beverage Ordinance.

RECOMMENDATION

Police Department and Building Safety recommend approval.

District 6

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- 13. REQUEST FOR RENEWAL OF BEER AND WINE RETAIL PACKAGE LICENSE FOR 2006. PETITIONER: JOHN P. MURRAY, D/B/A PUBLIX SUPER MARKETS, INC., #456, LOCATED AT 155 JOHNNY MERCER BOULEVARD.  
[DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of John P. Murray, d/b/a Publix Supermarkets, Inc., #456, located at 155 Johnny Mercer Boulevard, for renewal of beer and wine retail package license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-13**

**AGENDA DATE: February 24, 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 renewal of beer and wine retail license for 2006. John P. Murray, d/b/a Publix Super Markets Inc. #456, located at 155 Johnny Mercer Boulevard.

BACKGROUND

Mr. Murray, a new applicant requests approval for renewal of retail package license, in connection with an existing supermarket. The business at this location meets the requirements of the Chatham County Alcoholic Beverage Ordinance.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the safety codes and approved the facility.
3. This application is in compliance with all requirements.
4. The applicant has been notified in writing of the time and date of the hearing.

RECOMMENDATION

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

District 4

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- 14. REQUEST FOR RENEWAL OF BEER, WINE AND LIQUOR POURING AND SUNDAY SALES LICENSES FOR 2006. PETITIONER: ROBERT P. LESAGE, D/B/A RUBY TUESDAY RESTAURANT, LOCATED AT 590 AL HENDERSON BOULEVARD.  
[DISTRICT 7.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Robert P. Lesage, d/b/a Ruby Tuesday Restaurant, located at 590 Al Henderson Boulevard, for renewal of beer, wine and liquor pouring and Sunday sales licenses for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-14**

**AGENDA DATE: February 24, 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 renewal of beer, wine & liquor pouring and Sunday sales licenses for 2006, Robert P. LeSage, d/b/a Ruby Tuesday Restaurant, located at 590 Al Henderson Boulevard.

BACKGROUND

Mr. LeSage, requests for renewal of beer, wine and liquor pouring and Sunday sales licenses in connection with an existing restaurant. The business at this location meets the requirements of the Chatham County Alcoholic Beverage and Sunday Sales Ordinance.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant 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 applicant and business meets the requirements of the Chatham County Alcoholic Beverage and Sunday sales Ordinance.
- 4. The applicant has been notified in writing of the hearing time and date.

RECOMMENDATION

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

District 7

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**15. REQUEST FOR RENEWAL OF BEER, WINE AND LIQUOR POURING AND SUNDAY SALES LICENSES FOR 2006. PETITIONER: KELLI SAMUELSON, D/B/A GRAPEVINE, LOCATED AT 356B JOHNNY MERCER BOULEVARD. [DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Kelli Samuelson, d/b/a Grapevine, located at 356B Johnny Mercer Boulevard, for renewal of beer, wine and liquor pouring and Sunday sales licenses for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-15**  
**AGENDA DATE: February 24, 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 renewal of beer and wine pouring and Sunday sales licenses for 2006, Kelli Samuelson, d/b/a Grapevine, located at 346B Johnny Mercer Boulevard.

BACKGROUND

Ms. Samuelson requests approval for renewal of Sunday sales license in connection with an existing restaurant. The business at this location meets the requirements of the Chatham County Alcoholic Beverage and Sunday sales Ordinance.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. The applicant and business meets the requirements of the Chatham County Alcoholic Beverage and Sunday sales Ordinance.
4. The applicant has been notified in writing of the time and date of the hearing.

RECOMMENDATION

The Savannah-Chatham Metropolitan Police Department and Building Safety recommend approval.

District 4

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- 16. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2006. PETITIONER: ALAN CURTIS CALE, D/B/A HENDERSON GOLF CLUB, LOCATED AT 1 AL HENDERSON DRIVE.  
[DISTRICT 7.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Alan Curtis Cale, d/b/a Henderson Golf Club, located at 1 Al Henderson Drive, for renewal of Sunday sales of beer, wine and liquor pouring license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-16****AGENDA DATE: February 24, 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 CHIEFISSUE

Request for renewal of Sunday sales of beer, wine and liquor pouring for 2006, Alan Curtis Cale, d/b/a Henderson Golf Club, located at 1 Al Henderson Drive.

BACKGROUND

Mr. Cale requests approval for renewal of Sunday sales of beer, wine and liquor pouring in connection with a golf club. The business at this location meets the requirements of the Chatham County Alcoholic Beverage and Sunday Sales Ordinance.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. This application is in compliance with all requirements.
4. 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 7

=====

**17. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2006. PETITIONER: RAYMUNDO L. JAIME, D/B/A EL POTRO MEXICAN RESTAURANT #14, LOCATED AT 1 FORT ARGYLE ROAD.  
[DISTRICT 6.]**

Chairman Liakakis said, Items 17 and 21. These are two items that they have applied for a liquor license but they did not conform to what is required by law where they did not answer specific questions, and it has been requested by Commissioner Stone that we pass those particular items until the particular business owners apply properly so that we can look at approval on them.

Commissioner Kicklighter said, motion to table the items until the questions are answered. Chairman Liakakis said, all right. Do we have a second? Commissioner Stone said, second. Chairman Liakakis said, it's been seconded. Let's go on the board. The motion carried unanimously. Chairman Liakakis said the item passes.

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to table the petition of Raymundo L. Jaime, d/b/a El Potro Mexican Restaurant #14, located at 1 Fort Argyle Road, for renewal of a Sunday sales of beer, wine and liquor pouring license for 2006 until all questions on the petition have been answered. Commissioner Stone seconded the motion and it carried unanimously.

**AGENDA ITEM: X-17**

**AGENDA DATE: February 24, 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 renewal of Sunday sales of beer, wine and liquor pouring license for 2006. Raymundo L. Jaime, d/b/a El Potro Mexican Restaurant #14, located at 1 Fort Argyle Road.

BACKGROUND

Mr. Jaime requests approval for renewal of Sunday sales license in connection with an existing restaurant.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. The application is in compliance with all requirements.
4. 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 6

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- 18. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2006. PETITIONER: ROBERT DOSTOR MIMS, III, D/B/A STEAMERS RESTAURANT, LOCATED AT 1190 KING GEORGE BOULEVARD.  
[DISTRICT 6.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Robert Dostor Mims, III, d/b/a Steamers Restaurant, located at 1190 King George Boulevard, for renewal of Sunday sales of beer, wine and liquor pouring license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-18**

**AGENDA DATE: February 24, 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 renewal of Sunday sales of beer, wine and liquor pouring license for 2006, Robert Dostor Mims, III, d/b/a Steamers Restaurant, located at 1190 King George Boulevard.

BACKGROUND

Mr. Mims requests approval for renewal of Sunday sales of beer, wine and liquor pouring license in connection with an existing restaurant.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and separation requirements and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. The applicant and business meets the requirements of the Chatham County Alcoholic Beverage and Sunday Sales Ordinance.
4. The applicant has been notified in writing of the hearing dated and time.

RECOMMENDATION

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

District 6

=====

- 19. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2006. PETITIONER: MARY ELIZABETH GARRETT, D/B/A THE SHELL HOUSE RESTAURANT, LOCATED AT 8 GATEWAY BOULEVARD, WEST.  
[DISTRICT 7.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Mary Elizabeth Garrett, d/b/a The Shell House Restaurant, located at 8 Gateway Boulevard West, for renewal of Sunday sales of beer, wine and liquor pouring license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-19**

**AGENDA DATE: February 24, 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 renewal of Sunday sales of beer, wine & liquor pouring license for 2006, Mary Elizabeth Garrett, d/b/a The Shell House Restaurant, located at 8 Gateway Boulevard, West.

BACKGROUND

Ms. Garrett requests approval for renewal of Sunday sales license in connection with existing restaurant. The business at this location meets the requirements of the Chatham County Alcoholic Beverage and Sunday Sales Ordinance.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. This application is in compliance with all requirements.
4. 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 7

=====

- 20. **REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2006. PETITIONER: HERMAN R. SHIRAH, JR., D/B/A THE ISLANDER, LOCATED AT 221 JOHNNY MERCER BOULEVARD. [DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Herman R. Shirah, Jr., d/b/a The Islander, located at 221 Johnny Mercer Boulevard, for renewal of Sunday sales of beer, wine and liquor pouring license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-20**

**AGENDA DATE: February 24, 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 renewal of Sunday sales of beer, wine and liquor pouring license for 2006, Herman R. Shirah, Jr., d/b/a The Islander, located at 221 Johnny Mercer Boulevard.

BACKGROUND

Mr. Shirah requests approval for renewal of Sunday sales license in connection with an existing restaurant.

FACTS AND FINDINGS

1. The application was reviewed by the police department for compliance of the applicant and separation requirements and approved.
2. The returned application was reviewed by Regulatory Services. The county Fire Marshall inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. The applicant and business meets the requirements of the Chatham County Alcoholic Beverage and Sunday sales Ordinance.
4. The applicant has been notified in writing of the hearing time and date.

RECOMMENDATION

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

District 4

=====

**21. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2006. PETITIONER: COBY GARRETT BROOKS, D/B/A HOOTERS OF SAVANNAH, INC., LOCATED AT 4 GATEWAY BOULEVARD.  
[DISTRICT 7.]**

[NOTE: Refer to Item 17 for discussion on this item.]

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to table the petition of Coby Garrett Brooks, d/b/a Hooters of Savannah, Inc., located at 4 Gateway Boulevard, for renewal of a Sunday sales of beer, wine and liquor pouring license for 2006 until all questions on the petition have been answered. Commissioner Stone seconded the motion and it carried unanimously.

**AGENDA ITEM: X-21**

**AGENDA DATE: February 24, 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 renewal of Sunday sales of beer and wine pouring for 2006, Coby Garrett Brooks, d/b/a Hooters of Savannah, Inc. located at 4 Gateway Boulevard.

BACKGROUND

Mr. Brooks requests approval for renewal of Sunday sales of beer and wine pouring in connection with an existing restaurant. The business at this location meets the requirements of the Chatham County Alcoholic Beverage and Sunday sales Ordinance.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshall inspected the site for compliance with the commercial kitchen requirements and approved the facility.
3. This application is in compliance with all requirements.
4. 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 7

=====

- 22. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER AND WINE POURING LICENSE FOR 2006. PETITIONER: HEIDI ZHANG, D/B/A SAKURA PLACE, LOCATED AT 1190 KING GEORGE BOULEVARD, UNIT A-4.  
[DISTRICT 6.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Heidizhang, d/b/a Sakura Place, located at 1190 King George Boulevard, Unit A-4, for renewal of Sunday sales of beer and wine pouring license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-22**

**AGENDA DATE: February 24, 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 renewal of Sunday sales of beer and wine pouring for 2006, Heidi Zhang, d/b/a Sakura Place, located at 1190 King George Boulevard, Unit A-4.

BACKGROUND

Ms. Zhang requests approval for renewal of Sunday sales license in connection with an existing restaurant.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and approved.
2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance with the commercial kitchen requirements and approved the facility.

- 3. The applicant has been notified in writing of the time and date of the hearing.
- 4. This application is in compliance with all requirements.

RECOMMENDATION

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

District 6

=====

**23. REQUEST FOR RENEWAL OF SUNDAY SALES LICENSE FOR 2006.  
 PETITIONER: CHERYL D. HULL, D/B/A BEEF O’BRADY’S FAMILY  
 SPORTS PUB, LOCATED AT 461 JOHNNY MERCER BOULEVARD, UNITS  
 11 AND 12.  
 [DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Cheryl D. Hull, d/b/a Beef O’Brady’s Family Sports Pub, located at 461 Johnny Mercer Boulevard, Units 11 and 12, for renewal of Sunday sales license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-23**  
**AGENDA DATE: February 24, 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 approval for renewal of Sunday sales license for 2006 Cheryl D. Hull, d/b/a Beef O’Brady’s Family Sports Pub, located at 461 Johnny Mercer Boulevard, Units 11 & 12.

BACKGROUND

Ms. Hull requests approval of renewal of Sunday sales licenses in connection with an existing new restaurant. The business at this location meets the requirements of Chatham County Alcoholic Beverage and Sunday Sales Ordinance.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department and approved.
2. The application is in compliance with all requirements.
3. 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

=====

**24. REQUEST FOR RENEWAL OF SUNDAY SALES LICENSE FOR 2006.  
 PETITIONER: SCOTT ROBERT JACKSON, D/B/A SICILIANO’S, LOCATED  
 AT 4700 HIGHWAY 80 EAST.  
 [DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the petition of Scott Robert Jackson, d/b/a Siciliano’s, located at 4700 Highway 80 East, for renewal of Sunday sales license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

**AGENDA ITEM: X-24**

**AGENDA DATE: February 24, 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 renewal of Sunday sales license for 2006, Scott Robert Jackson, d/b/a Siciliano's, located at 4700 Highway 80 East.

BACKGROUND

Mr. Jackson requests approval for renewal of Sunday sales license in connection with an existing restaurant. This is the first renewal after twelve months of business.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department and approved.
2. This application is in compliance with all requirements.
3. The applicant has been notified in writing of the date and time of the hearing.

RECOMMENDATION

Police Department and Regulatory Services recommend approval.

District 4

=====

**25. 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 emergency purchase and installation of a perimeter security fence	C.N.T.	Randy's Fence Company, Inc.	\$34,500	2005 DSA Bonds - C.N.T. Headquarters

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
B. Negotiate a contract to provide service uniform shirts and trousers	•Sheriff •Detention Center	Uniforms by Patrick	N/A	N/A
C. Annual contract to provide various types of high volume printing for the departments and agencies of the County	Various	•VIP Office Furniture and Supply (WBE) •Alphagraphics	Varies by item	•General Fund/M&O - Various •SSD - Various
D. Replace two (2) emergency warning sirens	CEMA	McCord Communications (Sole Source)	\$26,250	Risk Management Fund - Reserve for Deductible
E. Sixty day contract extension for window repairs for the Old County Courthouse	Facilities Maintenance	The House Doctor	N/A	No funding required
F. Purchase and install the metal studs, drywall, insulation and acoustical ceilings for the relocation of the Elections Board within the Citizen's Service Center	Elections Board	Bonitz of Georgia, Inc.	\$32,376	SPLOST (2003-2008) - Courthouse Project
G. Purchase and install HVAC systems for the relocation of the Elections Board within the Citizen's Service Center	Elections Board	All Seasons Comfort	\$32,054	SPLOST (2003-2008) - Courthouse Project

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
H. Furnish and install security glass for the property room within the new C.N.T. facility	C.N.T.	J & L Glass (Sole Source)	\$10,670	2005 DSA Bonds - C.N.T. Headquarters
I. One (1) 15ft and one (1) 10ft cutter attachment for tractors	Public Works and Park Services	Miles Tractor	\$20,290	SSD - Public Works
J. Contract for Facility Naming Right Marketing Plan Consultant Services	Public Works and Park Services	Sheer Game Sports Development	\$30,000 plus 20% commission	Recreation Authority (pending approval of the Recreation Authority)
K. Extend current annual contract for five (5) months in order to have coverage correspond to the fiscal year for Workers' Compensation Excess Insurance	Finance	Midwest Employers Casualty Company	\$12,534	Risk Management Internal Service Fund - Workers' Compensation

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve Items 25-A through 25-K, both inclusive. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present when this vote was taken.]

=====

**XI. FIRST READINGS**

Proposed changes to ordinances must be read or presented in written form at two meetings held not less than one week apart. A vote on the following listed matters will occur at the next regularly scheduled meeting.

On first reading, presentation by MPC staff and discussion only by Commissioners will be heard. Comments, discussion and debate from members of the public will be received only at the meeting at which a vote is to be taken on one of the following listed items.

None.

=====

## **XII. SECOND READINGS**

### **1. AMENDMENTS TO COUNTY CODE ARTICLE II, SECTION 20-201 THROUGH 20-214 TO REFLECT THE CURRENT STATE MANDATED CONSTRUCTION CODES AND ADD A CONSTRUCTION CODE ADMINISTRATION SECTION.**

Chairman Liakakis asked, do we have a motion on the floor to approve this and then we'll discussion on it? Commissioner Farrell said, so moved. Commissioner Thomas said, second. Commissioner Shay said, second. Chairman Liakakis said, okay. Gregori [Anderson], if you'd like to —, identify yourself and go over this item.

Mr. Gregori Anderson said, yes, thank you, Mr. Chairman. Gregori Anderson, Director of Building Safety and Regulatory Services. This amendment is a housekeeping item to make us — stay current with the State laws. The State requires that we keep up obviously with the requirements that come out of DCA that administers the State-mandated construction codes that my department is responsible for enforcing, and this particular amendment we're reflecting old codes that the State has re-adopted that would change it to make sure that we're up to speed with our local ordinance. The second thing is that the State has mandated that local jurisdictions that actively enforce the codes are required to do one of two things: either adopt the administrative sections of the State-mandated codes or to come up with their own. What we've done in this particular case is taken a copy of the administrative section that's in the Building Codes and with some minor modifications to it so it meets our local needs. This is a reflection of that amendment that has to be approved through our local ordinance and then a copy of this must be sent to DCA. They don't have any approval authority, but they have to keep a copy of any local amendments on file in order for us to enforce them locally. I want to be very clear that the State codes are mandated, so we're not adopting codes here. Our codes are already mandated by the State, but we are adopting administrative sections that give us the authority and the ability to enforce those codes locally. So, again, this is something that is mandated through DCA for us to do and something that requires us to give [inaudible].

Chairman Liakakis said, do we have a motion on the floor to approve this? Commissioner Kicklighter said, they already did. I've got a question. Chairman Liakakis said, okay. Go ahead.

Commissioner Kicklighter said, can you give me some examples of the changes made to the administrative section? Mr. Anderson said, well, the administrative section basically takes the base document that's in the International Building Code as it is today. It makes reference in that document to exemptions of items, such as fences and swimming pools. We enforce permits for fences and swimming pools here locally, so we meet —. Commissioner Kicklighter said, that's good. I call for the question if no one else has —.

Chairman Liakakis said, okay. Go on the board. The motion carried unanimously. Commissioner Kicklighter said, thank you. Chairman Liakakis said, the motion passes.

**ACTION OF THE BOARD:**

Commissioner Farrell moved to approve amendments to County Code Article II, Section 20-201 through 20-214, to reflect the current State-mandated Construction Codes and add a Construction Code Administration Section. Commissioners Shay and Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: **XI-1**

AGENDA DATE: February 10, 2006

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY  
AND REGULATORY SERVICES

ISSUE

Amendments to County Code Article II, section 20-201 through 20-214 to reflect the current State mandated construction codes and add a construction code administration section.

FACTS AND FINDINGS

1. The Department of Community Affairs adopts and administers the construction codes program throughout the State. The construction codes are adopted with State initiated amendments. One of the amendments deletes the adoption of the administration section of each construction code. Local Governments are required to adopt an administrative section that outlines the regulations for enforcement of the code provisions at the local level.
2. The State Safety Fire Commissioner adopts and administers the Fire and Life Safety codes throughout the State. The Fire and Life Safety Codes and Standards are adopted with amendments initiated by the Safety Fire Commissioners rules and regulations.

FUNDING

Not Applicable

ALTERNATIVES

1. Adopt proposed amendments to the County Code
2. Provide direction to staff

#### POLICY ANALYSIS

The proposed amendments are intended to bring the County Code in line with the State statute. The adoption of an administrative section for the enforcement of the codes will continue compliance with the Department of Community Affairs.

The proposed amendments will also address the changes in the regulations and rules of the Safety Fire Commissioner.

#### RECOMMENDATION

Alternative #1, Adopt Proposed Amendments

### **AMENDMENT TO THE CODE CHATHAM COUNTY, GEORGIA**

An ordinance to amend the code of Chatham County, Georgia 1989 amended to provide administrative provisions of the construction codes; and for other purposes.

**Be it ordained**, by the Chatham County Commissioners in regular session as follows to wit.

#### Article II Adoption Of and Amendments to Technical Codes

**20-201** Adoption of Standard Codes. The regulations and administrative procedures of the following Standard Codes recommended and published by the International Code Council, and the National Fire Protection Association in book form are hereby adopted as the regulations governing the construction of building and other structures in the County; and section Viii, Article 4 Land Disturbing & Tree Protection Requirements for Certificates of Occupancy; and Section IX., Article 5, Requirements for Certificate of Occupancy and Article 6, Withholding the Certificate of Occupancy of the Chatham County, Georgia Land - Disturbing Activities Ordinance; and it shall be unlawful to erect or construct any building or structure on the county in violation of, or without complying with, these regulation:

1. International Code Council "I - Codes" as adopted mandatory State Codes and Amendments by the State Department of Community Affairs
2. NFPA Codes and Amendments as adopted by the State Safety Fire Commissioner

3. NFPA Standards as adopted by the State Safety Fire Commissioner

4. Standard Swimming Pool Code, 1994 Edition

20 - 202 National Electric Code. Delete without substitution

20 - 203 Standard Building Code Amendments. Delete

20 - 203 Construction Code Administration

1. IBC Chapter One, as amended by this ordinance.

### CONSTRUCTION CODE ADMINISTRATION

**101.1 TITLE.** Delete entire paragraph

**101.1 TITLE.** These regulations shall be known as the Chatham County Construction Code Administration Section The International Building Code 2000 Edition, Chapter One Represents the Base Document.

#### **101.2 Scope - Unchanged**

**Exception:** Detached one and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories high with separate means of egress and their accessory structures shall comply with the *International Residential Code*.

101.2 Unchanged

101.3 Unchanged

101.4 Unchanged

**101.4.1 Electrical.** The provisions of the ICC **National** *Electrical Code* shall apply to the installation of electrical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings, and appurtenances thereto.

101.4.2 Unchanged

101.4.3 Unchanged

101.4.4 Unchanged

**101.4.5 Property Maintenance.** Delete paragraph in its entirety

101.4.6 Unchanged	102.1 Unchanged	102.3 Unchanged	1 0
			2.5
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			d
101.4.7 Unchanged	102.2 Unchanged	102.4 Unchanged	

**102.6 Existing structures.** The legal occupancy of any structure existing on the date of adoption of this code shall be permitted to continue without change, except as is specifically covered in this code, the *International Property Maintenance Code* or the *International Fire Code*, or as is deemed necessary by the building official for the general safety and welfare of the occupants and the public.

103.1 Unchanged

103.2 Unchanged

**103.3 Deputies.** In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the building official shall have the authority to appoint a deputy building official, the related technical officers, inspectors, plan examiners and other employees. Such employees shall have powers as delegated by the building official. For the maintenance of existing properties, see the *International Property Maintenance Code*.

104 Unchanged

105.1 Unchanged

**105.1.1 Annual permit.** Delete entire paragraph

**105.1.2 Annual permit records.** Delete entire paragraph

**Building:**

1. One story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet (11.15m<sup>2</sup>).
2. Fences not over 6 feet (1829mm) high.
3. Unchanged
4. Unchanged
5. Unchanged

6. Unchanged
7. Unchanged
8. Unchanged
9. Prefabricated swimming pools accessory to a Group R-3 occupancy, as applicable in Section 101.2, which are less than 24 inches (610) deep, not to exceed 5,000 gallons(19 00L) and are installed entirely above ground **with no circulating pump or heat.**
10. Unchanged
11. Unchanged
12. Unchanged
13. Unchanged

**106** Unchanged

**107.1** Unchanged

**107.2** Unchanged

**107.3 Temporary power.** The building official is authorized to give permission to temporarily supply and use power in part of an electric installation before such installation has been fully completed and the final certificate of completion has been issued. The part covered by the temporary certificate shall comply with the requirements specified for temporary lighting, heat or power in the National Electrical Code.

**107.4** Unchanged

**108** Unchanged

**109.1** Unchanged

**109.2** Unchanged

**109.3** Unchanged

**109.3.1** Unchanged

**109.3.2** Unchanged

**109.3.3 Lowest floor elevation.** The elevation certification required in Section 1612.5 shall be submitted to the building official.

**109.3.4** Unchanged

**109.3.5 Lath or gypsum board inspection.** Delete the entire paragraph

**Exceptions:** Delete the entire paragraph.

**109.3.6** Unchanged

**109.3.7 Energy efficiency inspections.** Inspections shall be made to determine compliance with International Energy Conservation Code IECC Chapter 13 and shall

include, but not limited to, inspections for: envelope insulation  $R$  and  $U$  value, fenestration  $U$  value, duct system  $R$  value and HVAC and water heating equipment efficiency.

<b>109.3.8</b>	Unchanged	<b>110</b>	Unchanged
<b>109.3.9</b>	Unchanged	<b>111</b>	Unchanged
<b>109.3.10</b>	Unchanged	<b>112</b>	Unchanged
<b>109.4</b>	Unchanged	<b>113</b>	Unchanged
<b>109.5</b>	Unchanged	<b>114</b>	Unchanged
<b>109.6</b>	Unchanged	<b>115</b>	Unchanged

**20-204 Plumbing Code Amendments.** Delete without substitution

**20-205 Gas Code Amendments.** Delete without substitution

**20-206 Mechanical Code Amendments.** Delete without substitution

**20-207 Fire Prevention Code Amendments.** Delete without substitution

**20-208 Reports of Fires.** Delete without substitution

**20-209 Arson Reports.** Delete without substitution

**20-210 National Electrical Code Amendments.** Delete without substitution

**20-211 CABO 1 & 2 Family Dwelling Code Amendments.** Delete without substitution

**20-212 Standard Housing Code Amendments.** Delete without substitution

**20-213 Approval of Site for Wells and Septic Tanks.** No building permit shall be issued for construction, nor shall any building or structure designed or intended for permanent use, occupancy or dwelling, except fences and minor outbuildings, be erected, nor shall any proposed division be approved for development upon any land in the County, outside the limits of any municipality located therein unless and until the site shall have been approved by the County Engineer, upon adequate showing having been made by the applicant that said land has adequate draining facilities or possesses such physical characteristics as to make adequate drainage possible without imposing an unreasonable obligation upon the County. All plans for the erection of buildings or structures filed with the application for a building permit which shall contemplate the installation and use of either septic tanks or wells shall

require the approval of the Chatham County Health Department, prior to the issuance of a building permit thereon by the Director of Building Safety.

**20-214 Approval for Permits by Health Department**. Delete without substitution.

=====

**2. AMENDMENTS TO COUNTY CODE ARTICLE III, SECTION 20-301 THROUGH 20-326 TO REFLECT THE CURRENT CONSTRUCTION AND TRADE PERMIT FEES AND ADD REFERENCES TO THE REVENUE ORDINANCE.**

Chairman Liakakis said, it has been requested that we table this for two weeks. Do we have a motion on the floor to do so? Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, okay. Did you want to discuss this.

Mr. Gregori Anderson said, this was my question.

Chairman Liakakis said, okay. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to withdraw the amendments to County Code Article III, Section 20-301 through 20-326 to reflect the current construction and Trade Permit Fees and add references to the Revenue Ordinance. Commissioner Thomas seconded the motion and it carried unanimously.

=====

**3. REVISION TO CHAPTER 4, ARTICLE III, OF THE CHATHAM COUNTY CODE BOOK, EMERGENCY MANAGEMENT (CIVIL DEFENSE). *At meeting of January 27, 2006, item was tabled until meeting of February 24, 2006.* Note: This item is also listed under "Tabled Items." See change (in bold and italics) on page 11 from version sent out at First Reading.**

Chairman Liakakis said, this is that provision that we requested earlier and we tabled that for 30 days.

[NOTE: See Item VIII-3 for discussion on this item.]

**ACTION OF THE BOARD:**

See action taken under Item VIII-3 tabling this item for thirty (30) days.

=====

**XIII. INFORMATION ITEMS**

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

**ACTION OF THE BOARD:**

A status report was attached for review.

=====

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

**ACTION OF THE BOARD:**

A status report was attached for review.

**AGENDA ITEM: XIII-2**

**DATE: February 24, 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>
Geotechnical investigation for the proposed walls prior to final design	SPLOST	Jordan, Jones and Goulding, Inc.	\$4,556	SPLOST (1998-2003) - Truman Parkway Phase V

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUN T</u>	<u>FUNDING</u>
Construction of East Point Drive turnaround project	SPLOST	Soil Safe Technologies	\$7,000	SPLOST (1985-1993) - East Point Drive

=====

**EXECUTIVE SESSION**

Chairman Liakakis said, what I'd like now is a motion on the floor on motion being made by Commissioner Stone and seconded by Commissioner Farrell, the board recessed at 10:45 a.m. to go into Executive Session for the purpose of discussing litigation, land acquisition and personnel.

County Manager Abolt said, Mr. Chairman, I'd like the record to also reflect that at the conclusion of your Executive Session you will open the doors and then as displayed at page 13 of your agenda, you will give direction to staff as to your budget goals for our fiscal year '07.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 11:19 a.m.

=====

**ITEMS FROM EXECUTIVE SESSION**

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

**ACTION OF THE BOARD:**

Commissioner 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 Gellatly seconded the motion and it carried unanimously.

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**ADJOURNMENT**

There being no further business, the Chairman declared the meeting adjourned at 11:20 a.m.

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**APPROVED:** THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2006

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

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SYBIL E. TILLMAN, CLERK OF COMMISSION