

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, AUGUST 11, 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, August 11, 2006.

=====

II. INVOCATION

Chairman Liakakis gave the Invocation.

=====

III. PLEDGE OF ALLEGIANCE

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

=====

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

=====

V. PROCLAMATIONS AND SPECIAL PRESENTATIONS**1. RECOGNITION AND PROCLAMATION FOR CARLTON W. BLAIR, JR.,
CLERK OF STATE COURT, ON HIS RETIREMENT.**

Chairman Liakakis said, we're going to have a recognition, a proclamation this morning —, we had a little service recognizing in the Courthouse earlier this week on one of our really great employees, who has done a lot for our community, and what I'd like to do now is call Carlton Blair to the podium please and any of his people that he'd like to come forward. You know, we have employees —, we have great employees in our County who give a lot of service to our citizens and all, and sometimes, you know, we have a number of our employees who go beyond the call of duty, who work, you know, overtime hours and do a lot of things for our citizens. And we have one of those people here this morning who's done an outstanding job in State Court. He's been with State Court for a number of years, but we can see a lot of innovation that Carlton Blair has made over the years to help the court system to work along with the other court systems to make it better for not only the court but the citizens of Chatham County. And what I'd like to do right now is read this proclamation dedicated to Carlton [Blair].

PROCLAMATION

WHEREAS, Chatham County is privileged to have employees of high caliber that take great pride in their duties and responsibilities, and in that regard, we commend Carlton W. Blair, Jr.; and

WHEREAS, Carlton W. Blair, Jr. began his employment in 1988 after retiring as a lieutenant colonel in the Air Force; and

WHEREAS, during his administration he brought computerization to the State Court of Chatham County and spent 18 months in Croatia establishing a court system with the National Center for State Courts and the U.S. Government; and

WHEREAS, the citizens of Chatham County have benefitted from his knowledge, leadership and exemplary work ethic.

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

Carlton W. Blair, Jr.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 4th day of August 2006.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Judge Gregory Fowler said, we have a combination here that I think will suit you well: Carlton W. Blair, Jr., Clerk of State Court and Court Administrator. They have both of them on there, so it's just right. And this is for you to rock in as you cast from the dock at your house, but I don't think you should put this on the boat.

Judge Ronald Ginsberg said, again we wish you a successful retirement and I want to tell you from the bottom of my heart go fishing. We also have here your staff and we'd like to recognize them, and if y'all will stand.

Commissioner Odell said, can we identify who they are rather than just stand. Judge Ginsberg said, sure. Why don't you guys stand up one more time and you can identify yourselves for Mr. Odell. [The following employees identified themselves.] Sheila Small, Joann Darden, Sybil Nease, Nell McCoy, Anne Galletta, Larry Perkins, Georgina O'Reilly.

Judge Fowler asked, who are the guys behind you? Ms. Small said, this is Mark Smith and Mr. Hart. Judge Fowler said, new Clerk, our new Clerk.

County Manager Abolt said, I would like preempt my direct to Public Works and Park Services only to introduce him, but also to comment on Mr. Blair. Mr. Blair is a very dedicated individual. I see him not just the five work days of the week, but I've also had the good fortune knowing he and his wife, that we are both members of St. Peter the Apostle Church on Wilmington Island. This is a man of many talents, a family, a wife with many talents and dedication and love and they're examples of what public service is all about. For one it's been a blessing to have that exposure to him, but unfortunately like the employees we see here, they were able to smile because they know he's going away, but I'm going to see him every weekend. Now, something very special, and this is why Mr. Drewry is here. The man, as indicated in the resolution, has done wonderful things in the world of data, electronic technology, and making the life of the judges so much easier. But he's also done something that goes along somewhat unknown in the community, in fact, fortunately today coming to work I saw the results of his work on one of our bridges where some ladies and gentlemen in yellow vests were cleaning up debris, and with that in the background I want to give the mike now to Mr. Drewry, who's going to recognize what Mr. Blair has done in a very quite way, which is now affecting the lives of all people in Chatham County.

Mr. Robert Drewry said, thank you, Russ [Abolt]. I appreciate the time at the podium, and in no way do I want to diminish anything he's done in his illustrious career, but I do want to recognize something that's happened in the last year. Mr. Blair was very instrumental, very — he was the link between the court system, the probation service and Public Works and Parks Services in

providing us community service workers. It's a very important link, it's very profitable for us. Within the first six months of the program we've been able to log 2,868 hours of community service workers. So I am very grateful and I appreciate his service, and on behalf of Public Works and Park Services we appreciate his outstanding leadership in developing the community service worker program.

Mr. Blair asked, is it my turn? First of all, I'd like to say that I've been privileged to serve as the Clerk of the court. It's been an honor for me and a tremendous amount of pleasure, and I have as you saw these wonderful people behind me. Those people represent the very best staff in the entire County. They've done human work and they've done it all well and they've done it without complaint. No matter what seemed to be facing them, they're always able to meet the challenge, and I appreciate that. I also appreciate the leadership and the support I've gotten from the Judges of the State Court, and in fact all of the Judges in the courthouse. They've been very helpful to me and to my staff. And I'd like to thank my wife for putting up with me, being with the computer all hours of the day and night. But I think she loves me, so it's — maybe it's okay. And with that, I thank you very much and I wish you well.

=====

VI. CHAIRMAN'S ITEMS

None.

=====

VII. COMMISSIONERS' ITEMS

1. FUNDING COMPENSATION STUDY (COMMISSIONER ODELL).

Chairman Liakakis said, I'd like to call on Commissioner Harris Odell about a funding compensation study.

Commissioner Odell asked, is Michael [Kaigler] here — Mr. Kaigler? County Manager Abolt said, yes sir, he's at the doorway, sir. Commissioner Odell said, okay. I'm going to need Michael at the podium, if I could. Every year we do an audit financially to make certain that financially how we spend money is consistent with the goals and objectives of this Commission and with accepted accounting procedures. In 1999 we conducted a wage and salary program, and let me just briefly tell you what that is. Our previous single expenditure is what we pay for people. Without a doubt, a greatest cost is what we pay for people. It is recommended in Human Resources and or Personnel Administration that you do a review of your compensation program at least every three to five years. Our last study was done in 1999. It is important that we look at what we pay people not only across departments, but we need to look upscale too, and that is supervisors. There are instances of supervisors make less than their employees because the supervisors would not receive overtime and their employee would. To test the health of your wage and salary program

you really need to review it. You need to review it every three to five years. We're going into our seventh year. We have some great employees here, but we also have many constitutional departments that operate as their own little island, too, to a certain extent, but they all are under Chatham County. And being under Chatham County, we need to know and be able to test that whether or not the know-how accountability and responsibility for job in Department One and the person in Department Two is doing the same thing, whether or not the compensation speaks to that fact. You normally do not do this in-house, and there are a variety of reasons you don't do it in-house. It takes a substantial staff to do that, and my recommendation is that we let it for bid, competitive bid with professional services, and that the study be conducted hopefully before the end of the year. And, Michael [Kaigler], you're the expert in Human Resources, it's been six or more years since we've done a compensation study. Is that true? Mr. Kaigler said, yes sir. Commissioner Odell asked, and is it your recommendation as our Director that it's time, looking at the things that have grown out of kilter for us to look at that? Mr. Kaigler said, yes sir, it is, and coupled with that when we did the last study and we presented it to the Commission at that time we didn't have funding to implement the majority of the recommendations from the consultants. So that kind of puts us really at an urgent point to really get that done.

Commissioner Odell said, if there are any of the fellow Commissioners have any questions regarding the wage and study program from a policy level, I'll try to answer them, and from what's technical about the study Michael will answer. Are there any questions? If there are no questions, I will make a motion that we approve — Russ [Abolt], help me with the language.

County Manager Abolt said, yes sir. What I would suggest you do is that you recognize you're going to obligate what's estimated to be possibly a quarter of a million dollars to do a compensation study, as identified in your decision package, and you direct staff to prepare an RFP.

Commissioner Odell said, ditto. I make that as a motion. Is there a second? Commissioner Thomas said, second.

Commissioner Kicklighter said, I just want to commend Commissioner Odell for leading the way. He's been trying to get this out there for a while. So, thank you.

Chairman Liakakis said, and what I think this will do, it will be fair with all of our employees because that's really important, you know. We don't want to ignore any of our employees because they do a really good job for the citizens of Chatham County. I'd like — we have a motion on the floor and a second. Let's go on the board for this study. The motion carried unanimously. Chairman Liakakis said, the motion passes. Thank you, Michael [Kaigler].

ACTION OF THE BOARD:

Commissioner Odell moved to authorize a Funding Compensation Study and authorize staff to prepare an RFP. Commissioner Thomas seconded the motion and it carried unanimously.

=====

2. COMMUNICATION FROM CHIEF TYLER, BLOOMINGDALE FIRE DEPARTMENT (COMMISSIONER GELLATLY).

Chairman Liakakis recognized Commissioner Gellatly.

Commissioner Gellatly said, thank you, Mr. Chairman. Late I believe it was yesterday afternoon, Chief Tyler e-mailed a large group of people to include every member of this Commission and voiced his displeasure with the way the SPLOST money was being divided up, particularly to his point of interest. And I think that —, you know, he certainly has the right to voice his displeasure, but I do take exception to the fact that in his — I would like to think that in his frustration, he pointed out that if he or his group did not get the money they were asking for, I quote: “they would diligently campaign for the defeat of the SPLOST referendum.” And I also point out that no other fire official is — was involved in any way, shape or form. It was strictly an e-mail originated by him to others voicing his opinion. I don’t threaten well and I take exception to that. I think that it was a very bad thing for him to do, certainly a misjudgment. I think that the City of Bloomington got a very, very fair piece of the SPLOST money, thanks to their own Commissioner, Dean Kicklighter, who worked very hard to get it, and with the complete approval and blessing of this entire Commission. I do want to just make my opinion on this to put a well-distributed e-mail out threatening us that either you give me the money or I will diligently work to defeat the SPLOST campaign, I think that was a gross misjudgment from an executive in a fire department, and I take exception to that. Thank you.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, I want to just add to that, that Commissioner Gellatly and myself were the two that actually put it on to even entertain the idea, and this is to all the Chiefs of the Association. I believe about two-thirds of the overall money that was allocated wound up going to all of the cities. I would encourage you to not give up your attempt to obtain the funds but change the course and try to obtain the funds from each individual city. Through the past SPLOST projects most of the monies that were allocated to the fire departments was done so through each individual city. And so don’t give up, just in the spirit of negotiations, it’s give and take and actually we didn’t get everything that we would have liked to have obtained. Not — really no city or county around got everything they wanted, so that’s why this is pretty fair and really good. And I commend you, Chairman, for leading a really good negotiation there, but don’t give up. Talk to your individual city. We understand the need, but the cities definitely have the money out there, two-thirds in fact, and, you know, under public safety I believe that you can convince each individual city to allocate the money for each individual fire department, but —. That’s it.

Chairman Liakakis said, thank you.

=====

ORDER OF BUSINESS

Chairman Liakakis said, now what I would like to do, we're going to move an agenda item up right now because we have some deadlines to meet and a lot of legal things that have to be accomplished, so under Item IX, Items for Individual Action, on Item 4 there, Request adoption for the following: Resolutions for election and referendum to impose Special Local Option Sales Tax and notice to be sent to County Elections Superintendent to call for election and referendum; and resolution authorizing Chairman or Vice Chairman to execute intergovernmental agreement with appropriate municipalities for SPLOST.

Commissioner Shay said, Mr. Chairman, I would move that we amend our agenda to allow us to take up this matter at this time. Commissioner Farrell said, second. Chairman Liakakis said, let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

Item IX-4 was taken out of order and was heard at this point on the agenda.

=====

CHATHAM AREA TRANSIT AUTHORITY

Upon motion made by Commissioner Stone, seconded by Commissioner Odell and unanimously approved, the Board recessed as the County Commission at approximately 10:10 a.m., and convened as the Chatham Area Transit Authority.

Following adjournment of the Chatham Area Transit Authority, the Board reconvened at 10:35 a.m., as the County Commission.

=====

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 FOR \$2,500 FROM THE VETERANS COUNCIL OF CHATHAM COUNTY FOR THE VETERANS DAY PARADE. Note: Item was tabled at meeting of July 21, 2006.**

Chairman Liakakis said, we need to put the request from the Veterans Council for the Veterans Day Parade back on the agenda for their \$2,500 request.

Commissioner Farrell said, so moved. Commissioner Stone said, second. Chairman Liakakis said, do we have a second on that motion to take it off the table. The Clerk said, Helen [Stone] seconded it. Commissioner Kicklighter said, second.

Chairman Liakakis said, let's go on the board. The motion carried unanimously. Chairman Liakakis said, okay, it's been passed to take it off the table.

Chairman Liakakis said, now as you know the request for \$2,500 from the Veterans Council of Chatham County for the Veterans Day Parade. As you know, what has occurred in the past that the Veterans Council has many projects helping veterans here and participate in a number of other activities in our County. Do we have a motion on the floor to approve this request?

Commissioner Stone said, so moved, Mr. Chairman. Commissioner Thomas said, second.

Commissioner Kicklighter said, I have a question. This is what we normally give them? Chairman Liakakis said, yes. It's been \$5,000 in the past, now it's \$2,500.

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

ACTION OF THE BOARD:

Commissioner Farrell moved to untable and place before the Commissioners for consideration the request from the Veterans Council of Chatham County for the Veterans Day Parade. [NOTE: Commissioner Shay was not present when this vote was taken.]

Commissioner Stone moved to approve the request for \$2,500 from the Veterans Council of Chatham County for the Veterans Day Parade. Commissioners Holmes and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Shay was not present when this vote was taken.]

AGENDA ITEM: ~~VI-3~~
AGENDA DATE: ~~July 21, 2006~~
AGENDA ITEM: VIII-1
AGENDA DATE: August 11, 2006

VETERANS COUNCIL OF CHATHAM COUNTY
POST OFFICE BOX 19561
SAVANNAH, GEORGIA 31416

REPRESENTING ALL VETERANS

July 17, 2006

This is a request for \$2,500 to the City of Savannah from the Veterans Council of Chatham County for the Veterans Day Parade.

On behalf of the 29 Veteran Service Organizations and 26,000 veterans in Chatham County, I am requesting \$2,500.00 for the purpose of financing the Veterans Day Parade. With the increasing cost of hosting a large parade, we are requiring assistance from the City of Savannah.

The Veterans Council of Chatham County has hosted the Veterans Day Parade since 1954. Please assist us in making our 53rd annual parade the best ever by funding our request. We have received this amount in past years.

If there are any questions please call the Chairman, Don Ernst at 224-6195.

Thank you for your support.

/s/ Donald Ernst

Don Ernst
Chairman, Veterans Council of Chatham County

=====

STATEMENT FROM JOHN SAXON PIERCE

Commissioner Odell said, I think there's a question from the audience from Mr. Pierce.

Chairman Liakakis recognized Mr. John Saxon Pierce. Come up to the microphone, John [Pierce].

Mr. John Saxon (Piccolo) Pierce said, Pete [Liakakis], I want to thank you. We've always worked together. I promise you this, we all work together: Otis [Johnson], you, all of you work together. And everybody will get the [inaudible] from the Civil Rights. Thank God, you can work together, we work together, pretty good together. County Commission, City Council, all going to get together and we're going to work, pretty good together. [Inaudible.] Thank God we have it. I want to thank you, and I hope we stick together. I've got to go to Atlanta pretty soon. When I go to Atlanta I always remember you. May God bless you.

Chairman Liakakis said, thank you. And, Sybil [Tillman], you know, that's John Saxon Pierce.

=====

2. TO CONSIDER A REQUEST FROM THE CITY OF SAVANNAH TO ANNEX A PARCEL NOT CONTIGUOUS TO INCORPORATE MUNICIPAL LIMITS BUT LOCATED IN UNINCORPORATED AREA CHATHAM COUNTY. (NOTE: See additional memorandum from the County Attorney offering caution on how to proceed).

Item was tabled at meeting of July 7, 2006.

NOTE: A letter to the Chairman from the City Manager explaining the City's request is included in the agenda packets for the July 21, 2006, meeting.)

Item was again tabled at meeting July 21, 2006.

City of Savannah staff requests keeping on table (August 2, 2006).

Letter received from Southside Fire Department on August 4, 2006, is enclosed in agenda packets.

Chairman Liakakis said, all right, the Item 2 where the City of Savannah wanted to annex the parcel not contiguous to incorporate municipal limits but located in unincorporated area of Chatham County, we have a request from the City of Savannah to remove that item. Was it to remove it? County Manager Abolt said, I thought it was just to stay on the table, sir. Chairman Liakakis said, okay, to stay on the table. County Manager Abolt said, yes sir. Chairman Liakakis said, oh, okay. They would request that we continue this on the table. As you remember, at our last meeting we requested — the Board requested the City Attorney to come up and explain why

they wanted — why it was necessary to annex that as opposed to, you know, it's on private property, just to leave it and operate out like that. Go ahead.

Commissioner Gellatly asked, in other words, they don't want to talk about it now but at a future time? Chairman Liakakis said, yeah, they're just asking us to leave it on the table and I need a motion —. County Attorney Hart said, it just stays on the table. Chairman Liakakis said, just leave it tabled.

County Manager Abolt said, and just for the sake of clarification, I was referring to the e-mail which is the first piece of paper behind Tab 2 in your packet. It was a communication through Ms. Cramer verifying that Mr. Edmunds, their Finance Director, expressed that interest because they got a telephonic message today from Mr. Brown that I didn't take, but it says that he was — which is understandable when you leave it on the table.

Commissioner Gellatly asked, that's our decision though? County Manager Abolt said, yes sir, correct. Commissioner Gellatly said, I'd like to get rid of it right now. Why — I mean, our attorney says that it's not necessary. I'm prepared to vote on it now. Commissioner Farrell said, take it off the table. Commissioner Kicklighter said, make a motion to take it off the table.

Chairman Liakakis said, we'd have to take it off the table, County Attorney Hart said, give me a motion to take it off the table. Commissioner Gellatly said, I make a motion we take it off the table. Commissioner Holmes said, second. Chairman Liakakis said, okay, we have a motion on the floor to take the Item 2 for the annex a parcel to the City of Savannah —, let's go on the board. Commissioner Odell asked, what district is this, Russ [Abolt] Commissioner Gellatly said, it's my district. Commissioner Odell asked, it's David's solely? Commissioner Gellatly said, yes.

Commissioner Stone said, I don't want to speak against Commissioner Gellatly, but did we need any information from the City of Savannah? I mean, did we need to hear from them on this? Commissioner Gellatly said, as far as I'm concerned we heard from our attorney. That's all I need to know that it's not necessary to annex that piece of ground to put a fire station on it. I have no problems with the fire station, I have problems with the annexation of it. Commissioner Stone said, I just need a little clarification.

County Manager Abolt said, not discussing the merits of what you're about ready to do other than the protocol. I was told by Mr. Thomson the Mayor, as you know, was here moments ago and was in the anteroom, and there happened to mention to Mr. Thomson his understanding that it would stay on the table. I can assume from that that had he know you were going to take it off the table he might have chosen to stay in the audience. That's just an assumption.

Commissioner Gellatly said, I'm not changing my position. I have complete confidence in the County Attorney's assessment.

County Manager Abolt said, we do have a motion and a second. We need to —.

Chairman Liakakis said, we have a motion and a second to take it off the table. Let's go on the board. Commissioner Farrell said, we can certainly choose to table it again if we decide to. County Attorney Hart said, correct. Chairman Liakakis said, I mean, they can re-present that. The motion carried unanimously. [NOTE: Commissioner Thomas was not present when this vote was taken.] Chairman Liakakis said, yeah, I mean, they can re-present that.

Chairman Liakakis said, all right we have a motion. Now we need a motion on the floor to deny the request. Commissioner Gellatly said, I make a motion that we deny the request for the annexation. Commissioner Kicklighter said, second.

Commissioner Odell said, I have a question for Jon [Hart]. Can they come back within a stated period to repetition or is it —? County Attorney Hart said, that's only in a rezoning situation. This is kind of a special annexation where they can only annex if this authority grants them because they don't meet the contiguous definition. Commissioner Odell said, right, the —. County Attorney Hart said, they could bring that any time they wanted to bring it back to you if they chose to. Commissioner Odell said, so they could theoretically bring it back every Commission meeting? County Attorney Hart said, I guess that theoretically unless you just decided you didn't want to hear it any more and —. [Comments were made when several individuals were speaking at the same time.] County Attorney Hart said, — make a motion to put it on the agenda. Commissioner Odell said, and I'm [inaudible] speaking while you're speaking. If there are no set limits as to if it's denied, then they cannot repetition within 120 days? County Attorney Hart said, no, there's no rule like that. Now, you could make a motion to say — you know, say somebody was doing that as a nuisance just bringing it up every time, you could certainly have somebody make a motion saying you don't want to reconsider that agenda item or issue again for whatever period this Commission were to agree upon. I'm undecided as to how I will vote on this. My concern is, and it's really not my district and I'll let David [Gellatly] lead, but my additional concern is whether or not at this point it would not be better politically to deal with the City and let them know rather than them mistakenly believing that it was going to remain on the table. That's my concern, and the concern is that we've been — we've had a fairly good working relationship with the City of Savannah and I'm not afraid to oppose them. I'm just wondering as to the protocol if it would be better for us to have —. County Attorney Hart said, I don't make — that's not really a legal question. That's a policy issue. Commissioner Odell said, yeah, well, see there you go. It wasn't directed at you. It was a statement as to my concern. It wasn't a legal question. County Attorney Hart said, I stand corrected.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, Mr. Chairman, I'm going to support Commissioner Gellatly on this also because looking at the map and talking with some people from what Emergency

Management type job, the request from what I understand would actually — would not even allow Savannah to obtain the highest — I guess it's an ISO rating, which allows the homeowners to have the lowest insurance rates and all because it would not be within a certain distance of the population. Then anyhow that's beside the point totally anyway, but other than the fact of you can look at the map — not the one we had attached, but the colored map — and you can come of see where it's starting to circle off a complete chunk of Georgetown, and as soon as they encompass that area, Georgetown-Savannah, and so there's no legal reason that they have to do the annexation, so that should really honestly be the end of the discussion. They have miles upon miles of land that's the City of Savannah to put the think in it, and that's it. So, you know, I'll just support Gellatly. We don't need to let it happen.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, I'm going to vote with Commissioner Gellatly as a matter of policy. This is in your district. You're more familiar with it. We heard a lot of discussion about this at the last meeting and we deliberated over it for at least an hour. Today what we're talking about is a procedural matter and at that time I believe Commissioner Gellatly said that he needed to have a briefing in this meeting from the City Attorney. If the City of Savannah needs to pursue this, then I would recommend that they approach Commissioner Gellatly and help him to understand why it's necessary and then certainly then Commissioner Gellatly if he's so convinced could bring it back before the Commission. But for us to continue to leave it on the table indefinitely, doesn't strike me as good policy.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I guess what I'm trying to basically say the same thing. I would support Commissioner Gellatly, but if the City requested that this remain on the table and they were not notified any differently, again that gives me pause for concern. I just want to make sure that we handle it in a fair manner. I am supporting you wholeheartedly your request, I just don't want to not have someone have the opportunity to say what they feel like they need to say.

Chairman Liakakis recognized Commissioner Gellatly.

Commissioner Gellatly said, okay. I have complete confidence in what the City is saying that they're not trying to get a forced annexation here, but that's this present Manager, that's this present elected body. As Dean Kicklighter pointed out, laws change and you have to look at that map and they have marsh on one side, 204 on the other side, and they've almost — with their other annexation almost completely encircled Georgetown, so all it would take is just a little bit of tweaking at the State level and they could have a forced annexation of thousands of people, and I guarantee you that those thousands of people do not want to be part of the City of Savannah. And I have — I'll restate again, I have every confidence in our County Attorney, who said that this

annexation is not necessary. We did table it. The City had an opportunity, if they so desired, to be here today to talk about it. My motion stands. I want to decide this today.

Chairman Liakakis recognized Commissioner Odell.

Commissioner Odell said, I appreciate what David [Gellatly] has said. Being seated next to him all these years, I withdraw any concerns that I have. It's his district, he has a better understanding of it. I call for the question.

Chairman Liakakis said, okay, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Thomas was not present when this vote was taken.] Chairman Liakakis said, okay, the motion carries. And, Mr. County Manager, if you will contact the City —. County Manager Abolt said, yes sir. Chairman Liakakis said, — and advise them of that. I was under the impression that they had withdrawn and it was over with, but we made this decision today, so you'll advise the City what the Commission voted on. County Manager Abolt said, right after the meeting, sir. Chairman Liakakis said, all right. Thank you.

ACTION OF THE BOARD:

Commissioner Gellatly moved to untable this item and place it before the Commissioners for consideration. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Thomas was not present when this vote was taken.]

Commissioner Gellatly moved to **deny** the request from the City of Savannah to annex a parcel not contiguous to incorporate municipal limits but located in unincorporated area Chatham County. Commissioner Kicklighter seconded the motion and it carried unanimously. [NOTE: Commissioner Thomas was not present when this vote was taken.]

AGENDA ITEM: VIII-2
AGENDA DATE: August 11, 2006

From: Linda Cramer
To: Russ Abolt
Date: 8/2/2006 11:57 AM
Subject: City Annexation Request for Fire Station

CC: Frances Rasmussen

Russ,

Dick Evans told me today that the City wishes to leave the annexation issue as “tabled” for the meeting of August 11, 2006.

AGENDA ITEM: VIII-2
AGENDA DATE: August 11, 2006

SSFD

SOUTHSIDE FIRE/EMS

POST OFFICE BOX 13250 **FIRE PHONE: 355-6688**
SAVANNAH, GA 31416-0250 **SOUTHSIDE COMMUNITIES FIRE PROTECTION, INC. BUSINESS PHONE: 354-1011**

Pete Liakakis, Chairman
Chatham County Board of Commissioners
124 Bull Street
Savannah, Georgia 31401

Re: City of Savannah’s request for annexation based on fire station need.

Dear Mr. Chairman,

It has come to my attention that the City of Savannah is requesting to annex another 6.17 acres on Chevis Road in the west side of Chatham County based on their supposed need for a centrally located fire station. They have claimed that you should support this because if they are “unable to secure this site, response times and fire service will be hampered.” This is not true.

There are already two (2) Southside Fire/EMS stations that can directly service this area and another three (3) stations that may run as backup to the first due-in stations if needed in the area. All of these stations are closer than any other City fire station which, potentially, could be needed for backup. The City of Savannah has chosen not to use the fire service facilities already in existence since the 1970's in the west side of the county. Now, through lack of their own planning and refusal to use existing fire services, the City desires for you to allow them to annex another portion of the west side: a portion which is not contiguous with already annexed portions. It is clear to me that there is no need for this annexation, as fire services already exist in the area, and that this is an obvious attempt to encircle a “municipal island” of residents in the hopes of future legislative changes allowing the City to annex such an island against their will.

Further, the City claims that this annexation is “important for public safety and fire/emergency services.” The simple fact is that the random annexation by the City of west side areas has endangered public safety rather than enhanced public safety. With the advent of so many confusingly shaped and randomly spaced annexed areas, the burden on emergency 911 dispatch to identify the proper fire department for response to a given area has increased and the delayed or incorrect response of the proper fire department to a given area has occurred. If this annexation of previous areas is not random, then we must conclude that there is a plan and a concerted effort by Savannah to further enclose an “island” so they may attempt to annex even larger areas of Chatham in the future.

The question of why must the City annex this six (6) acre tract to build a fire station needs to be answered. Nowhere in either County or City or even State laws is there a legal requirement that a municipal fire station be built on annexed land. Must the County de-annex a piece of property in order to build a County facility if it happens to be in a municipality? Of course not. Why then must the City annex in order to build in the County? Certainly ownership of the property alone conveys all the legal rights of usage to build on and use the land according to applicable zoning without the need to annex.

Lastly, it is apparent that the City of Savannah is attempting to directly compete with a not-for-profit private Fire and EMS department and as such is in conflict with laws regarding governmental entities directly competing with private business. This in itself hurts the citizens of unincorporated Chatham County as Southside Fire/EMS is their Fire and EMS provider. By cutting into revenue producing areas of Southside, the City is affecting the ability of Southside to grow with the population growth of Chatham County.

For the above reasons, I respectfully request that you deny the annexation of this property into the City of Savannah.

Sincerely,

/s/ Wesley A. Meadows

Wesley A. Meadows
Chief/General Manager
Southside Fire/EMS

~~Related to AGENDA ITEM: VIII-1~~
~~AGENDA DATE: July 21, 2006~~

CITY OF SAVANNAH - Office of the City Manager

P. O. Box 1027 • Savannah, Georgia 31402
912-652-6415 • FAX 912-238-0872
TDD - 912-651-6702

July 17, 2006

Pete Liakakis, Chairman
Chatham County Board of Commissioners
Chatham County Courthouse
Savannah, GA 31401

Request of City of Savannah for County Agreement
To Annex 6.17 acre site on Chevis Road for City Fire Station

Dear Mr. Chairman:

The Chatham County Commission has received a request from the City of Savannah in order to allow the City to annex a 6.17 acre site located on Chevis Road. This item was on the July 6 Commission agenda, but was deferred for additional information. Because the site is not contiguous with the City, County concurrence is needed for the annexation – which is important for public safety and fire/emergency services.

This site is currently owned by Avery Kelly who has petitioned the City for annexation. The City has a purchase agreement with Mr. Kelly for the parcel on which the City intends to build a fire station. The City Attorney believes the most prudent course for the City is to limit the construction and staffing of City fire stations to territory within the City's corporate limits.

The City has sought a fire station site in this vicinity because a station in this area will allow the City to serve all areas annexed in prior years with a single fire station. From the attached map you will note the central location that the site has with regard to Bradley Pointe subdivision, Sweetwater Station subdivision, Rice Mill, Fawcett tract, Canebrake area, and Valambrosia, all areas within the City. If we are unable to secure this site, response times and fire service will be hampered.

You should note that annexation of this parcel will not expose significant new territory to City annexation since most parcels contiguous to this parcel are either owned by the County or are already contiguous to the City. It should also be noted that no territory can be annexed by the City under the 100% method unless all the property owners desire the annexation.

It is respectfully requested that eh County Commission take a favorable action on the City’s request. If you have questions or need additional information, do not hesitate to contact me.

Sincerely,

/s/ Michael

Michael B. Brown
City Manager

c: Russ Abolt
David Gellatly, Commissioner, District 6

AGENDA ITEM: ~~IX-7~~
AGENDA DATE: ~~July 7, 2006~~
AGENDA ITEM: VIII-1
AGENDA DATE: July 21, 2006

DATE: June 30, 2006

TO: R. E. Abolt, County Manager

FROM: Jonathan Hart, County Attorney

SUBJECT: City of Savannah’s Request to Annex 6.17 Acres of Land on Chevis Road for Construction of New Fire Station.

We have reviewed the City of Savannah’s request to annex 6.17 acres off of Chevis Road in unincorporated Chatham County for the City’s fire station. My understanding is that the City would like to annex this 6.17 acres into the City which will result in an municipal island surrounded by the remainder of unincorporated Chatham County.

At the present time, we have received no information which indicates that the City fire station must be located within its municipal limits. As you are aware, a citizen may request under the 100% method of annexation to be annexed into the City. O.C.G.A. § 36-36-20. However, O.C.G.A. § 36-36-21 requires that the area to be annexed must be contiguous to the City limit. The current property does not meet the definition of contiguous under O.C.G.A. § 36-36-21(a). However, O.C.G.A. § 36-36-20(b) provides notwithstanding the limitation of subsection (a), an area may be annexed by agreement between the municipal corporation and the governing body of the County in which the proposed territory to be annexed is to be located.

This is a policy decision for the Board of Commissioners to make. Should the governing authority consent, this 6.17 acres would become part of the City of Savannah. The City at some point in the future could use the 100% method to annex the land surrounding this "island" since all the property would be contiguous.

I have prepared the enclosed staff report for Board consideration and would request this memo be attached to the agenda item to provide further background.

RJH/jr

enclosure

AGENDA:

DATE: ~~July 7, 2006~~

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Jonathan Hart, County Attorney

ISSUE:

To consider a request from the City of Savannah to annex a parcel not contiguous to incorporated municipal limits but located in unincorporated area Chatham County.

BACKGROUND:

The City of Savannah has requested that the Board approve a request to allow the City to annex a 6.17-acre parcel on Chevis Road for the construction of a new fire station. Under Georgia law, since the property remains surrounded in the unincorporated area and not contiguous to any property within the City of Savannah, the parcel can only be annexed by approval of the Board.

FACTS & FINDINGS:

1. The City of Savannah needs to construct a fire station to serve nearby areas which the City annexed and has selected a 6.17-acre site on Chevis Road. The City has entered a contract to acquire the property pending the Board of Commissioners' action.

2. The City of Savannah has previously evaluated other sites in this area, including those within areas already annexed. None proved suitable. This parcel, which is vacant and undeveloped, remains centrally located to other newly annexed areas.

3. It is a policy decision to be made by the Board of Commissioners concerning the allowance of annexation so as to create a 6.17 acre municipal island within Chatham County.

FUNDING:

Not applicable.

ALTERNATIVES:

POLICY ANALYSIS:

O.C.G.A. § 36-36-20(b) requires that a city can annex property not contiguous to its existing boundaries and located within an unincorporated area only with approval of a county commission.

RECOMMENDATION:

For Board consideration.

=====

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: REQUEST BOARD APPROVAL OF THE FOLLOWING: (1) FY2007 GENERAL FUND M&O CONTINGENCY TRANSFERS OF A) \$13,200 TO TRANSFER OUT TO THE CAPITAL IMPROVEMENT PROGRAM (CIP) FUND FOR REPAIRS TO THE CAUSTON BLUFF BRIDGE, AND B) \$4,280 TO THE COUNTY COMMISSION BUDGET FOR SALARY ADJUSTMENTS, (2) AN AMENDMENT TO THE CAPITAL IMPROVEMENT PROGRAM (CIP) FUND BUDGET TO A) RECOGNIZE THE \$13,200 TRANSFER IN FROM THE GENERAL FUND M&O FOR REPAIRS TO THE CAUSTON BLUFF BRIDGE, AND B) CHANGE THE FUNDING SOURCE FOR THE DETENTION CENTER NEEDS ASSESSMENT FROM THE BUILDING MAINTENANCE AND OPERATIONS PROJECT TO THE DETENTION CENTER PROJECT, (3) AN AMENDMENT TO THE MULTIPLE GRANT FUND BUDGET TO REFLECT GRANT AWARDS OF A) \$420,000 FROM THE GEORGIA DEPARTMENT OF PUBLIC SAFETY FOR THE K-9 UNIT, B) \$9,522 FROM THE JUDICIAL COUNCIL OF GEORGIA FOR THE DRUG COURT, AND C) \$3,500 FROM THE GEORGIA DEPARTMENT OF COMMUNITY AFFAIRS TO PROVIDE FUNDS FOR WEIGHT LIFTING EQUIPMENT FOR ABILITIES UNLIMITED, (4) A FISCAL YEAR 2006 TRANSFER OF \$400,000 WITHIN THE CIP BOND FUND FROM THE PHASE 1 OLD JAIL PROJECT TO THE GENERAL GOVERNMENT BUILDING PROJECT, AND (5) AN AMENDMENT TO THE GENERAL FUND M&O FISCAL YEAR 2006 BUDGET TO RECOGNIZE \$63,470 IN REIMBURSEMENT REVENUE AND APPROPRIATE \$63,470 TO SPECIAL APPROPRIATIONS FOR OPERATION SAFE SAVANNAH.**

Chairman Liakakis said, now that \$63,470 is what the City of Savannah is reimbursing the County for the use of the County deputies from the Sheriff's Department. Okay, do we have a motion on the floor to approve these?

Commissioner Thomas said, move for approval. Commissioner Stone said, second. Chairman Liakakis said, let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Thomas moved that the Board approve the following: (1) FY2007 General Fund M&O Contingency transfers of a) \$13,200 to transfer out to the Capital Improvement Program (CIP) Fund for repairs to the Causton Bluff Bridge, and b) \$4,280 to the County Commission budget for salary adjustments, (2) an amendment to the Capital Improvement Program (CIP) Fund budget to a) recognize the \$13,200 transfer in from the General Fund M&O for repairs to the Causton Bluff Bridge, and b) change the funding source for the Detention Center Needs Assessment from the Building Maintenance and Operations project to the Detention Center project, (3) an amendment to the Multiple Grant Fund budget to reflect grant awards of a) \$420,000 from the Georgia Department of Public safety for the K-9 Unit, b) \$9,522 from the Judicial Council of Georgia for the Drug Court, and c) \$3,500 from the Georgia Department of Community Affairs to provide funds for weight lifting equipment for Abilities Unlimited, (4) a fiscal year 2006 transfer of \$400,000 within the CIP Bond Fund from the Phase 1 Old Jail project to the General Government Building project, and (5) an amendment to the General Fund M&O fiscal year 2006 budget to recognize \$63,470 in reimbursement revenue and appropriate \$63,470 to Special Appropriations for Operation Safe Savannah. Commissioner Stone seconded the motion and it carried unanimously.

AGENDA ITEM: IX-1**AGENDA DATE: August 11, 2006****TO:** Board of Commissioners**THRU:** R.E. Abolt, County Manager**FROM:** Linda B. Cramer, Finance Director

ISSUE: To request approval of the following: (1) General Fund M&O Contingency transfers of a) \$245,000 to transfer out to the Capital Improvement Program (CIP) Fund for purchase of a Mosquito Control airplane, b) \$13,200 to transfer out to the Capital Improvement Program (CIP) Fund for repairs to the Causton Bluff Bridge, and c) \$4,280 to the County Commission's for salary adjustments, (2) amendments to the Capital Improvement Program (CIP) Fund budget to a) recognize the \$245,00 transfer in from the General Fund M&O for purchase of a Mosquito Control airplane, b) recognize the \$13,200 transfer in from the General Fund M&O for repairs to the Causton Bluff Bridge, and c) change the funding source for the Detention Center Needs Assessment from the Building Maintenance and Operations project to the Detention Center project, (3) an amendment to the Multiple Grant Fund budget to reflect grant awards of a) \$420,000 from the Georgia Department of Public safety for the K-9 Unit, b) \$9,522 from the Judicial Council of Georgia for the Drug Court,

and c) \$3,500 from the Georgia Department of Community Affairs to provide funds for weight lifting equipment for Abilities Unlimited, (4) a transfer of \$400,000 within the CIP Bond Fund from the Phase 1 Old Jail project to the General Government Building project, and (5) an amendment to the General Fund M&O fiscal year 2006 budget to recognize \$63,470 in reimbursement revenue and appropriate \$63,470 to Special Appropriations for Operation Safe Savannah.

BACKGROUND:

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

FACTS AND FINDINGS:

- 1) The Mosquito Control Director has requested a General Fund M&O Contingency transfers of \$245,000 to purchase of an airplane. These funds would be combined with the \$100,000 currently budgeted in the CIP fund. A staff report is attached.
- 2) The Board of Commissioners approved a \$13,200 amendment to the contract for repairs to the Causton Bluff Bridge at their meeting held July 21, 2006. A transfer from General Fund M&O contingency to the CIP fund is necessary to fund the amendment.
- 3) Several Commissioners are entitled to salary adjustments mandated by state law. A General Fund M&O Contingency transfer of \$4,280 is required.
- 4) The transfers from the General Fund M&O will require an amendment to the CIP Fund budget. A resolution has been prepared and is attached.
- 5) The Board of Commissioners approved a contract with The Facility Design Group, Inc. for the Detention Center Needs Assessment at their meeting held December 2, 2005. The funding source was cited as the Building Maintenance and Operations project. It is more proper to budget and record this contract in the Detention Center project. Funds are available in the Detention Center project. Board approval of the change in project as the funding source is requested.
- 6) Chatham County has received notice of three grant awards as follows:\$420,000 from the Georgia Department of Public safety for the K-9 Unit; \$9,522 from the Judicial Council of Georgia for the Drug Court; and \$3,500 from the Georgia Department of Community Affairs to provide funds for weight lifting equipment for Abilities Unlimited. A resolution to amend the Multiple Grant Fund budget is attached.
- 7) The adopted project budgets in the CIP Bond Fund included projects for the Air National Guard building (General Government Building project) and the old jail building (Phase 1 Old Jail project). In order to properly record expenditures for relocating departments between the two buildings, a transfer of funds between the two projects is necessary. A transfer of \$400,000 from the Phase 1 Old Jail project to the General Government Building project is recommended.

- 8) The City of Savannah has been reimbursing Chatham County for Sheriff's Department overtime and fuel for Operation Safe Savannah. An amendment to the FY2006 General Fund M&O budget to recognize an additional \$63,470 in revenue and appropriate \$63,470 to Special Appropriations will adjust the budget to the latest billings. A resolution is attached.

FUNDING:

The budget resolution will set up funding in the General M&O and Special Service District (SSD) Funds. Funds are available within the Confiscated Funds Police contingency for the transfer.

ALTERNATIVES:

- 1) That the Board approve the following:

GENERAL FUND M&O

- a) a contingency transfer of \$245,000 to transfer out to the Capital Improvement Program (CIP) Fund for purchase of a Mosquito Control airplane.
- b) a contingency transfer of \$13,200 to transfer out to the Capital Improvement Program (CIP) Fund for repairs to the Causton Bluff Bridge.
- c) a contingency transfer of \$4,280 to the County Commission's for salary adjustments.

CAPITAL IMPROVEMENT PROGRAM FUND

- a) an amendment to recognize the \$245,00 transfer in from the General Fund M&O for purchase of a Mosquito Control airplane.
- b) an amendment to recognize the \$13,200 transfer in from the General Fund M&O for repairs to the Causton Bluff Bridge.
- c) a change the funding source for the Detention Center Needs Assessment from the Building Maintenance and Operations project to the Detention Center project.

MULTIPLE GRANT SPECIAL REVENUE FUND

- a) an amendment to reflect a grant awards of \$420,000 from the Georgia Department of Public safety for the K-9 Unit; \$9,522 from the Judicial Council of Georgia for the Drug Court; and \$3,500 from the Georgia Department of Community Affairs to provide funds for weight lifting equipment for Abilities Unlimited.

CIP BOND FUND

a transfer of \$400,000 from the Phase 1 Old Jail project to the General Government Building project.

GENERAL FUND M&O FY2006

an amendment to recognize \$63,470 in reimbursement revenue and appropriate \$63,470 to Special Appropriations for Operation Safe Savannah.

- 2) Amend or deny the request.

POLICY ANALYSIS:

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

RECOMMENDATION:

That the Board approve Alternative 1.

Prepared by: Read DeHaven

=====

2. REQUEST BOARD APPROVE DECISION PACKAGE TO PURCHASE AIRPLANE FOR MOSQUITO CONTROL.

Chairman Liakakis recognized the County Manager.

County Manager Abolt said, ladies and gentlemen, this is something you went into with great detail when Dr. Lewandowski was before you on CIP. As you know, we're in a critical situation regarding the condition of our current fixed-wing aircraft to kill bugs. I have asked Dr. Lewandowski and kept you posted not at your meeting but via mail that I asked for him to go through a bid process, which he's done. You're actually at one step going to agree to draw down your fund balance allocation that has been aligned to — sitting back just, rather than the \$400,000 we put in the decision packages, you'd be drawing it down by \$245,000. Dr. Lewandowski has already encumbered \$100,000 from last year's budget. We don't want to do it silently, we want to do it with your knowledge. So here you're asking and in effect saying, yes, please draw down from decision packet allocation and in then on the purchasing report you'll buy the plane.

Commissioner Shay said, so moved, Mr. Chairman. Commissioner Holmes said, second.

Chairman Liakakis said, we have a motion on the floor and a second to approve this purchase. Let's go on the board. The motion passes.

ACTION OF THE BOARD:

Commissioner Shay moved to approve the request of Mosquito Control to purchase a used Piper Navajo Chieftan airplane for \$345,000 from Parker Aircraft Sales, Inc. Commissioner Holmes seconded the motion and it carried unanimously.

AGENDA ITEM: IX-2**AGENDA DATE: August 11, 2006**

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Henry B. Lewandowski, Mosquito Control Director

ISSUE: Request Board approval of a \$345,000 purchase of a used 1979 Piper Navajo Chieftan airplane from Parker Aircraft Sales Inc., Brookville, Ohio.

BACKGROUND: The fixed wing aircraft currently used for adult mosquito control, a 1964 piper Aztec, is in need of replacement for the following reasons.

- Airframe age
- Difficulty in obtaining parts
- Marginal single engine flying characteristics
- Inability to meet current hurricane response needs and expand to future Chatham County Mosquito Control needs.

Approximately 50% of all adult mosquito control flights should be completed with the Piper Aztec. This has proven to be extremely difficult as the aircraft is frequently down for maintenance due to its age.

FACTS AND FINDINGS:

1. Mosquito Control's 1964 Piper Aztec aircraft lacks a level of performance to safely manage single engine failures during low altitude operations.
2. The 1964 Piper Aztec is capable of carrying thirty gallons of chemical used for adult mosquito control missions but is not capable of carrying the sixty gallons needed for post hurricane relief.

3. Some of the parts required for upkeep of the 1964 Piper Aztec are no longer produced. Used parts must be obtained from aircraft salvage yards when possible.
4. The 1964 Piper Aztec has no ability to perform additional roles for Chatham County, such as logistical support in the aftermath of a hurricane.
5. Staff can easily maintain the Navajo Chieftan, as its systems are similar to the Piper Aztec.
6. Mosquito Control’s fixed wing pilot has Pilot in Command experience in Piper Navajo Chieftans.
7. Staff requested bids from more than fifty sources selling suitable aircraft. Bids received are presented in the following table.

Agency and Aircraft Type	Model	Model Year	Airframe Hours	Engine Hours	Price
Parker Aircraft Sales, Inc. Piper Navajo	Chieftan	1979	6,664	702/702	\$345,000
Parker Aircraft Sales, Inc. Piper Navajo	CR	1975	4,990	1500/1500	\$225,000
Parker Aircraft Sales, Inc. Piper Navajo	(basic model)	1979	5,900	1065/1415	\$215,000

8. Parker Aircraft Sales, Inc. is an nationwide aircraft broker that specializes in the type and size aircraft specified in Chatham County bid# 06-12-5-6. There were no other companies that responded.
9. The best aircraft for Chatham County is the 1979 Piper Navajo Chieftan. Though it has slightly more airframe time, it has significantly less time on the engines. This translates into savings as the county will not need to overhaul the engines for eleven hundred hours. Also, the Chieftan model can carry additional payload, has more powerful engines, and has better in flight visibility than the basic Navajo model. This aircraft will support the needs of Chatham County due

to the updated avionics, low time engines/propellers, crew door and cargo door.

10. This Piper Navajo Chieftan was the only airplane bid with the crew door. This provides the crew with an additional exit in the event of an emergency. It also provides a way to enter and exit the aircraft without going near the chemical tank.
11. The Piper Navajo Chieftan was the only aircraft bid with modern, updated avioni
12. The Piper Navajo Chieftan has a useful load 500 pounds more than the other two aircraft. This means it has greater room for expanding into other roles for the county in the future, has better single engine rate of climb on a normal mosquito control flight, and has the ability to carry more mosquito control chemical per mission for hurricane response.
13. The 1975 Piper Navajo CR bid at \$225,000 has been inspected by staff and found to be in good mechanical shape, and an excellent second candidate for purchase. The weakness of this aircraft was age, engines close to overhaul, propellers close to overhaul, no crew door, no cargo door, outdated avionics, less cargo space, less visibility, and a loss of five hundred pounds in useful load. The overhaul of the two engines and propellers would cost approximately \$105,000, crew door can not be retrofitted in the field and the avionics upgrade would be costly.
14. The 1979 Piper Navajo (basic model) bid at \$215,000 has not been physically inspected by staff. Staff has determined this aircraft would not be a good candidate due to: unequal engine life times, an annual inspection due in August 2006, avionics requiring replacement, and eighty horsepower less than the other two airplanes, requiring a \$157,000 engine modification. Unequal engine times is important as an indicator of possible damage or accident occurring during the life of this aircraft.
15. The Chatham County Board of Commissioners previously encumbered \$100,000 in Mosquito Control CIP fund to purchase a used twin engine airplane.

ALTERNATIVES:

1. Approve the \$345,000 purchase of the 1979 Piper Navajo Chieftan offered by Parker Aircraft Sales, inc.

2. Approve the \$225,000 purchase of the 1975 Piper Navajo offered by Parker Aircraft Sales, Inc.
3. Disapprove the purchase of the 1979 Navajo Chieftan and the 1975 Navajo CR. Re-solicit bids.

Funding: \$100,000 from Mosquito Control CIP, Fund Department 3505144, Project #35030280. \$245,000 from General Fund Contingency.

POLICY ANALYSIS: It is the policy of the Commissioners to support safe, efficient, and environmentally responsible operations.

RECOMMENDATION: Approve Alternative 1.

=====

3. REQUEST BOARD APPROVE DRAWDOWN OF DECISION PACKAGE FUNDS TO COVER TEMPORARY JAIL FACILITIES.

County Manager Abolt said, Mr. Chairman, ladies and gentlemen, similar action from the standpoint of form. In this case the subject is what you were briefed on. You conceptually approved a few weeks ago. We've grown through a solicitation process to secure 300 temporary beds to be located in a safe spot at the Detention Center. The Sheriff, Colonel Holmes and Mr. Kaigler have completed the solicitation. In this one action you're agreeing to specify the amount of drawdown, an obligation from your reserve for decision packages of about \$700,000, realizing that next meeting on the 25th, we'll come back with an allocation request for staffing of these temporary facilities and, again, if you approve this, you'll have a subsequent action on Purchasing report to award the contract.

Commissioner Odell said, move for approval. Commissioner Gellatly said, second.

Chairman Liakakis asked, any discussion? Okay, quickly say so that the citizens know this, we have over 500 people that are overcrowding in the jail, and what the Sheriff has done, he's done the best that he could, but we need these facilities now so that we can be in compliance and not put our County in some kind of burden by Federal authorities taking this over. Clear the board please. The Clerk said, this is the vote. Chairman Liakakis said, oh, this is the vote here. Okay, let's go on the board.

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

County Manager Abolt said, Mr. Chairman, for the purpose of the media, too, I want to let them know officially that by this action subsequently you're taking immediate steps to correct that by the 1st of October. These facilities should be in place. Also, later on in your Purchasing report, you're confirming the action of the Chairman in acquiring the chillers. I'm told by those working closely with it, that the chillers will be operational Monday morning.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request for a draw down of decision package funds, transferring \$700,000 from M&O Contingency to the Detention Center's operating budget, to cover the first year lease cost for the temporary inmate housing units to relieve the overcrowding problem at the Jail. Commissioner Gellatly seconded the motion and it carried unanimously.

AGENDA ITEM: IX-3

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Michael A. Kaigler, Director
Human Resources and Services

Issue: To request Board approval to draw down of decision package funds to cover temporary jail facilities.

Background:

On June 23, 2006 the Board granted conceptual approval of a strategic plan to deal with current jail population (see attached staff report). The plan called for leasing temporary housing units to hold up to three hundred inmates with additional staff to man the units. The Board authorized staff to proceed with the solicitation.

Facts and Findings:

1). Purchasing staff sent out the invitations to bid to seven firms and received two responses. Based on the responses, the Sheriff's department staff conducted site visits to physically inspect the temporary housing units being proposed by each vendor. As a result of the physical inspection and cost analysis, staff is recommending that the County enter into a lease agreement with De Boer Vinings.

2). The FY 2006/2007 budget designated funds for decision package items to be approved during the fiscal year. Staff is requesting Board approval to allocate funds

to enter into a two year agreement with De Boer Vinings for the lease of temporary inmate housing units. See agenda item X-17 R for detailed specifics concerning the solicitation.

3). The operations of the temporary housing unit will require additional staffing. It is estimated that it will take approximately thirty-five additional employees to provide the necessary staff support for the temporary housing units. The Sheriff's department administrative staff is in the process of completing the staffing requirements. This report will be presented to the Board at the August 25, 2006 Board meeting for approval.

4). The total lease agreement for the temporary housing units will be \$1,644,836 for two years with an option for a third year at a cost of \$541,700. This cost does not include utility connections (water and sewer, electric). Additional funding may be required once these costs have been determined.

Funding:

Funding for the first year lease agreement will come from M & O contingency. Staff is requesting that the Board transfer \$700,000 from M & O contingency to the Detention Center operation budget to cover the first year cost.

Alternatives:

1). Approve the transfer of \$700,000 from M & O contingency to the Detention Center's operating budget to cover the first year lease cost for the temporary inmate housing units.

2). Provide staff with other direction.

Policy Analysis:

In an effort to address the present and future inmate housing needs of Chatham County, it is imperative that proactive measures be taken to address the housing issue. The temporary 300 bed housing option allows a means to bridge the population gap until permanent inmate housing is constructed. It will further add much needed relief to a overburdened jail system.

Recommendation:

Board approve alternative 1.

=====

4. REQUEST ADOPTION OF THE FOLLOWING: RESOLUTIONS FOR ELECTION AND REFERENDUM TO IMPOSE SPECIAL LOCAL OPTION SALES TAX AND NOTICE TO BE SENT TO COUNTY ELECTIONS SUPERINTENDENT TO CALL FOR ELECTION AND REFERENDUM; AND RESOLUTION AUTHORIZING CHAIRMAN OR VICE CHAIRMAN TO EXECUTE INTERGOVERNMENTAL AGREEMENT WITH APPROPRIATE MUNICIPALITIES FOR SPLOST.

Chairman Liakakis said, I'd like for the Mayor and our people —. County Manager Abolt said, sir, you want to entertain the motion first. Chairman Liakakis said, yeah. I'd like a motion to adopt the resolution for this SPLOST type fund. Commissioner Odell said, so moved. Commissioner Gellatly said, second. Chairman Liakakis said, let's go on the board. County Manager Abolt said, to protect the minutes, these are all the resolutions referenced in the staff report.

Chairman Liakakis said, one thing that I'd like to say too, because we have the Mayor out there. We've got an intergovernmental agreement, that I'd like to thank, you know, all the Commissioners who, you know, worked hard on this. In fact, we had Commissioners that were in Chicago that attended the National Association of County people from around the country, they took training and went to classes there, and even though they were in Chicago we had conversations with them so that they could give their input into this SPLOST funding. And also, you know, we had numerous meetings with all of the cities and the Town of Vernonburg, along with the County Commissioners, and a tremendous amount of time was spent with our staff. I'd like to also commend our staff people, our County Manager, our County Attorney, Al Bungard — our chief help in that area — Linda Cramer, who's head of the Finance Department, the other Finance Department people and especially the Finance people with the City of Savannah because they helped put some of the statistics together so that we'd have some kind of idea about how much money going by history that we would possibly collect, you know, in the future for the next SPLOST funding. But everybody did beyond a yeoman's job in coming together for this SPLOST funding, and if we look at it overall, then all of the cities are receiving, you know, funding. It's a good plan, it covers a lot of things in our community, and what has really happened over the past, too, that \$1,000,000,000 has been collected so far in this SPLOST funding since it started in 1985, and we were able to get matching additional fundings from the state and federal government in what the overall situation was the citizens of Chatham County had the benefit of \$1,500,000,000. We got another \$500,000,000 that came through because of that, and one of the other great things, too, is — you've heard me say it before — the tourists paid out of that \$1,000,000,000, \$380,000,000 that went to these projects around all the cities and the County that what had happened, it saved our residential and our commercial people a tremendous amount of money. We are glad that the people have helped us in the past. We hope that once you get the message, you understand all these great projects that are going to help all of the

cities, the County, the unincorporated are that you will come out on September 19th and support this.

Chairman Liakakis said, and what I'd like to do right now is call on the Mayor of Savannah and we will go up now and sign this document to start the SPLOST funding to move forward.

Mayor Otis Johnson said, Mr. Chairman, if I may before we do the signing, I'd like to thank the County for the spirit in which it entered these negotiations. We knew from the beginning that it would not please everybody, but that's what negotiations are about. And during the give and take, of course, people get heated in the moment of the discussion advocating for their particular side, and I think we ended up still being able to shake hands and look for the betterment of the entire community. I also want to say to the Council members who advocated the inclusion of money to expand city centers that my comments about that, because I've been in Savannah a long time and I know how people interpret things and they change it around, that those centers will be managed and operated by the City of Savannah in the future after the capital improvements are made and, therefore, we wanted to make sure that we had some input into that. We were not opposed to that, but since we're going to have to manage then and finance them all into the future, I thought we needed to have some input in that, and that's why I raised the issue about the allocation to those centers. So I just wanted to clear that up, but if it was misinterpreted by anybody, you're hearing it from me. So thank y'all for bringing us to this point. It definitely positions Chatham County to deal with a lot of its issues in a way that puts the least burden on the property owner, and that's the benefit of the SPLOST. So I just want to let you know that we appreciate the spirit in which it was started and ended, and now we are ready to help the citizens understand why they need to vote for this.

[The Chairman and Mayor signed the required documents.]

Chairman Liakakis said, okay, thank you, Mr. Mayor.

Commissioner Holmes said, Mr. Johnson, before you leave —. Commissioner Odell said, oh, yes, please. Commissioner Holmes said, stand up there with Mr. Pete Liakakis. I just want to say something that, what, about four years ago these gentlemen was opposing each others to lead this City and County, and who would know today that both of them were standing up side by side, working together for the betterment of this City and County Government. Thank the both of you.

Chairman Liakakis said, and I want all the citizens to know that it was like divine intervention that Otis [Johnson] became the Mayor and I became Chairman of the County Commission because what has happened is we have worked together on many projects with all of the cities and all and we can see that this County and all the cities are moving forward for the benefit of all the citizens, and I thank the Mayor because we've had a great relationship in all of us working together.

County Manager Abolt said, ladies and gentlemen, as the Chairman is going to his seat, I want to also recognize this body. As a staff, I'm sometimes in awe of what government can do in spite of all the obstacles and what you've just done is truly amazing. You took on a project not just preparing SPLOST but coming to a consensus. You did it in May and June. At that time staff was kind of shivering and sweating. We realized we were in a hundred yard dash. Ladies and gentlemen, you've completed the race seven days ahead of schedule, and that is amazing. I would also like to continue the comments that the Chairman made about staff. Jon Hart is superb, Linda Cramer is superb, but, ladies and gentlemen, there's one that the Chairman mentioned, Al Bungard. Al Bungard is beyond description. If I had a medal to give him, I'd pin it on his chest right now in front of you and it would have a Combat B on it. He's amazing and for that I'm very thankful.

Commissioner Odell said, Russ [Abolt] and Pete [Liakakis], if I could, most people do not know the level of work that went into passing this or getting it to the point. It's incredible, and most people do not know that we're not full-time officials. We are part-time. That's reflected in the compensation, and this has been full-time, and the Chairman — I really do not know if the community realizes what a great man the Chairman is. People think that you divide up four hundred and some-odd million dollars that you are making selfish preference based upon your ego. That has not been the case. We've had input from all of our departments and no one got everything they wanted, and to see the City of Savannah and all the other municipalities negotiating with this Commission lead by this Chairman and we finished early. I mean, I think that this is a great moment in the history of this County, and I will ask my fellow Commissioners to join me because I'd come by here to get a late-night cup of coffee from Starbucks going back to my real job and the Chairman would have his vehicle outside and he'd be working. I'd call him on his cell phone and he'd be talking about we got this request from so-and-so and he'd be evaluating it. I mean, I think that that's incredible, and public service is often a thankless thing. People will think that there's some ulterior motive, but we are our brother's keeper and I think that the Chairman displayed that during this meeting, and I'd like to give him a big hand. [Applause.] And they have to do that for the City too because Mayor Johnson and Michael Brown, their staff devoted a ton of time to this thing and Pat Shay, James Holmes, Helen Stone, Pat Farrell, David [Gellatly], Dean [Kicklighter] and Dr. Thomas, everyone contributed and spent tons of time on this. It's a well thought out plan. It's not perfect, but it's something that we need as a community, and I thank you for the opportunity.

Chairman Liakakis said, thank you. Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, you know, I don't want to be redundant, but I just would like to say, too, that I'm certainly in accord with everything that has been said in reference to the Chairman and as well as Mayor Johnson and Council persons and all the municipalities. It's really been a very, very swift journey, so to speak, but what I liked most about the whole thing was the fact that everybody had an opportunity to sit down at the table and to discuss or bring whatever ideas or

suggestions that he or she may have had or wanted to put on the table, and even though those of us who were in attendance, as the Chairman has said, in Chicago, we had the opportunity to call back and reflect our thoughts on the SPLOST, but the working together of everybody, I really liked that and I hope that we will continue to do so. We don't always agree on everything and we will not agree on everything, but I think we have come out of this with everybody still being friends.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman, for your leadership. Thank you, Mr. Abolt, for your leadership, and the entire Commission. I know a lot of times I basically wind up jumping up and down in my chair, raising cane to be heard, and I know, you know, with representing five cities, sometimes I definitely take to topics that I don't even necessarily enjoy, but to be honest I doubted the structure and layout, that it could be peaceful all the way through, and I was kind of right. It got shaky right there at the end, but the structure made it where it wasn't outrageous for months on end. So I commend you. It was probably the most peaceful negotiation around, and in the end I believe, like some others said here, no one is walking out of here completely thrilled with their specific allocations, so that means it's probably a very bare SPLOST. I've said it before, you're probably the hardest working politician that I've ever met, and I admire that, respect that. That's why I think sometimes you probably assume that some of us work as hard as you, and when things come out, it's kind of a surprise because you've worked on it until two or three in the morning and we probably hadn't see it in our mail. But I appreciate your efforts. I appreciate Russ [Abolt] and the staff here, and I want to say because I read an article that I understand but it disturbs me because the future of this County really is the — to me, we have to pass SPLOST, we have to pass E-SPLOST, and I understand Mr. Baxter's comments on television from Pooler and I respect the comments of his worries that possibly Pooler wouldn't stand behind the vote on this, but I will say to the citizens of Pooler, in which I happen to live there and my child participates in the Recreation Department, don't give up on Chatham County. I work with a group of problem solvers here and I'm not going to sit here and pledge that we are going to build that recreation facility for you, but I will pledge that I have a group of dedicated good people that are problem solvers and we will do whatever in our power to help and assist in the building of a regional recreational facility for the Westside. And, so, get out to vote. You need the millions that we've allocated to you in Pooler, and we'll keep working to try to solve the problem and help out with the other part, and that will be of benefit not only to the citizens of Pooler, but for every resident that lives in the unincorporated areas of Western Chatham County, which is basically all of our districts on this side of the Chairman. So, again, thank you. I believe we took it in the right direction, and I want to say for the media that's here, as far as allocations and what I read in the paper about someone getting a little bit more than they did last time, we have to keep in mind with this six-year SPLOST that basically \$150,000,000 went right off the top for public safety. So we're really looking at a four-year SPLOST because the first two years will go towards public safety. So in four years basically you look at the allocations and basically every place came out much better than they did in the past, and again I credit the staff for their thinking

and negotiating skills and tactics and I will state also for all those cities out there, as well as the unincorporated area, that if and when — hopefully the economy will stay on track moving forward like we've been recently, we will collect more money than we actually slated here, which is \$445,000,000. And just for the record, anything collected in excess of the \$445,000,000 will be distributed to each city as well as to the unincorporated area, and that will be based on population which the count will come from the 2010 Census. So, you know, we've got it moving forward. Citizens out there that's watching right now, get out and vote for it. And don't forget the kids also. We need the Education SPLOST to pass. That's one major reason in past years people — public perception. People moved out of here because they perceived some other systems to be better than ours. They're not. They've just had an Education SPLOST in place for many years and utilized them to build the fancy bright new buildings. But we're at a point now where we need the new buildings. We're overflowing on the west side with all of the schools out there. We have schools in Thunderbolt that's leaking roofs, just deplorable conditions, and we need to take care of the kids, and what that will do in turn is it will change the perception of what people perceive our education to be in this County because the reality is our educational system is just as good as anyone else's. But let's move forward and not be one of the few cities — few Counties in this entire State that does not support that E-SPLOST. Let's support both and save our property tax dollars and help the kids and help this County move forward. Thank you.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, thank you, Mr. Chairman. I also would like to commend you. I would like to thank the staff. There were many days that I called in and I had concerns. This is my first blush at having to go through SPLOST negotiations, and it was difficult. Part of my district is in the City and a large part is in the unincorporated area, and I was very concerned about the unincorporated area because I see the needs out there, not only public safety, which of course came first, but the infrastructure, the roads, the drainage and the sidewalks that are within the City that the County, the unincorporated area, which is the City that the County operates. So this was hard for me. I was very concerned that the district that I represent got what they needed, but I will tell you all of my calls were answered promptly, they were very considerate in my request, and it was very hard to learn how this process worked. But I just want to thank everybody. Being new at this, you were very helpful and I think that I didn't get everything I wanted, and I'll remind you of that later, but I did get a lot of what I think we needed. Thank you.

ACTION OF THE BOARD:

Commissioner Odell moved to adopt the following: (1) Resolutions for election and referendum to impose Special Local Option Sales Tax and notice to be sent to the County Elections Superintendent to call for election and referendum, and (2) resolution authorizing the Chairman or Vice Chairman to execute intergovernmental agreement with appropriate municipalities for SPLOST. Commissioner Gellatly seconded the motion and it carried unanimously.

**RESOLUTION AND AUTHORITY FOR CHAIRMAN AND VICE CHAIRMAN
TO EXECUTE INTERGOVERNMENTAL AGREEMENT FOR
SPECIAL OPTION LOCAL SALES TAX (SPLOST)**

WHEREAS, on Friday, August 11, 2006, the Chatham County Board of Commission met at their regularly scheduled meeting and at such meeting did approve a Resolution pertaining to Special Purpose Local Option Sales Tax (hereinafter "SPLOST"); and,

WHEREAS, the Chatham County Board of Commissioners have passed a Resolution for the election and referendum to impose SPLOST and require a notice be sent to the Chatham County Elections Department Superintendent to call for the election and referendum on September 19, 2006, for the imposition of said tax; and,

WHEREAS, the Chatham County Board of Commissioners have approved a proposed Intergovernmental Agreement pertaining to capital outlay projects for SPLOST; and,

NOW THEREFORE, BE IT ORDAINED, the Board of Commissioners, subject to review and concurrence by majority of the Board, does direct, authorize and affirm the authority of Chairman Pete Liakakis or Vice Chairman Dr. Priscilla Thomas, the power and authority to execute the necessary Intergovernmental Agreement and other documents as required to effectuate a valuable Intergovernmental Agreement in the called for referendum pertaining to SPLOST.

Adopted this _____ day of August, 2006.

BY: _____
Pete Liakakis, Chairman
Board of Commissioners

ATTEST: _____
Sybil E. Tillman, Clerk

SEAL

AGENDA ITEM: ~~IX-4~~
AGENDA DATE: ~~June 23, 2006~~

DATE: June 23, 2006

TO: Chairman and Members of the Board

FROM: R. E. Abolt, County Manager

SUBJECT: Strategic Planning to Deal with Current Jail Population

Ladies and gentlemen, anticipating a positive SPLOST vote allowing us to construct the much-needed jail expansion, we have to acknowledge up front that this will take three years. What do we do in the interim given the challenge that Sheriff St. Lawrence and his staff have in the here and now?

The answer comes about through some strategic planning involving the Sheriff's staff, County Engineer Al Bungard and myself. We transmit for conceptual approval the attached. We are asking to proceed with advertising for the installation of units that will accommodate 300 inmates. At the same time, we would need acceptance of the financial reality as to estimated funding. Specifically, if the bid process is productive, funds would have to be set aside for the contractor's work followed shortly by a commitment to hire the necessary staff.

This recognizes the problem will not go away. If you offer concurrence today, we will keep you posted with subsequent developments and make recommendations for funding based on when the work will take place and how soon we'll need additional staff.

REA:fqr

Attachment

cc: Sheriff Al St. Lawrence
Michael A. Kaigler, Director, Human Resources and Services
Linda B. Cramer, Finance Director
A. G. Bungard, P.E., County Engineer

AGENDA ITEM: ~~IX-4~~

AGENDA DATE: ~~June 23, 2006~~

To: Board of Commissioners

Thru: Sheriff Al St Lawrence

From: Colonel McArthur Holmes, Jail Administrator

Issue:

To request conceptual approval of a strategic plan to deal with current jail population.

Background:

The Chatham County Detention Center has experienced inmate populations over the past several months that are in excess of 400 above design capacity. The short and long term projections both indicate that our population will continue to increase.

Though we are moving forward with plans to construct additional permanent beds, it is estimated that we will be close to three (3) years after awarding a contract before we can actually occupy the structure.

Temporary housing units will allow us to house inmates on the premises until the permanent units are completed not having to farm inmates out to other facilities. It will also give tremendous bed space relief allowing additional housing flexibility.

Facts and Findings:

- 1). The increased inmate population at the Detention Center has placed a tremendous burden on our present housing capabilities. We are at the point of having to increase wing populations to dangerously high numbers.
- 2). Housing units designed to house 56 inmates are presently housing up to 112 inmates. This increase dictate that additional staff be assigned to ensure adequate safety and security requirements.

- 3). Due to the high count in the inmate living units, staff are experiencing increased incidents of policy and rule infractions that are associated with simply having too many people in a given area.
- 4). Staff has identified several vendors that can provide temporary housing that will meet our short term bed space needs.
- 5). These temporary housing units are presently being used at several correctional facilities across the nation and have proven to be a viable short term alternative.
- 6). Temporary housing units will allow us to house inmates on the premises until the permanent units are completed not having to farm inmates out to other facilities. It will also give us tremendous bed space relief allowing additional housing flexibility.
- 7). The cost for these temporary housing units is estimated to be approximately \$750,000 per year with a \$200,000 one time erection and dismantling charge for a first year total of approximately \$950,000. If approval is granted, Purchasing staff will begin the formal solicitation process.
- 8). The operations of the temporary housing unit obviously will require additional staffing. Due to time needed to recruit, hire and train staff, we will have to cover staffing needs with overtime until adequate staffing can be obtained. The staff hired will simply transfer to the permanent structure once completed. Below is a listing of the projected staffing needs to provide manpower for the temporary housing structure. This covers salaries and benefits for a six month period and 12 month period.

Position	Quantity	Total Projected Salaries & Benefits	
		12 Months	6 Months
Lt.	1	\$ 57,000.00	\$ 28,300.00
Sgt.	1	\$ 51,912.00	\$ 25,956.00
Cpl.	4	\$ 187,340.00	\$ 93,670.00
Dep. Corrections Officer	25	\$1,074,650.00	\$ 537,325.00
Admn. Asst. I	1	\$ 36,505.00	\$ 18,253.00
Counselor	1	\$ 42,300.00	\$ 21,150.00
Classification Specialist	1	\$ 48,122.00	\$ 24,061.00
Maintenance Mechanic	1	\$ 46,197.00	\$ 23,099.00
Totals		\$1,544,026.00	\$ 771,814.00

Funding:

No funding is required at this time. Staff will present total costs once bids are received.

Alternatives:

- 1). Approve the Sheriff's plan to deal with the current jail population problem and authorize County staff to solicit bids for temporary housing units.
- 2). Provide staff with other direction.
- 3). Reject proposal and continue to operate under present conditions.

Analysis:

In an effort to address the present and future inmate housing needs of Chatham County, it is imperative that proactive measures be taken to address the housing issue. The temporary 300 bed housing option allows a means to bridge the population gap until permanent inmate housing is constructed. It will further add much needed relief to a overburdened jail system.

Recommendation:

For Board consideration.

=====

5. REQUEST BOARD ADOPT A RESOLUTION REQUESTING IMPLEMENTATION OF PROCEDURES FOR SEEKING REIMBURSEMENT FROM THE STATE OF COURT COSTS IN HABEAS CORPUS CASES AND AUTHORIZING COUNTY ATTORNEY'S OFFICE TO CERTIFY AS CORRECT THE LIST OF HABEAS CORPUS CASES FOR WHICH REIMBURSEMENT IS SOUGHT.

Commissioner Odell said, move for approval. Commissioner Stone said, second.

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

ACTION OF THE BOARD:

Commissioner Odell moved to adopt a resolution requesting implementation of procedures for seeking reimbursement from the State of court costs in habeas corpus cases and authorizing County Attorney's office to certify as correct the list of habeas corpus cases for which reimbursement is sought. Commissioner Stone seconded the motion and it carried unanimously.

AGENDA ITEM: IX-5**AGENDA DATE: August 11, 2006****TO:** Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** R. Jonathan Hart, County Attorney
Dan W. Massey, Clerk of Superior Court**ISSUE:**

To adopt a resolution requesting implementation of procedures for seeking reimbursement from the State of court costs in habeas corpus cases and authorizing County Attorney's Office to certify as correct the list of habeas cases for which reimbursement is sought.

BACKGROUND:

When habeas corpus petitions are filed by persons under sentence of state court of record and those persons are housed at the Chatham County Detention Center, the Sheriff is named as the respondent to the habeas action and the County Attorney's Office represents the Sheriff in these proceedings. The County Attorney's Office has been representing the Sheriff in an increasing number of habeas proceedings.

O.C.G.A. § 9-14-53 authorizes reimbursement to counties by the State for court costs both at the trial level and in any appellate court for each writ of habeas corpus sought in the superior court of the county by indigent petitioners when the granting of the writ is denied or when the court costs are cast upon the respondent, but such reimbursement shall not exceed \$10,000.00 per annum total for each county. Attorney's fees are not authorized. The Code section sets forth a procedure for seeking State reimbursement. Under this procedure, the county governing authority

and superior court judge must certify as correct a list of each habeas corpus case as described in the Code section, including the court costs for the case.

FACTS AND FINDINGS:

1. O.C.G.A. § 9-14-53 authorizes reimbursement to counties by the State for court costs both at the trial level and in any appellate court for each writ of habeas corpus sought in the superior court of the county by indigent petitioners when the granting of the writ is denied or when the court costs are cast upon the respondent, but such reimbursement shall not exceed \$10,000.00 per annum total for each county. This Code section applies to habeas cases of persons under sentence of state court of record. Attorney's fees are not authorized.

2. In order to seek reimbursement, the county governing authority and superior court judge must certify as correct a list of each habeas corpus case as described in the Code section, including the court costs for the case.

FUNDING:

Not applicable.

POLICY ANALYSIS:

It is in the County's best interest to seek reimbursement of court costs in habeas cases and to delegate to the County Attorney's Office the authority to act on behalf of the County to certify as correct the list required for reimbursement by O.C.G.A. § 9-14-53.

ALTERNATIVES:

1. Adopt a resolution requesting that the reimbursement procedures set forth in O.C.G.A. § 9-14-53 be followed and authorizing the County Attorney and Assistant County Attorney to act on behalf of the County to certify as correct the list required for reimbursement.

2. Do not adopt a resolution requesting that the reimbursement procedures set forth in O.C.G.A. § 9-14-53 be followed and authorizing the County Attorney and Assistant County Attorney to act on behalf of the County to certify as correct the list required for reimbursement.

RECOMMENDATION:

Alternative 1

RJH/dc

REIMBURSEMENT FOR HABEAS CORPUS COSTS

WHEREAS, O.C.G.A. § 9-14-53 provides in relevant part that each county of this state shall be reimbursed from state funds for court costs both at the trial level and in any appellate court for each writ of habeas corpus sought in the superior court of the county by indigent petitioners when the granting of the writ is denied or when the court costs are cast upon the respondent, but such reimbursement shall not exceed \$10,000.00 per annum total for each county; and

WHEREAS, O.C.G.A. § 9-14-53 is contained in Article 2 of Chapter 14 of Title 9, entitled "Procedure for Persons under Sentence of State Court of Record;" and,

WHEREAS, O.C.G.A. § 9-14-53 provides that by not later than September 1 of each calendar year, the clerk of the superior court of each county shall send a certified list to the commissioner of administrative services of each writ of habeas corpus sought in the superior court of the county during the 12 month period immediately preceding July 1 of that calendar year by indigent petitioners for which the granting of the writ was denied or for which the court costs were cast upon the respondent; and such list shall include the court costs both at the trial level and in any appellate court for each such writ of habeas corpus; and

WHEREAS, O.C.G.A. § 9-14-53 requires that the list sent to the commissioner be certified as correct by the governing authority of the county and by the judge of the superior court of the county; and

WHEREAS, when habeas corpus petitions are filed by persons under sentence of state court of record and those persons are housed at the Chatham County Detention Center, the Sheriff is named as the respondent to the habeas action and the County Attorney's Office represents the Sheriff in these proceedings; and

WHEREAS, the County Attorney's Office has been representing the Sheriff in an increasing number of habeas proceedings; and

WHEREAS, reimbursement for attorney's fees may not be sought under O.C.G.A. § 9-14-53, as held in Willis v. Price, 256 Ga. 767, 768 (1987); and

WHEREAS, it is in Chatham County's best interest to seek reimbursement of court costs in habeas cases as provided in O.C.G.A. § 9-14-53; and

WHEREAS, it is appropriate to delegate to the County Attorney and Assistant County Attorney the authority to act on behalf of the County to certify as correct the list required for reimbursement by O.C.G.A. § 9-14-53.

NOW THEREFORE, BE IT ORDAINED, that the Board of Commissioners of Chatham County, Georgia, as the governing authority of Chatham County, does hereby request that the reimbursement procedures set forth in O.C.G.A. § 9-14-53 be followed and does hereby authorize the County Attorney and Assistant County Attorney to act on behalf of the County to certify as correct the list required for reimbursement by O.C.G.A. § 9-14-53.

Adopted this _____ day of August, 2006.

BY: _____
Pete Liakakis, Chairman
Board of Commissioners

ATTEST: _____
Sybil E. Tillman, Clerk

SEAL

=====

6. BOARD CONSIDERATION OF REQUEST FROM TAX COMMISSIONER ON BEHALF OF MS. SANDRA DUTTON ON HOMESTEAD EXEMPTION FOR TAX YEARS 1996 THROUGH 1998.

Chairman Liakakis said, you'll see in the information that you were given in your packet that there was an error by the Assessors office. The amount of that error that is being requested to return to Ms. Dutton is \$698.74.

Commissioner Odell said, move for approval. Commissioner Stone said, second. Commissioner Thomas said, second.

Chairman Liakakis said, we have a motion on the floor and a second. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request from the Tax Commissioner to reimburse Ms. Sandra Dutton \$698.74 for being deleted in error from the Homestead Exemption for tax years 1996 through 1998. Commissioners Stone and Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: IX-5**AGENDA DATE: August 11, 2006****TO:** Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** R. Jonathan Hart, County Attorney and Daniel T. Powers,
Tax Commissioner**ISSUE:** Request from Tax Commissioner on Behalf of Ms. Sandra Dutton on Homestead Exemption**ISSUE:**

Consideration of request for refund of taxes paid by citizen Sandra Dutton as a result of Homestead Exemption being dropped and deleted in error from tax years 1996 through 1998 in the amount of \$698.74.

BACKGROUND:

Ms. Sandra Dutton requests a refund for taxes from tax years 1996 through 1998 on her personal residence. Ms. Dutton properly applied for Homestead Exemption and was given a Homestead Exemption. Apparently, in 1996 her Homestead Exemption was dropped or deleted in error by the Board of Assessors. The Board of Assessors has corrected their records for tax years 1999 forward.

FACTS AND FINDINGS:

1. Ms. Dutton properly applied for Homestead Exemption that was erroneously deleted in 1996.

2. Ms. Dutton requested a refund of taxes in the amount of \$698.74 for years 1996 through 1998 for taxes she paid as a result of deletion of her Homestead Exemption.

3. The Board of Assessors has corrected their records for tax years 1999 forward.

FUNDING:

Tax commissioner's funds.

POLICY ANALYSIS:

Pursuant to O.C.G.A. §48-5-154:

"...the governing authority shall have the jurisdiction and power to correct all errors in the digests, or to order abatement or cancellation of taxes erroneously assessed, and to make other adjustments in the digests of a similar nature and to reflect the same in the account as stated:

The taxes assessed for Ms. Dutton's property are the result of an error by the Board of Assessors and should be corrected.

The Board of Commissioners may exercise its judgment and discretion and grant the refund for some or all of those years.

ALTERNATIVES:

1. Grant refund in the amount of \$698.74 for tax years 1996 through 1998.
2. Do not grant refund in the amount of \$698.74 for tax years 1996 through 1998.

RECOMMENDATION:

For Board consideration.

/jr

INTER-OFFICE CORRESPONDENCE

DATE: July 21, 2006
TO: Abda Quillian, Counsel for Chatham County Tax Assessor
FROM: R. Jonathan Hart, County Attorney
SUBJECT: Request for Refund - Sandra Dutton
PIN 1-0526-01-001

Enclosed is a request for tax refund of Sandra Dutton for tax years 1996 through 1998. Also attached is Mr. Abolt's memo to me requesting that the matter be looked into. I have placed this matter on the Commission agenda of August 11, 2006.

Please review this request and have Sheryl Snider review it also and advise me as to your position in this matter.

Should you have any questions, please let me know.

RJH/dc
enclosure

cc: R. E. Abolt, County Manager (w/encl.)
Daniel T. Powers, Tax Commissioner (w/encl.)
Sheryl Snider, Chief Assessor (w/Enclosed is a response from.)

INTER-OFFICE CORRESPONDENCE

DATE: June 27, 2006
TO: R. Jonathan Hart, County Attorney
FROM: R. E. Abolt, County Manager
SUBJECT: Tax Refund Referral by Danny Powers, Ms. Sandra Dutton

Jon, please see the attached from Danny and advise as to disposition. Should this go before the County Commission for approval?

REA/dbh

Attachment

cc: Chairman and Members of the Board
Ms. Sandra Dutton, 9301 Melody Drive, 31406
Daniel T. Powers, Tax Commissioner

**DANIEL T. POWERS
CHATHAM COUNTY TAX COMMISSIONER
133 MONTGOMERY STREET, ROOM 109
POST OFFICE BOX 8321
SAVANNAH, GA 31412**

MEMORANDUM

DATE: June 23, 2006
TO: R. E. Abolt, County Manager
FROM: Daniel T. Powers, Tax Commissioner
RE: Refund for tax years 1996 -1998
PIN: 10526 -01001, Doris Sandra Dutton

Attached is a letter to me from Sandra Dutton. Ms. Dutton's is requesting a refund for tax years 1996 through 1998.

The issue at hand is that Ms. Dutton's homestead exemption was dropped/deleted in error in 1996 by the Board of Assessors.

The Assessors have corrected and granted the exemption for 1999 forward. The total amount that Ms. Dutton would have received by benefit of the homestead exemption for 1996 through 1998 is \$698.74.

/tch
enclosure

cc: Doris Sandra Dutton
9301 Melody Drive
Savannah, Georgia 31406

=====

X. ACTION CALENDAR

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

Chairman Liakakis said, Action Calendar. We have Items 1 through 17 and then items under 17, A through R. Do we have any requests from any of the Commissioners to withhold any of these units to discuss? Commissioner Kicklighter said, number 12. Chairman Liakakis said, all right, number 12. Any other requests? I think we'll hold — that's on Item #13 request that we hold that because we need an explanation on that water —, do we need an explanation on that water reserve? County Manager Abolt said, only if you would like. If you pull it off the agenda, I'll explain it to you. Chairman Liakakis said, okay, well, that's all right then if everybody understands that we'll just move on. Commissioner Stone said, I would like that —. Chairman Liakakis asked, you want that? Okay, Item 13 also to withhold Item 13 also, to withhold Item 13. So I'd like a motion on the floor to approve Items 1 through 17 and A through R, withholding Items 12 and 13.

Commissioner Stone said, so moved, Mr. Chairman. Commissioner Thomas said, second. Chairman Liakakis said, all right, let's go on the board. The motion carried unanimously. Chairman Liakakis said, the item passes.

ACTION OF THE BOARD:

Commissioner Stone moved to approve Items 1 through 17-R, except Items 12 and 13. Commissioner Thomas seconded the motion and it carried unanimously.

=====

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

=====

1. APPROVAL OF THE MINUTES FOR THE SPECIAL CALLED MEETING OF JULY 13, 2006, AND THE REGULAR MEETING OF JULY 21, 2006, AS MAILED.

ACTION OF THE BOARD:

Commission Stone moved to approve the minutes of the special called meeting of July 13, 2006, and the regular meeting of July 21, 2006. Commissioner Thomas seconded the motion and it carried unanimously.

=====

2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD JULY 13 THROUGH AUGUST 2, 2006.

ACTION OF THE BOARD:

Commissioner Stone moved to authorize the Finance Director to pay the claims against the County for the period July 13, 2006, through July 21, 2006, in the amount of \$9,124,844. Commissioner Thomas seconded the motion and it carried unanimously.

=====

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

ACTION OF THE BOARD:

Commissioner Stone moved to approve the request to authorize the Chairman to execute a contract with the Criminal Justice Coordinating Council to provide \$36,960 in Byrne Grant Funds to support the Chatham County Superior Court Drug Court. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-4

AGENDA DATE: August 11, 2006

TO: BOARD OF COMMISSIONERS

THRU: R. E. ABOLT, COUNTY MANAGER

FROM: FRAN ARNSDORFF, DEPUTY SUPERIOR COURT ADMINISTRATOR

ISSUE:

To have the Board of Commissioner's affirm the Chairman's signature for the contract between the Chatham County Superior Court Drug Court and the Criminal Justice Coordinating Council.

BACKGROUND:

The Criminal Justice Coordinating Council will provide \$ 36,960 in Byrne Grant Funds to support the Superior Court Drug Court located in Chatham County.

FACTS AND FINDINGS:

1. Chatham County will serve as the fiscal agent for the \$ 36,960 being made available by CJCC.
2. The funding will help offset the cost of treatment for Drug Court participants in Chatham County.

FUNDING:

No additional Chatham County funds are needed.

Alternatives:

1. To have the Board of Commissioners authorize the Chairman to accept the Byrne Grant Award from the Criminal Justice Coordinating Council in the amount of \$ 36,960 and to sign the contract and all related documents required by the grant.
2. To not have the Board of Commissioners authorize the Chairman to accept the Byrne Grant Award.

POLICY ANALYSIS:

In the past the Board of Commissioners has accepted funding which assisted in defraying the cost of services.

RECOMMENDATION:

To accept Alternative 1.

=====

**4. REQUEST FROM THOMAS & HUTTON, ENGINEER FOR THE DEVELOPER, GENESIS DESIGNER HOMES, FOR THE COUNTY TO REDUCE THE FINANCIAL GUARANTEE FOR STONEBRIDGE SUBDIVISION, PHASE 4A, BY 50%.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Stone moved to approve the request from Thomas & Hutton, engineer for the developer, Genesis Designer Homes, for the County to reduce the financial guarantee for Stonebridge Subdivision, Phase 4A, by 50% from \$135,618 to \$67,809. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-4

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To reduce the financial guarantee for Stonebridge Subdivision, Phase 4A.

BACKGROUND: The engineer, Thomas & Hutton, for the developer, Genesis Designer Homes, requests that the County reduce the financial guarantee by 50%.

FACTS AND FINDINGS:

1. Stonebridge Subdivision is a single-family residential subdivision located within the Berwick Plantation development on Highway 17. This phase of Stonebridge Subdivision consists of 45 lots on 18.372 acres. Paving, drainage will be maintained by the County. Water and sewer are maintained by Consolidated Utilities, Inc.

- 2. The Board approved the construction of the required improvements and initiated the warranty period on October 21, 2005.
- 3. The executed subdivision construction agreement allows for reduction of the financial guarantee six months after the warranty period is initiated if “no failures, faults and/or deficiencies in materials or workmanship have developed”. Staff inspected the improvements and found no failures, faults or deficiencies in materials or workmanship.
- 4. The developer previously submitted a letter of credit issued by First National Bank of Nassau County in the amount of \$135,618. The developer requests that the guarantee be reduced to \$67,809.

ALTERNATIVES:

- 1. To reduce the financial guarantee for Stonebridge Subdivision, Phase 4A.
- 2. Do not approve the request.

POLICY ANALYSIS: This action is consistent with the Subdivision Construction Agreement regarding warranty of dedicated improvements.

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 7

PREPARED BY: Suzanne Cooler

=====

5. REQUEST FROM THOMAS & HUTTON, ENGINEER FOR THE DEVELOPER, GENESIS DESIGNER HOMES, FOR THE COUNTY TO APPROVE THE CONSTRUCTION IMPROVEMENTS FOR STONEBRIDGE SUBDIVISION, PHASE 4B, AND INITIATE THE TWELVE-MONTH WARRANTY PERIOD. [DISTRICT 7.]

ACTION OF THE BOARD:

Commissioner Stone moved to approve the request from Thomas & Hutton, engineer for the developer, Genesis Designer Homes, for the County to approve the construction improvements for Stonebridge Subdivision, Phase 4B, and initiate the twelve-month warranty period. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-5

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To approve the constructed improvements for Stonebridge Subdivision, Phase 4B, and initiate the twelve-month warranty period.

BACKGROUND:

The engineer, Thomas & Hutton, for the developer, Genesis Designer Homes, requests that the County approve the constructed improvements and initiate the twelve-month warranty period for Stonebridge Subdivision, Phase 4B.

FACTS AND FINDINGS:

1. Stonebridge is a single-family residential subdivision located within the Berwick Plantation development on Highway 17. This phase of Stonebridge consists of 37 lots on 12.934 acres. Paving and drainage will be maintained by the County. Water and sewer are maintained by Consolidated Utilities, Inc.
2. The required site improvements are complete. They have been inspected and found to be without fault.
3. The developer previously submitted a letter of credit issued by First National Bank of Nassau County in the amount of \$130,223, which is 50% of the cost of dedicated improvements (paving and drainage).

ALTERNATIVES:

1. To approve the constructed improvements for Stonebridge Subdivision, Phase 4B, and initiate the warranty period.
2. Do not approve the request.

POLICY ANALYSIS: This action is consistent with the subdivision regulation regarding warranty of dedicated improvements.

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 7

PREPARED BY: Suzanne Cooler

=====

- 6. REQUEST FROM THOMAS & HUTTON, ENGINEER FOR THE DEVELOPER, NORTH POINT REAL ESTATE, FOR THE COUNTY TO RECORD THE SUBDIVISION PLAT AND ACCEPT THE SUBDIVISION AGREEMENT AND FINANCIAL GUARANTEE FOR SOUTHBRIDGE AT BERWICK, PHASE 3, AS WELL AS RECOMBINE THIS PHASE WITH THE EXISTING SOUTHBRIDGE AT BERWICK STREETLIGHT ASSESSMENT RATE DISTRICT.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Stone moved to approve the request from Thomas & Hutton, engineer for the developer, Northpoint Real Estate, for the County to record the subdivision agreement and financial guarantee for Southbridge at Berwick, Phase 3, as well as recombine this phase with the existing Southbridge at Berwick Streetlight Assessment Rate District. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-6

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To record the subdivision plat and accept the subdivision agreement and financial guarantee for Southbridge at Berwick, Phase 3, as well as recombine this phase with the existing Southbridge at Berwick Streetlight Assessment Rate District.

BACKGROUND: The engineer, Thomas and Hutton, for the developer, North Point Real Estate, requests that the County approve the final plat for recording, accept the subdivision agreement and financial guarantee and recombine this phase with the existing Southbridge at Berwick Streetlight Assessment Rate District.

FACTS AND FINDINGS:

1. Southbridge at Berwick, Phase 3 is the final phase of Tract F within Berwick Plantation. The purpose of the subdivision is to divide a 168 acre tract of land to create 154 conventional single-family lots.

- 2. All common property, including storm water detention ponds, buffers, and common areas shall be owned and maintained by the Southbridge Homeowners Association. The water and sewer improvements will be maintained by Consolidated Utilities. Chatham County will maintain all paving, curb and gutter, and the remaining storm drainage system within the right of way and dedicated drainage easements.
- 3. Approval will recombine this phase with the existing Southbridge at Berwick streetlight assessment district. This phase will provide thirty-eight 150 watt lights. The annual streetlight assessment for this district is \$48 per lot.
- 4. The developer has submitted a Letter of Credit issued by Darby Bank & Trust in the amount of \$1,173,272.00, which is 100% of the cost of improvements for Phase 3.
- 5. An Environmental Site Assessment was previously conducted on the entire Berwick Plantation Tract in accordance with the Subdivision Ordinance. No environmentally unsafe conditions were found on the site.

ALTERNATIVES:

- 1. To approve the recording of the plat, accept the subdivision agreement and financial guarantee for Southbridge at Berwick, Phase 3 and recombine this phase with the existing Southbridge at Berwick Streetlight Assessment Rate District.
- 2. Do not approve the request.

FUNDING: None required.

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

RECOMMENDATION: That the Commissioners adopt alternative No. 1.

District 7

PREPARED BY: Nathaniel Panther

=====

7. REQUEST FROM KERN-COLEMAN, ENGINEER FOR THE DEVELOPER, TURNER’S COVE DEVELOPMENT, FOR THE COUNTY TO RECORD THE SUBDIVISION PLAT OF TURNER’S COVE, PHASE 5.

[DISTRICT 4.]**ACTION OF THE BOARD:**

Commissioner Stone moved to approve the request from Kern-Coleman, engineer for the developer, Turner's Cove Development, for the County to record the subdivision plat of Turner's Cove, Phase 5. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-7

AGENDA DATE: August 11, 2006

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

ISSUE: To record the subdivision plat of Turner's Cove, Phase 5.

BACKGROUND: The engineer, Kern-Coleman, for the developer, Turner's Cove Development, requests that the County approve the final plat for recording.

FACTS AND FINDINGS:

1. Turner's Cove is a private townhome-style subdivision. The lots are being recorded in phases following construction of building units with common walls. This phase consists of 10 lots on 0.811 acres.
2. The common areas, paving and drainage are maintained by the Turner's Cove Homeowner's Association. The water and sewer improvements are maintained by the City of Savannah.
3. Construction of the required improvements is complete and a warranty period was initiated at the July 14, 2000 Commission meeting. A \$6,000 letter of credit from Wachovia Bank was provided with the first phase to cover the warranty period. No additional bonding is required at this time.
4. Streetlights are provided privately by the homeowners association precluding the need for a County Streetlighting Assessment District.

- 5. An Environmental Site Assessment was previously conducted on the subdivision in accordance with the Subdivision Ordinance. No environmentally unsafe conditions were found on the site.

ALTERNATIVES:

- 1. To approve the recording of the subdivision plat of Turner’s Cove, Phase 5.
- 2. Do not approve the request.

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

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 4

PREPARED BY: Nathaniel Panther

=====

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

ACTION OF THE BOARD:

Commissioner Stone moved to approve the request from EMC, engineer for the developer, Compass Design & Management, for the County to record the subdivision plat for Palmetto Row Subdivision, Phase 3, Accept the subdivision agreement and revised financial guarantee and waive the requirement for a streetlight assessment district. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-8**AGENDA DATE: August 11, 2006****TO:** Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** A.G. Bungard, County Engineer

ISSUE: To record the subdivision plat for Palmetto Row Subdivision, Phase 3, accept the subdivision agreement and revised financial guarantee and waive the requirement for a streetlight assessment district.

BACKGROUND: The engineer, EMC, for the developer, Compass Design & Management, requests that the County approve the final plat for recording, accept the subdivision agreement and revised financial guarantee and waive the requirement for a streetlight assessment district.

FACTS AND FINDINGS:

1. Palmetto Row is a new subdivision located on Norwood Avenue. Phase 3 of Palmetto Row consists of 9 lots on 3.64 acres. Paving and drainage improvements, as well as the community water system, will be maintained by the Palmetto Row Homeowners' Association. The sewer system will be maintained by Chatham County.
2. Staff approved construction plans and issued a permit. Construction of the improvements is underway.
3. The developer has submitted a revised letter of credit issued by Darby Bank & Trust Company in the amount of \$132,820, which is 100% of the cost of improvements for Phases 2 and 3.
4. The developer has requested that the Board waive the requirement for a streetlight assessment district. It is his intent to have the Homeowners' Association maintain the streetlights. This waiver was granted for Phase 1.
5. An Environmental Site Assessment was previously conducted on the subdivision in accordance with the Subdivision Ordinance. No environmentally unsafe conditions were found on the site.

ALTERNATIVES:

1. To approve the recording of the subdivision plat for Palmetto Row Subdivision, Phase 3, accept the subdivision agreement and revised financial guarantee and waive the requirement for a streetlight assessment district.
2. Do not approve the request.

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

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 3

PREPARED BY: Nathaniel Panther

=====

9. REQUEST BOARD APPROVAL TO ACCEPT THE WATER AND SEWER IMPROVEMENTS IN RICE MILL SUBDIVISION, PHASE 6D. [DISTRICT 6.]

ACTION OF THE BOARD:

Commissioner Stone moved to accept the water and sewer improvements in Rice Mill Subdivision, Phase 6D. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-9
AGENDA DATE: August 11, 2006

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

ISSUE: Request Board approval to accept the water and sewer improvements in Rice Mill Subdivision, Phase 6D.

BACKGROUND: Staff is requesting Board approval to accept the water and sanitary sewer improvements for maintenance.

FACTS AND FINDINGS:

1. Rice Mill is located off Wild Heron Road in Georgetown.
2. The water and sanitary sewer improvements consist of the water mains, gravity sewer mains and sanitary sewer lift station.
3. The improvements were inspected and found to be constructed in accordance with the approved plans and Chatham County Standard Specifications.
4. The requested release comes at the end of the warranty period, which began in 2000.

ALTERNATIVES:

1. That the Board accept the water and sewer improvements in Rice Mill Subdivision, Phase 6D.
2. That the Board not approve the request.

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

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 6

PREPARED BY: Vincent Grevemberg

=====

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

ACTION OF THE BOARD:

Commissioner Stone moved to approve the request from Kern-Coleman, engineer for the developer, Coastal Georgia Development Group, for the County to approve the constructed improvements for Mills Run Subdivision, Phase 3, initiate the twelve-month warranty period, and

reduce the financial guarantee. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-11

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To approve the constructed improvements for Mills Run Subdivision, Phase 3, initiate the twelve-month warranty period, and reduce the financial guarantee.

BACKGROUND: Coastal Georgia Development Group, through their engineer, Kern-Coleman, requests that the County approve the constructed improvements, initiate the twelve-month warranty period, and reduce the financial guarantee.

FACTS AND FINDINGS:

1. Mills Run Subdivision is a single-family residential community. Phase 3, consists of 17 lots on 5.5 acres. It is located on Louis Mills Boulevard. Water and sanitary sewer will be maintained by the City of Savannah. Paving and drainage will be maintained by Chatham County.
2. The required site improvements are complete. They have been inspected and found to be without fault.
3. The developer previously submitted a letter of credit issued by Queensborough National Bank & Trust Company in the amount of \$415,956.90. The developer is requesting that the bond be reduced to \$63,876.5, which is 50% of the cost of dedicated improvements.

ALTERNATIVES:

1. To approve the constructed improvements for Mills Run Subdivision, Phase 3, initiate the warranty period, and reduce the financial guarantee.
2. Do not approve the request.

POLICY ANALYSIS: This action is consistent with the subdivision regulation regarding warranty of dedicated improvements.

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 5

PREPARED BY: Suzanne Cooler

=====

- 11. **REQUEST BOARD AUTHORIZE THE CHAIRMAN TO SIGN THE CERTIFICATE OF OWNERSHIP AND MAINTENANCE AGREEMENT TO ENABLE CHATHAM COUNTY TO PARTICIPATE IN THE LOCAL ASSISTANCE RESURFACING PROGRAM (LARP) WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF COUNTY ROADS.
[ALL DISTRICTS.]**

ACTION OF THE BOARD:

Commissioner Stone moved to authorize the Chairman to sign the Certificate of Ownership and Maintenance Agreement to enable Chatham County to participate in the Local Assistance Resurfacing Program (LARP) with the Georgia Department of Transportation (GDOT) for the resurfacing of County roads. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-11

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: That the Board authorize the Chairman to sign the Certificate of Ownership and Maintenance Agreement to enable Chatham County to participate in the Local Assistance Resurfacing Program (LARP) with the Georgia Department of Transportation (GDOT) for the resurfacing of County roads.

BACKGROUND: GDOT has a LARP with local governments to resurface roads. GDOT funds the cost of resurfacing. They require that the County certify ownership of the roads to be resurfaced.

FACTS AND FINDINGS:

1. GDOT requested a list of roads for the 2007 LARP from the County. The attached list consists of seventy-one roads throughout Unincorporated Chatham County.
2. GDOT has a rating system by which they determine the roads that qualify for resurfacing. They also have an allocation system that limits the amount of resurfacing granted to each county or municipality.

ALTERNATIVES:

1. That the Board authorize the Chairman to sign the Certificate of Ownership and Maintenance Agreement to participate in the LARP.
2. That the Board not approve participating in the LARP.

FUNDING: No funds are required to sign the certificate.

POLICY ANALYSIS: The Board must approve intergovernmental agreements.

RECOMMENDATION: That the Board approve Alternative No. 1.

All Districts

Prepared By: Kirk Thomas

=====

**12. REQUEST BOARD DECLARE AS SURPLUS A VACANT LOT ON STEPHENSON AVENUE IN SAVANNAH AND ON PINE BARREN ROAD IN POOLER, SET A MINIMUM BID VALUE, AND PROCEED WITH SELLING THEM THROUGH A SEALED BID PROCESS.
[DISTRICTS 1 AND 7.]**

Commissioner Kicklighter said, that was mine. I had no questions about it. I just before asked that you recuse me from vote because — on this — because I may try to introduce properties to potential buyers. I'd like to be recused from any votes on this.

Chairman Liakakis asked, do we have a motion on the floor to —. Commissioner Shay said, move to recuse. Commissioner Thomas said, second. Chairman Liakakis said, let's go on the board for that to recuse him. The motion carried unanimously. Chairman Liakakis said, the motion passes.

Chairman Liakakis said, all right. Commissioner Shay said, Mr. Chairman, I'd like to move for approval of Item 12 on the Action Calendar. Commissioner Odell said, second. Chairman Liakakis said, okay. Anybody need —, we've got the information now, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Kicklighter was recused from voting on this item.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Shay moved to recuse Commissioner Kicklighter from voting on this issue because he may try to introduce properties to potential buyers. Commissioner Thomas seconded the motion and it carried unanimously.

Commissioner Shay moved to declare as surplus a vacant lot on Stephenson Avenue in Savannah and on Pine Barren Road in Pooler, set a minimum bid value, and proceed with selling them through a sealed bid process. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was recused from voting.]

AGENDA ITEM: X-12

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Patrick Monahan, Asst. County Manager

ISSUE:

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

BACKGROUND:

Chatham County owns two vacant lots, which can be considered as surplus. The first is a vacant lot on Pine Barren Road in Pooler. It is a 6.29-acre parcel which Chatham County acquired in 1995 as part of a property acquisition involving other parcels not contiguous to this one. The Board previously approved declaring the

parcel as surplus, but staff wants to adjust the minimum asking price (to 100%). The second property is a .43-acre (approximate) parcel at 208 Stephenson Avenue in Savannah. It was used in the Stephenson Widening project, but it no longer serves any useful purpose. Since the process was under way on the Pine Barren property, the County Engineer's Office agreed to an offer of both properties concurrently.

FACTS & FINDINGS:

1. The properties can be declared as "unserviceable," a legal term under Georgia property law which means surplus to Chatham County's needs.
 - 1a. The property on Pine Barren Road, approximately 6 acres in size, is 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, which is triangular in shape, includes 4.46 acres of uplands and 1.83 acres of wetlands.
 - 1b. The property on Stephenson Avenue, approximately .43 acres in size, is PIN 2-0144-11-021. Stephenson Avenue has become a valuable commercial corridor. The legal description is "PT Blk 5 + 26 Oakdale Sub Mingledorff Wd & Pt of Alley."
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 a market study ("Value of Opinion"), the properties are valued, as follows:
 - 3a. The Pine Barren property is valued at \$315,154, adjusted for wetlands (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). While the Assessor's Office has the parcel valued at \$417,500, this value does not deduct value for confirmed wetlands.
 - 3b. The Stephenson Avenue property is valued at \$318,750 based on the property size of 18,750 square feet and recent comparable sales of \$17 per square foot for other nearby properties.
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). Because of the desirability of these properties, the minimum bid price should reflect the estimate of value.

FUNDING:

Sale of the Pine Barren 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. Sale of 208 Stephenson Avenue will become revenues to SPLOST.

ALTERNATIVES:

1. That the Board declare the property on Pine Barren Road and at 208 Stephenson Avenue as “unserviceable” (surplus to Chatham County’s needs) and proceed with a publicly-sealed auction with a minimum asking value based on their estimate of value.
2. That the Board keep the property on Pine Barren Road and/or Stephenson Avenue 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.

=====

13. REQUEST BOARD APPROVE REQUEST FOR ALLOCATIONS FROM THE CHATHAM COUNTY WATER BANK FOR VARIOUS LOCATIONS. [VARIOUS DISTRICTS.]

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, ladies and gentlemen, I’ll let Mr. Drewry go into the specifics. This is to me, I guess to be kind, a very annoying practice of the EPD wherein we’re allowed — permitted I guess is the word — to allocate from this water bank based on a policy that

was adopted in January 2001. We tried to use this same option to solve the problem at Palmetto Row and because of bureaucracy out of control, I apologize for being so blunt, we could not do it. We can do it for private systems, we cannot do it for our own to solve the problem and that's wrong.

Chairman Liakakis recognized Mr. Robert Drewry.

Mr. Drewry said, good morning. I'm not sure what else I can add to that, but I'd be glad to answer any questions. Chairman Liakakis asked, Helen [Stone], did you want to —?

Commissioner Stone said, no, I mean, I just — I wanted verification because I went through this with Palmetto Row and I just wanted the rest of the Board to be enlightened as to the struggles that we faced with this. So that was my basic for wanting it to be discussed.

Chairman Liakakis asked, is everybody satisfied with that explanation? All right, anybody in the audience want to speak on this? Okay.

Commissioner Stone said, I'll make a motion to approve it. Chairman Liakakis said, okay. Do we have a second? Commissioner Shay said, second. Commissioner Holmes said, second. Chairman Liakakis said, all right, we have a motion the floor and it's been seconded. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Stone moved to approve a request for allocations from the Chatham County Water bank for various locations. Commissioners Holmes and Shay seconded the motion and it carried unanimously.

AGENDA ITEM: X-13

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Robert W. Drewry, Director of Public Works and Park Services

Issue: Board approve request for allocations from the Chatham County Water Bank for various locations.

Background: On April 8, 1999, the Georgia Environmental Protection Division established a Water Bank to provide water for new and/or expanding public water

systems (i.e. community water systems) to be administered by the local county government. Chatham County received a one time total allocation of 150,200 gallons. The *Water Supply Management Plan*, which the Board adopted, includes certain criteria that should be followed in determining allocations. On January 12, 2001, the Board approved a policy on allocation of banked water for Chatham County. Essentially, the Public Works Department shall provide administrative approval of any allocation to a single request of 9,000 gallons or less which equates to 30 connections based upon an Equivalent Residential Unit (ERU) of 300 gallons per day. Any allocation in excess of this amount will require approval from the Board of Commissioners.

Facts and Findings:

1. Public Works and Park Services received multiple applications for allocation from the Water Bank from Don Smith as the Manager for several small community water systems throughout Chatham County. Three of the requests were 9,000 gallons or greater therefore requires Board approval. The requests are as follows:
 - a. Middle Georgia Water Company
Dean Forest Industrial Park
31 connections @ 300 gpd/connection = 9300 gpd
 - b. Chatham Water Company
Southwinds System
40 connections @ 300 gpd/connection + 12,000 gpd
 - c. Chatham Water Company
Rio Vista/Burnside View
30 connections @ 300 gpd/connections = 9300 gpd
2. The Dean Forest Industrial Park is a new development located in Garden City and the City has advised that they cannot serve this development.
3. The other two systems are existing systems that over the years have exceeded the permitted connections with the State. Don Smith needs the allocation from the Water Bank not only to bring the systems into compliance but to have the availability to add connections as empty lots are being built upon.
4. Prior to this request, there has been 51,100 gallons allocated from the Water Bank.

Funding: No funds are requested.

Policy Statement: The Board has established a policy for allocation of the Water Bank. In keeping with that policy, Board approval is required for any allocation in excess of 9000 gallons.

Alternatives:

1. Board approve request for allocations from the Chatham County Water Bank for several locations.
2. Board not to approve requests.

Recommendations: Board approve Alternative #1.

Various Districts

=====

14. REQUEST BOARD ADOPT A RESOLUTION REQUESTING THAT THE CITY OF SAVANNAH INVESTIGATE THE CONDITION OF THE RAILROAD TRACKS BETWEEN 52ND STREET AND THE CSX SOUTHOVER CLASSIFICATION YARD AS DESCRIBED IN A LETTER FROM MR. H. VINTON WAITE, SR.

ACTION OF THE BOARD:

Commissioner Stone moved to adopt a resolution requesting that the City of Savannah investigate the condition of the railroad tracks between 52nd Street and the CSX Southover Classification Yard as described in a letter from Mr. H. Vinton Waite, Sr. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-14
AGENDA DATE: August 11, 2006

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

ISSUE:

To adopt a resolution requesting that the City of Savannah investigate the condition of the railroad tracks between 52nd Street and the CSX Southover Classification Yard as described in a letter from Mr. H. Vinton Waite, Sr., and take further action as appropriate.

BACKGROUND:

The County Manager received a letter from a citizen, Mr. H. Vinton Waite, Sr., about the condition of railroad tracks between 52nd Street and the CSX Southover Classification Yard. The County Manager was informed that the railroad tracks are owned and maintained by Raillink and the local contact is Paul Young. The County Manager forwarded Mr. Waite's letter to Paul Young with the request for a response. After one month, the County Manager wrote another letter to Paul Young with the request for a response and Mr. Young did not respond.

The County Manager requested assistance from the County Attorney's Office in determining any legal steps to be taken regarding the railroad tracks. Pursuant to advice of the County Attorney's Office, County staff further reviewed Mr. Waite's letter and the location of the railroad tracks as described in the letter. County staff determined that the railroad tracks described in Mr. Waite's letter are located within the City of Savannah and not in unincorporated Chatham County.

FACTS AND FINDINGS:

1. Mr. H. Vinton Waite, Sr., contacted the County about the condition of railroad tracks between 52nd Street and the CSX Southover Classification Yard.
2. Mr. Paul Young of Raillink did not respond to the County's letters regarding the condition of the railroad tracks.
3. The location of the railroad tracks as described in Mr. Waite's letter is in the City of Savannah.

FUNDING:

Not applicable.

POLICY ANALYSIS:

The railroad tracks at issue are not located in the unincorporated area. Since a citizen has expressed concern about the potential for an accident due to the condition of railroad tracks located in the City of Savannah, the County should request that the City of Savannah further investigate the matter.

ALTERNATIVES:

1. Adopt a resolution requesting that the City of Savannah investigate the condition of the railroad tracks between 52nd Street and the CSX Southover Classification Yard as described in a letter from Mr. H. Vinton Waite, Sr., and take further action as appropriate

2. Do not adopt a resolution requesting that the City of Savannah investigate the condition of the railroad tracks between 52nd Street and the CSX Southover Classification Yard as described in a letter from Mr. H. Vinton Waite, Sr., and take further action as appropriate.

RECOMMENDATION:

Alternative 1

RESOLUTION**RAILROAD TRACK BETWEEN 52nd STREET AND CSX SOUTHOVER
CLASSIFICATION YARD**

WHEREAS, on April 27, 2006, the County Manager received a letter from a citizen, Mr. H. Vinton Waite, Sr., about the condition of railroad tracks between 52nd Street and the CSX Southover Classification Yard; and

WHEREAS, on April 27, 2006, the County Manager forwarded Mr. Waite's letter to CSX with the request for a response; and

WHEREAS, on May 1, 2006, CSX notified the County Manager that the railroad tracks are owned and maintained by Raillink and the local contact is Paul Young;
and

WHEREAS, on May 1, 2006, the County Manager forwarded Mr. Waite's letter to Paul Young with the request for a response; and

WHEREAS, on May 24, 2006, the County Manager wrote another letter to Paul Young with the request for a response; and

WHEREAS, Paul Young did not respond to the County Manager's letters and the County Manager requested assistance from the County Attorney's Office in determining any legal steps to be taken regarding the railroad tracks; and

WHEREAS, pursuant to advice of the County Attorney's Office, County staff further reviewed Mr. Waite's letter and the location of the railroad tracks as described in the letter; and

WHEREAS, County staff determined that the railroad tracks described in Mr. Waite's letter are located within the City of Savannah and not in unincorporated Chatham County; and

WHEREAS, the County is concerned about the condition of the railroad tracks as described in Mr. Waite's letter and the lack of response to the County Manager by Paul Young.

NOW THEREFORE, BE IT ORDAINED, that the Board of Commissioners of Chatham County, Georgia, as the governing authority of Chatham County, does hereby request that the City of Savannah review the letter from Mr. H. Vinton Waite, Sr., investigate the condition of the railroad tracks between 52nd Street and the CSX Southover Classification Yard as described in Mr. Waite's letter, and take further action as appropriate.

Adopted this _____ day of August, 2006.

BY: _____
Pete Liakakis, Chairman
Board of Commissioners

ATTEST: _____
Sybil E. Tillman, Clerk
SEAL

=====

15. REQUEST BOARD APPROVAL OF A POLICY TO CHARGE A "PER GALLON" FEE ON FUEL PROVIDED BY CHATHAM COUNTY TO COVER

THE OPERATIONAL COSTS OF DELIVERING THE FUEL TO OUR CUSTOMERS.**ACTION OF THE BOARD:**

Commissioner Stone moved to approve a policy to charge a “per gallon” fee on fuel provided by Chatham County to cover the operational costs of delivering the fuel to our customers. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-15**AGENDA DATE: August 11, 2006****TO:** BOARD OF COMMISSIONERS**THRU:** R.E. ABOLT, COUNTY MANAGER**FROM:** MICHAEL A. KAIGLER, DIRECTOR, HUMAN RESOURCES & SERVICES**SUBJECT: REQUEST APPROVAL TO APPLY A SURCHARGE TO THE COUNTY FUEL TO OFFSET INTERNAL DELIVERY COSTS**

ISSUE: Request Board approval of a policy to charge a “per gallon” fee on fuel provided by Chatham County, to cover the operational costs of delivering the fuel to our customers.

BACKGROUND: Operating the County’s unleaded and diesel delivery system requires annual funding to maintain the pumps, underground tanks and associated monitoring and management systems. Charging a per gallon fee to the users, that equals these costs, is a convenient and appropriate way to accomplish this.

FACTS AND FINDINGS:

1. Beginning in the new budget year, 7/1/2006, a new cost center was created to separate the costs of maintaining the County’s fuel delivery systems from the Fleet Operations budget. The purpose of this action is to make the actual costs of fuel more easily definable.

2. As with any expenditure budget, it must be funded. The Fleet Manager requests that this be accomplished by adding a minor surcharge to each gallon of fuel issued. In doing so, the operational costs are borne by those who use the fuel.

The actual amount charged is proposed to equal the normal operational costs incurred each year, and may go up or down during the year depending on need.

3. It is proposed that the initial surcharge be a penny per gallon. The County distributes more than 600,000 gallons of fuel through the system, annually. The penny surcharge would generate about \$6,000, which is anticipated to be sufficient. Subsequent surcharge adjustments could only be approved by the Finance Director.

4. In FY2006 the County customers paid an average of about \$2.05 per gallon for the fuel itself. Furthermore, the per gallon cost varied by about 50 cents per gallon during the year. At a penny per gallon, the proposed surcharge would be less than one half of one percent of the fuel cost and virtually invisible in the fluctuating market.

FUNDING: The cost of adopting this request would be borne by the departments and agencies that use County fuel.

ALTERNATIVES:

1. Board approval of the surcharge process, beginning at a penny per gallon, but to float administratively to cover normal fuel system costs.

2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve policy changes where they are deemed reasonable and appropriate.

RECOMMENDATION: Staff recommends approval of Alternative 1.

=====

16. REQUEST FOR NEW SUNDAY SALES, BEER AND WINE POURING LICENSE FOR 2006. PETITIONER: JAMES WILLIAM SOLEO, D/B/A FUDDRUCKERS RESTAURANT, LOCATED AT 5710 OGEECHEE ROAD. [DISTRICT 7.]

ACTION OF THE BOARD:

Commissioner Stone moved to approve the petition of James William Soleo, d/b/a Fruddruckers Restaurant, located at 5710 Ogeechee Road, for new Sunday sales and beer and wine pouring license for 2006. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-16

AGENDA DATE: August 11, 2006

TO: BOARD OF COMMISSIONERS

THRU: R. E. ABOLT, COUNTY MANAGER

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

ISSUE

Request for new Sunday sales, beer and wine pouring license for 2006, James William Soleo d/b/a Fuddruckers Restaurant, located at 5710 Ogeechee Road.

BACKGROUND

Mr. Soleo requests approval for new Sunday sales, beer and wine pouring license in connection with a new restaurant. 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 commercial kitchen requirements and approved the facility.
3. This application is in compliance with all requirements.
4. The applicant has been notified of the hearing date and time.

RECOMMENDATION

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

District 7

=====

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

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
A. Terminate an annual contract to provide attendant services and approve Change Order No. 1 to an existing contract for attendant services to increase the scope of work to include the Sharon Park Recycle/ Drop-off Center	Solid Waste	<ul style="list-style-type: none"> •Terminate: Molam International, Inc. •Change Order: Mr. Jack Douglas 	\$28,800	Solid Waste
B. Amendment to the nonexclusive revenue generating lease with Powertel, Inc. of Savannah, for the lease of space on the roof of the Judicial Courthouse for a cellular communications antenna, to acknowledge a name change due to corporate restructuring and to transfer the name on the Lease to T-Mobile South, LLC.	Facilities Maintenance and Operations	T-Mobile South LLC	N/A	Revenue Producing
C. One (1) used 1979 twin engine Piper Navajo Chieftan airplane	Mosquito Control	Parker Aircraft Sales, Inc.	\$345,000	<ul style="list-style-type: none"> •General Fund/M&O - Contingency (pending Board approval) - \$245,000 •CIP - Mosquito Control \$100,000

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
D. Annual maintenance agreement for maintenance for telephone communications	ICS	Integrated Network Solutions	\$76,992	General Fund/M&O - Communications
E. Confirmation emergency purchase of two (2) 386 ton chillers and emergency purchase for the installation of one (1) chiller	Detention Center	•Trane •Boaen Mechanical Contractors	•\$194,966 •\$65,000	CIP - Detention Center
F. Final disposition of a 1990 Chevrolet Blazer	Sheriff	N/A	N/A	N/A
G. Mowing contract for the drainage canals and landfills	Public Works	Myers and Son	\$166,180	•SSD - Public Works - \$153,880 •Solid Waste - \$12,300
H. Professional engineering services contract to design the replacement of two (2) timber bridges on Old Highway 204	SPLOST	Thomas & Hutton Engineering	\$25,000	SPLOST (2003-2008) - Unincorporated Roads - Old Highway 204 Bridges
I. Three (3) year lease agreement for the Savannah- Chatham Drug Court	Superior Court Administrator	Realty Executive South Savannah	\$97,200	General Fund/M&O - Superior Court Administrator
J. Annual contract with automatic renewals for four (4) additional one year terms to provide Cost Allocation Planning Services	Finance	Services Policies Management Group, LTD	\$50,000	•General Fund/M&O - Audit Contract •SSD - Audit Contract

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
K. Amendment to the non-exclusive revenue generating lease with Triton PCS Company of Charleston, SC, for lease of space on the roof of the Judicial Courthouse for a cellular communications antenna, to acknowledge a corporate name change to transfer the name on the Lease to SunCom Wireless Property Company, LLC.	Facilities Maintenance and Operations	SunCom Wireless	N/A	Revenue Producing
L. Amend (due to administrative error) the total contract amount to be \$140,425 for the engineering services contract with for Jordan, Jones & Goulding, Inc. (JJ&G) to design eight projects to pave dirt roads	SPLOST	Jordan, Jones and Goulding	\$18,017	SPLOST (2003-2008) - Catherine/ Adeline Streets
M. Change Order No. 1 to the contract for the Kings Way Canal Outfall project for additional services	SPLOST	Thomas and Hutton Engineering	\$13,400	SPLOST (1998-2003) - Drainage, Kings Way Canal Drainage Improvements
N. Contract for a lighting management system for the Old Courthouse	Facilities Maintenance and Operations	Anchor Electrical Contractors, Inc.	\$33,750	CIP - Facilities Maintenance and Operations

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
O. Contract for the construction of a concession and restroom facility at Runaway Point Park	SPLOST	Vision Management (WBE)	\$148,500	SPLOST (2003-2008) - Runaway Point Park
P. Purchase "as needed" delivery of construction equipment with operators for small tasks at various road and drainage projects	SPLOST	T. Clearing	Not to Exceed \$100,000	•SPLOST (1998-2003) - Various road and drainage projects •SPLOST (2003-2008) - Various road and drainage projects
Q. Purchase of seven (7) undercover vehicles	C.N.T.	•Fairway Lincoln Mercury •J.C. Lewis Ford	•\$68,790 •\$32,800	CIP - Fleet Replacements
R. Lease for two (2) one year terms for temporary housing for inmates	Detention Center	DeBoer/ Vinings	•\$881,621 for 1 st year •\$763,215 for 2 nd year •\$492,750 for the 3 rd year (if necessary)	First year funding will be charged to Sheriff's Department Operating budget (pending Board approval of M&O Contingency transfer)

ACTION OF THE BOARD:

Commissioner Stone moved to approve Items 17-A through 17-R , both inclusive. Commissioner Thomas seconded the motion and it carried unanimously.

=====

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.

1. ADOPTION OF AN UPDATED CHATHAM COUNTY REVENUE ORDINANCE.

ACTION OF THE BOARD:

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

=====

XII. SECOND READINGS

1. REQUEST BOARD ADOPT A CRIMINAL JUSTICE INFORMATION SYSTEM ORDINANCE.

Chairman Liakakis asked, do you want to come forth? We have our Clerk of Superior Court, Dan Massey, who will give us an explanation on this.

Commissioner Stone said, I make a motion to approve this now if that is —. Commissioner Gellatly said, I'd be glad to second it. Commissioner Stone said, I make the motion. Commissioner Kicklighter asked, this is what we heard about at the last meeting? Chairman Liakakis said, yeah, and a second. Commissioner Gellatly said, second's right here.

Chairman Liakakis asked, any explanation — anybody on the County Commission because Dan Massey did a good job. In the past we have received more information. Do we need anything else?

Commissioner Stone said, well, I would just like to sing his praises. Commissioner Odell asked, where would you like to do that? Commissioner Stone said, I won't dance, but I'll sing. Do you want me to stand up and give a [inaudible] here. I don't want to steal your thunder, but I read this very carefully in following some of the problems on the crime that's been here in the last six months, and you are making the step that will tie this all together. And it's wonderful news. The question that I asked you this morning, this will be the Phoenix system that will tie in with the jail. Is that correct? Mr. Massey said, actually, the Phoenix system and the JIMS system, which is the

case management system at the Courthouse, are two identical systems housed at different locations. There is — they use one another to back each other up but they don't necessarily communicate with one another seamlessly. So what we hope to do is to correct some of those issues. This ordinance is very important in my mind though, and when I started looking at this problem, I knew that we could approach it in two or three different ways. One of them would be through interdepartment agreements or an intergovernmental agreement between the County and the City because there's City staff involved in this also. But in considering how we wanted to go forward, I thought that it was very, very important to do it by ordinance, which would force people to remain at the table. As personnel changes, interests may wane in what we're trying to do here, and I didn't want that to occur. So if we're looking for a lasting solution and resolution to this problem I thought that the ordinance would probably be the best vehicle to use to get there.

Chairman Liakakis said, okay. We have a motion on the floor and a second. Anything else, Helen [Stone]?

Commissioner Stone said, no, I mean, I just — in talking to the different department over the last six months that was the main concern that maybe the right hand didn't know what the left hand was doing. The other thing is it's going to answer the question that we asked a few months ago of who is in our jail and what — why are they in there, and I'm just so grateful that you're doing this and spearheading this, and I can't thank you enough. Mr. Massey said, thank you very much.

Chairman Liakakis said, yeah, because this will help the Sheriff's Department and the inmate portion of it, too, with Colonel Holmes and with the Sheriff, you know, getting all that out, and as we have heard from other Commissioners, Commissioner Gellatly and Commissioner Odell, you know, concerning this. So thank you very much for this request for this ordinance. Let's go on the board. The motion carried unanimously.

ACTION OF THE BOARD:

Commissioner Stone moved to adopt a Criminal Justice Information System Ordinance. Commissioner Gellatly seconded the motion and it carried unanimously.

AGENDA ITEM: XII-1

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: R. Jonathan Hart, County Attorney
Dan W. Massey, Clerk of Superior Court

ISSUE:

Request Board adopt a Criminal Justice Information System Ordinance.

BACKGROUND:

The Commission has been requested by the Chief Judge of Superior Court to adopt an ordinance to create the Criminal Justice Information System Coordinating Committee to administer the Criminal Justice Information System. The current information system requires duplicate effort of various departments for inputting information on criminal cases. This system is not efficient and is subject to inaccurate information.

The intent of the Criminal Justice Information System Ordinance is to empower the Criminal Justice Information System Coordinating Committee to oversee the Criminal Justice Information System through the development and implementation of case management software to promote the accessibility of current and accurate information on criminal cases.

The Ordinance explicitly states that in the adoption of the Ordinance, there is no intent for the Commission to exercise any powers beyond those conferred by law nor to direct the method or manner of the operation of the Sheriff's Department, the Courts, the District Attorney's Office, the Public Defender's Office, the Police Department and ICS.

A memorandum of understanding will be entered into by Chatham County, Georgia ("County") and the members of the Criminal Justice Information Board over whom the County does not exercise supervision and control in order to further clarify the parties' desire to have this Ordinance adopted and to abide by its terms.

The Ordinance establishes a committee known as the "Criminal Justice Information System Coordinating Committee" ("Committee") to promote the development of the Criminal Justice Information System. The Committee will consist of a Board known as the "Criminal Justice Information Board"; a group to be known as the "Business Group"; and a group to be known as the "Technical Group."

The Criminal Justice Information Board will be responsible for setting the policy and direction for the development of the Criminal Justice Information System. The Business Group will be responsible for defining and analyzing business problems, adjusting business practices, developing solutions and implementing the policies of

the Criminal Justice Information Board. The Technical Group will be responsible for the writing and implementation of new and/or updated software.

FACTS AND FINDINGS:

1. The Commission has been requested by the Chief Judge of Superior Court to adopt an ordinance to create the Criminal Justice Information System Coordinating Committee to administer the Criminal Justice Information System.

2. The intent of the Criminal Justice Information System Ordinance is to empower the Criminal Justice Information System Coordinating Committee to oversee the Criminal Information System through the development and implementation of case management software to promote the accessibility of current and accurate information on criminal cases.

3. The Criminal Justice Information Board will be exclusively responsible for making the recommendation to the Commission for the budget requirements for the operation of the Criminal Justice Information System.

FUNDING:

No funding is being requested at this time. The funding of the computer system and any updates, upgrades and/or development costs will be included in the ICS Departmental budget in accordance with the current practice.

POLICY ANALYSIS:

Adopting the Criminal Justice Information System Ordinance will promote the accessibility of current and accurate information on criminal cases which is critical in the reduction of crime.

ALTERNATIVES:

1. Adopt a Criminal Justice Information System Ordinance.
2. Do not adopt a Criminal Justice Information System Ordinance.

RECOMMENDATION:

Alternative 1

STATE OF GEORGIA)
)
COUNTY OF CHATHAM)

CRIMINAL JUSTICE INFORMATION SYSTEM ORDINANCE

AN AMENDMENT TO CHAPTER 2, GENERAL PROVISIONS, OF THE CODE OF CHATHAM COUNTY TO ADD ARTICLE III, "CRIMINAL JUSTICE INFORMATION SYSTEM ORDINANCE"

WHEREAS, there is a county-wide concern with the reduction of crime in this community; and

WHEREAS, the Chatham County Board of Commissioners ("Commission") provides funding for the operation of the Sheriff's Department, the Courts, the District Attorney's Office, the Public Defender's Office, the Savannah-Chatham County Metropolitan Police Department ("Police Department") and the Information & Communication Services Department ("ICS"); and

WHEREAS, the efficient operation of the Sheriff's Department, the Courts, the District Attorney's Office, the Public Defender's Office, and the Police Department is critical in the reduction of crime; and

WHEREAS, the accessibility of current and accurate information on criminal cases through the development and implementation of case management software is vital to the efficient operation of the Sheriff's Department, the Courts, the District Attorney's Office, the Public Defender's Office, and the Police Department; and

WHEREAS, the Commission has been requested by the Chief Judge of Superior Court to adopt an ordinance to create the Criminal Justice Information System Coordinating Committee to administer the Criminal Justice Information System; and

WHEREAS, the intent of the Criminal Justice Information System Ordinance is to empower the Criminal Justice Information System Coordinating Committee to oversee the Criminal Information System through the development and implementation of case management software to promote the accessibility of current and accurate information on criminal cases; and

WHEREAS, the Commission is committed to taking positive steps to reducing crime county-wide; and

WHEREAS, the Commission in adopting the Criminal Justice Information System Ordinance does not intend to exercise any powers beyond those conferred by law nor to direct the method or manner of the operation of the Sheriff's Department, the Courts, the District Attorney's Office, the Public Defender's Office, the Police Department and ICS.

NOW, THEREFORE, BE IT RESOLVED by the Chatham County Board of Commissioners that Chapter 2 of the Code of Chatham County be amended to enact Article III, "Criminal Justice Information System Ordinance," to repeal all ordinances in conflict therewith and for other purposes:

§ 2-301. Title. This ordinance shall be entitled "The Criminal Justice Information System Ordinance."

§ 2-302. Definition of Criminal Justice Information System.

"Criminal Justice Information System" is defined as all of those work flow processes, software, hardware, filing systems, and storage systems that combined are used for the administration, management and reporting of criminal cases from the time of arrest through the life cycle as defined by retention schedules adopted by the State of Georgia and its applicable subdivisions and those systems used for filing, tracking, managing and reporting of civil, domestic and child support cases from filing through the case life cycle as defined by retention schedules adopted by the State of Georgia and its applicable subdivisions.

§ 2-303. Creation of Criminal Justice Information System Coordinating Committee.

1. A committee known as the "Criminal Justice Information System Coordinating Committee" ("Committee") is hereby established to promote the development of the Criminal Justice Information System.
2. The Committee shall consist of a Board known as the "Criminal Justice Information Board"; a group to be known as the "Business Group"; and a group to be known as the "Technical Group."

§ 2-304. Members of Criminal Justice Information Board.

1. The Criminal Justice Information Board shall consist of the following persons:
 - a. Chief Judge of Superior Court;
 - b. Chief Judge of State Court;

- c. Chief Judge of Magistrate Court;
 - d. Chief Judge of Recorder's Court;
 - e. Chief Judge of Probate Court;
 - f. District Attorney;
 - g. Public Defender;
 - h. Clerk of Superior Court;
 - l. Clerk of State Court;
 - j. Sheriff;
 - k. One County Commissioner who shall consent to being appointed by the Commission to the Committee;
 - l. Chief of Police Department;
 - m. Director of ICS;
 - n. Court Administrator Superior Court.
2. A judicial member of the Criminal Justice Information Board may designate another judge from the same court to represent him or her as a Board member, provided such designation is made in writing and presented to the Criminal Justice Information Board at the beginning of each calendar year.
 3. The designee of the Sheriff and Police Department shall hold the rank of Major or higher.
 4. Within 30 days of the date of adoption of this Ordinance, the Criminal Justice Information Board shall meet and select a Chairman, Vice-Chairman and Secretary who shall serve for a period of one year.

§ 2-305. Responsibilities of Criminal Justice Information Board.

The Criminal Justice Information Board shall be responsible for setting the policy and direction for the development of the Criminal Justice Information System. It shall be responsible for the vision and strategic direction for the Criminal Justice Information System. It shall also be responsible for appointing members of the Business Group and Technical Group of the Committee as set forth in this Ordinance. It shall have other duties and responsibilities as set forth in this Ordinance.

§ 2-306. Business Group.

1. The Criminal Justice Information Board shall appoint the members of the Business Group. The persons appointed may be clerks of other courts, Jail personnel, Lieutenants or Captains of the Police Department, ICS personnel,

City of Savannah computer services personnel, and any other persons deemed appropriate by the Criminal Justice Information Board.

2. The Business Group shall be responsible for defining and analyzing business problems, adjusting business practices, developing solutions and implementing the policies of the Criminal Justice Information Board. It shall assist the Technical Group to design changes to the Criminal Justice Information System and manage justice system priorities within the structure defined by the Criminal Justice Information Board. The Business Group shall also be responsible for signing off on all technology products as completed, developing plans and budgets, and issuing papers and other materials to assist the Criminal Justice Information Board in setting policy.

§ 2-307. Technical Group.

1. The Criminal Justice Information Board shall appoint the members of the Technical Group. The persons appointed may be information technology or computer services personnel and any other persons deemed appropriate by the Criminal Justice Information Board.
2. The Technical Group shall be responsible for the writing and implementation of new and/or updated software. This group will consist almost exclusively of programmers, network specialist and those persons specifically trained in computer applications and record storage and preservation systems.

§ 2-309. Meetings.

The Committee shall meet at least one time each quarter of the calendar year as determined by the Criminal Justice Information Board. The Criminal Justice Information Board may call other meetings as it deems appropriate. The Georgia Open Meetings Act and Georgia Open Records Act and all other applicable laws and regulations shall be followed.

§ 2-310. Modifications to Criminal Justice Information System.

No substantive changes, modifications or implementations to the Criminal Justice Information System shall be made unless the Criminal Justice Information Board provides written approval in advance.

§ 2-311. Budget and Funding.

1. The Criminal Justice Information Board shall be exclusively responsible for making the recommendation to the Commission for the budget requirements for the operation of the Criminal Justice Information System.
2. The Criminal Justice Information Board shall submit a proposed budget to the Commission to cover such expenses which may be necessary for the Criminal Justice Information Board to carry out its duties under this Ordinance.
3. County departments may purchase any hardware, and any sole use, specific software, out of their respective budgets in accordance with ICS policy so long as it is not inconsistent with the policies of the Criminal Justice Information Board.

§ 2-312. Memorandum of Understanding.

A memorandum of understanding evidencing the parties' intent to abide by the terms of this Ordinance shall be entered into by Chatham County, Georgia ("County") and the members of the Criminal Justice Information Board over whom the County does not exercise supervision and control.

§ 2-313. Severability.

Should any section, provision, or clause of any part of this Ordinance be declared invalid or unconstitutional, or if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances be declared invalid or unconstitutional, such invalidity shall not be construed to affect portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent of the County that this Ordinance would have been adopted had any such invalid portion not been included herein.

§ 2-314. Effective Date.

This ordinance will become effective upon adoption. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

ADOPTED AND APPROVED, this _____ day of _____, 2006.

Pete Liakakis, Chairman
Chatham County Commission

Sybil Tillman, Clerk
Chatham County Commission
[SEAL]

=====

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: August 11, 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>
Annual service contract on the industrial dishwasher	Detention Center	Hobart Corporation	\$3,076	General Fund/M&O - Detention Center

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
Clear vegetation around areas to be harvested for timber and converted to wetlands at County wetlands mitigation bank	SPLOST	T Clearing	\$9,100	SPLOST (1998-2003) - Hardin Canal
Stake out new right of ways and easements required for construction and maintenance of Romney/ Parkersburg Drainage Improvements	SPLOST	Collins Engineers, Inc.	\$5,475	SPLOST (1998-2003) - Romney/ Parkersburg Drainage
Replace sheared anchor bolt in concrete to the westbound bridge at Causton Bluff	Bridges	H.C. Enterprises, Inc.	\$4,850	General Fund/M&O - Bridges
Various repair parts to replace worn parts on tractor mowers	Public Works and Park Services	Atlantic Coastal Equipment	\$6,070	SSD - Public Works
Various first aid and safety equipment	Public Works and Park Services	Best Way, Inc.	\$2,920	SSD - Public Works
Various repair parts to replace worn parts for chain saws and pole saws	Public Works and Park Services	Andy's Lawn Machinery, Inc.	\$2,669	SSD - Public Works
200 tons crush and run stone for various road repairs	Public Works and Park Services	Martin Marietta Aggregates	\$2,900	SSD - Public Works
Provide supplemental road grading - two (2) rounds per month for three (3) months	Public Works and Park Services	Savannah Smooth Roads, LLC	\$2,832	SSD - Public Works
Paint and bodywork to wrecked Detention Center vehicle	Fleet Operations	Scott's Auto Body and Refinishing	\$3,576	General Fund/M&O - Fleet Operations

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
26 tons bulk sand	Mosquito Control	Standard Sand & Silica Co., Inc.	\$3,072	General Fund/M&O - Mosquito Control
Miscellaneous network infrastructure	ICS	Entre Solutions (MBE)	\$3,850	General Fund/M&O - ICS
Engineering report preparation and fieldwork for Aquatic Center	Aquatic Center	ESC Southeast, LLC	\$8,425	2005 DSA Bonds - Aquatic Roof
17 office chairs	Facilities Maintenance and Operations	The Hon Company	\$8,243	General Fund/M&O - Facilities Maintenance and Operations
Lining, striping and painting of 21 Chatham County parking locations to conform to ADA parking area guidelines	Facilities Maintenance and Operations	A.C.R. Construction and Logistic	\$9,810	General Fund/M&O - ADA Compliance
Various herbicides for the various park locations	Parks and Recreation	Lesco, Inc.	\$6,017	General Fund/M&O - Parks and Recreation
380-5gl pails of field marking paint	Parks and Recreation	Plantation Lumber and Hardware	\$9,500	General Fund/M&O - Parks and Recreation
Various herbicides and weed control	Parks and Recreation	Mantek	\$4,102	General Fund/M&O - Parks and Recreation
Furnish all labor, materials, tools, equipment and transportation necessary to complete asbestos removal	Gateway	Abeska Environmental	\$8,500	CIP - Gateway
Environmental consulting services for the Skidaway Narrows emergency access project	Engineers	Sligh Environmental Consultants	\$9,000	CIP - Engineering

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
Four (4) analog switch cards	CEMA	Integrated Network Solutions (Sole Source)	\$4,000	CIP - CEMA
One (1) laptop computer	CEMA	Dell Marketing (State Contract)	\$2,867	CIP - CEMA
Emergency floating crane service to remove a truck from the collapsed dock and transport via barge for disposal	Land Bank Authority	Myrick Marine Construction	\$3,600	Land Bank Authority
An updated appraisal of 17.22 acre on the Tidegate property and 72.424 acre of Savannah Harbor located on Hutchinson Island	Land Bank Authority	Crisler and Associates, Inc.	\$5,000	Land Bank Authority
Purchase and install drywall for the new CNT location	CNT	Russell Thomas	\$5,270	Confiscated Funds - CNT
Various communication supplies for the new CNT location	CNT	Anixter, Inc.	\$4,080	Confiscated Funds - CNT
Various building materials and supplies for the new CNT location	CNT	McCarthy, Inc.	\$5,531	Confiscated Funds - CNT
Various clerical tests	Human Resources	NCS Pearson, Inc. (Sole Source)	\$5,304	General Fund/M&O - Human Resources
Various operational grinding supply parts for the grinder	Water and Sewer	Don Burgess, LLC	\$3,630	Water and Sewer Restricted Expense

=====

3. ROADS AND DRAINAGE REPORTS.

Status reports were attached as information.

AGENDA ITEM: XIII-3 Roads

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

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

BACKGROUND: The schedules for construction are dictated by GDOT allocations of funds among the Congressional districts and the balancing of funds in the Chatham Urban Transportation Study (CUTS) Transportation Improvement Program (TIP). The current Long Range Transportation Plan (LRTP) was approved by the CUTS Policy Committee on June 22, 2005. The new TIP was approved on June 28, 2006. Key milestone events are summarized in the attached table.

FACTS AND FINDING:

1. Truman Parkway, Phase 5. Right of way (ROW) plans were approved on June 30, 2005. The acquisition process has started and will take until mid-2007 to complete (26 parcels acquired by early acquisition; 65 parcels to acquire). Design is underway.
2. US 17, Ogeechee River to SR 204: The GDOT awarded a new contract to complete the project. Work is underway. The completion date has been established for March 2007.
3. Middleground Road/Montgomery Cross Road Widening. Construction by APAC has now resumed. The GDOT approved a change order with APAC to continue work, setting a new completion date of May 31, 2008.
4. Stephenson Avenue. Substantially complete as of April 1, 2005. Liquidated damages totaling \$54,450 were assessed from December 1, 2004 to March 31, 2005. GDOT, County, City of Savannah and APAC performed the joint final inspection on June 14, 2005. A punch list was compiled (129 items) and given to APAC on June 21, 2005. Some punch list items remain to be corrected. A water valve manhole under the pavement at Forest Park Drive and Stephenson Avenue

needs to be raised. A fence adjacent to the West Side Rental Company needed to be re-erected. After APAC failed to respond to many request from the County and GDOT to re-erect the fence, staff obtained prices from several fence contractors and had the fence constructed. APAC was notified by letter that the City of Savannah wanted to make a final inspection on the storm water system when their subcontractor (Dixie Excavating) says all corrective work is complete. Due to the lack of response from APAC, staff coordinated with the City of Savannah to do a final inspection on the new storm water system on August 3, 2006. When the inspection started, it was found that the heavy grate inlets would require a front end loader to lift them and traffic control would also be required. The inspection was suspended and will be rescheduled. All sanitary sewer work has been accepted by the City of Savannah. APAC is now handling project close-out through their attorneys.

5. Whitfield Avenue Widening. The FHWA approved the EA on February 13, 2004. Preliminary design was completed in June, 2004. Staff was advised in January, 2005, however, that the widening of the median for landscaping and the proposed reduction in speed limit would require amending the previously approved Concept Report and Environmental Assessment. The wider median with landscaping causes four additional residential displacements and increases GDOT's ROW acquisition costs. The revised Concept Report was submitted to GDOT on July 6, 2005. A Public Information Open House (PIOH) was held on February 28, 2006. The comment period for the PIOH ended March 14, 2006. As a result of a meeting with the GDOT Project Manager on May 2, 2006, the GDOT provided (by email) written guidance as to an acceptable minimum landscaped median width (not less than 40 feet) and a design speed (45 mph). The consultant received additional comments from GDOT on July 19, 2006, and has not yet completed a formal response.

6. Diamond Causeway Widening. The Draft EA was approved by the FHWA on February 25, 2005, for advancement to public hearing. A PIOH was held on June 9. Because of issues regarding the impact of changed design criteria (width of median and design speed of high span bridge) on approval of the EA, the GDOT has taken over design and management of the project. In the meantime, the County offered to do the improvements on Skidaway Island by County Contract or permit. The design for the portion on the Island is complete, and was submitted to GDOT for review in January. Review comments from GDOT were received June 16, 2006.

7. Bay Street Widening from I-516 to Bay Street Viaduct. The Concept Report was approved by the GDOT on February 9, 2005. The Draft EA was sent to the FWHA on February 1, 2006. FHWA comments were transmitted March 28, 2006. The

County's consultant has addressed the FHWA comments and returned to GDOT on July 7, 2006. When the Draft EA is signed, a public hearing can be scheduled.

8. Jimmy DeLoach Parkway, Phase 2 (I-16 to US 80). The FHWA approved the Final EA on March 3, 2006. A proposal from the County's consultant to complete the design has been submitted and is under review.

9. White Bluff/Coffee Bluff Road. A PIOH was held on August 12, 2004. The Need and Purpose Statement was revised to essentially create a 3-lane section from Willow Road to Cedar Grove (near entrance to Country Day School) and improve the two lanes (i.e. widen pavement to 12 feet wide travel lanes) from Cedar Grove to Rose Dhu Road. It was submitted to GDOT January 19, 2006. The project will include either sidewalks on both sides or a multi-purpose trail on one side. GDOT has transferred management of the project from Atlanta to the Jesup District Office. The revised need and purpose is being reviewed by GDOT.

10. Eisenhower Widening from Abercorn to Truman Parkway. The Concept Report was approved by GDOT on June 22, 2004, but was not received by the County until November 15, 2004. Because of the high estimated ROW costs (over \$22 million -- local cost), the City of Savannah, County and consultant proposed reductions in the project. The proposal was sent to GDOT October 28, 2005. This project has also been transferred to the Jesup District office to manage. Status of the last proposal is not resolved.

11. Abercorn Widening from Largo Drive to Rio Road. The project is on hold. A letter has been sent to the consultant indicating the County intends to cancel this contract because GDOT has included the concept development and environmental permitting in their Abercorn project from U.S. 17 to Truman Parkway.

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

13. Islands Expressway Bridge Replacement. LPA Group (consultant) is under contract with County to develop the Concept Report. A PIOH was held on May 26,

2005, presenting three alternatives to construct high span bridges. Written responses to the comments are complete. The last utility estimate was received and the consultant is in the process of completing the concept report.

14. US 80/SR26

a. Lynes Parkway to Victory Drive. GDOT is preparing the EA. The GDOT schedule shows a PIOH in 2006 and award of a construction contract in 2008.

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

15. Abercorn Intersection Improvements (DeRenne Avenue, Mall Boulevard, Apache Drive, Tibet Avenue). The County has certified the right-of-way to GDOT for DeRenne, Apache and Mall Boulevard. Tibet is still on hold pending resolution of right-of-way issues with the City of Savannah.

16. Local Roads

a. Fountain Road. Board approved the construction contract on June 12, 2006. NTP was issued July 24, 2006. Completion is expected by January 30, 2007.

b. Mobley Street, Yucca Place, Perkins Place. GDOT executed the County Contract on March 1, 2006. The Board approved award of the construction contract on April 7, 2006. Work is in progress. Scheduled completion date is October 22, 2006.

c. Bond Avenue, Heather Street, Betran Avenue, Shore Road. GDOT executed the County Contract and issued NTP on August 19, 2005. Right-of-way issues on all the roads required changes to the construction plans, thereby delaying the bid process. Complications in the ROW negotiations on Bond and Betran Avenues are taking much longer than originally believed. As a result, GDOT agreed to a staff request to bid Heather Street and Shore Road separately for construction. The Board authorized the award of the construction contract for Heather and Shore on April 7, 2006. Chatham County received signed bonds for Shore Ave. and Heather Street on June 16, 2006. The NTP was issued on June 21, 2006. Scheduled completion is December 28, 2006.

d. Dulany Road, Cramer Street, Palm Drive and Old Pine Barren Road. Requests for County Contracts with GDOT on Old Pine Barren and Dulany were approved by the Board approval on October 21, 2005. ROW and construction plans for Dulany and Old Pine Barren should be ready in August. The consultant (McGee Partners) met with staff on February 21-23 to discuss plan development on Cramer

Street, Palm Drive and other projects. During this visit a second field trip to Cramer Street was made to listen to property owner concerns. The Department of Engineering received a petition from property owners in the neighborhood requesting that any design for paving take into consideration the historic sensitivity of the area and trees that may incur root damage as a result of construction activity. The petitioners had an arborist assess the trees and placed a monetary value to them (\$293,000) and seek a 10 year monitoring period.

e. Stone Street. The property owners on this street originally did not want the street paved and submitted a petition to not pave the street. After several meetings, they changed their minds and submitted another petition with 20 of 22 property owners requesting that the street be paved. The Board authorized entering into a County Contract with GDOT on February 24, 2006. The request (GDOT Form 532) was sent to GDOT on March 1, 2006. Final construction plans will be ready in August, 2006. Right-of-way acquisition is needed on 2 parcels.

RECOMMENDATION: For information.

Districts: All

SUMMARY OF ROAD PROJECT STATUS

August 2006

PROJECT	ELEMENT	MILESTONE FOR COMPLETION	AGENCY RESPONSIBLE	NOTES
Truman Parkway, Ph 5	Environmental ROW Final Design Construction	Complete Aug 2007 Feb 2007	County County/GDOT County/GDOT GDOT	EIS approved 8/12/99 Acquisition underway. CST FY 2009
US 17: Ogeechee Riv/SR204	Construction	March 2007	GDOT	Bonding company now responsible
Middleground/Montgomery Cross Road Widening	Construction	May 2008	GDOT	Change order with APAC signed May 31, 2006.
Jimmy DeLoach Pkwy, Ph 2	Environmental ROW Design Construction	Mar 2006	County County County GDOT	Final EA approved by FHWA. CST LR

Whitfield Avenue Widening	Environmental Design ROW Construction	Feb 2004	County County County/GDOT GDOT	EA/FONSI approved. Preliminary plans on hold. ROW funded FY2006/07 CST FY 2008
Diamond Causeway Widening and two bridges	Environmental Design ROW Construction	Unknown	GDOT GDOT GDOT GDOT	Draft EA signed Feb 05. ROW FY 2007 CST. FY 2010
Skidaway Road Widening	Environmental Design ROW Construction	Complete	County County County GDOT	Final EA signed 12-30-04 Change order or new contract needed for design to continue. CST. FY 2010
Bay Street from I-516 to Viaduct	Environmental ROW Final Design Construction	Mar 2007	County County County GDOT	Draft EA pending approval by FHWA. R/W (Local) FY 2008 CST LR
US 80 Widening - Bull River to Lazaretto Ck - I-516 to Victory Drive	Environmental Environmental	Unknown Unknown	GDOT GDOT	CST FY 2012 CST FY 2008
White Bluff/Coffee Bluff	Environmental	Unknown	County	CST FY 2010
Eisenhower (Abercorn to Truman Parkway)	Environmental		County	Concept Report approved June 22, 2004. CST FY 2010
NOTES: CST = FY in which the projects are programmed for construction in the CUTS 2007-2009 TIP.				

**AGENDA ITEM: XIII-3 Drainage
AGENDA DATE: August 11, 2006**

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

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

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

FACTS AND FINDING:

1. Pipemakers Canal

- a. Phase 1 (From the outfall at Savannah River to SR 21). Double channel size, replace bridges, replace tidegate, and provide maintenance access.
 - i. Construction work is complete and the new sluice gates function automatically. The contractor has been provided a list of items to complete under warranty. A final pay request from the contractor and a summary change order are outstanding.
 - ii. Equipment to monitor gage operation has been installed and is in operation.
- b. Phase 2 (From SR 21 to I-95). Double channel size and provide maintenance access.
 - i. The permit application documents have been submitted to the USACE for approval. The Consultant and staff are working to address preliminary comments.
 - ii. A contract to install an access road between Phase 1 and SR21. Work is approximately 95% complete.
- c. Kahn Mitigation Site. This site will provide the necessary wetland mitigation for the Pipemakers Canal Drainage Improvement project. Construction documents are being reviewed by the USACE.
- d. Bridge Removal and Sheet Pile Wall Modifications. A project to remove an existing bridge that restricts drainage from Pipemakers Canal into the Savannah River. Design work has been temporarily suspended while staff discusses options with the Georgia Ports Authority.

2. Hardin Canal

- a. Phase 1 (SR307 bridges). Widen channel and replace bridge crossings. The USACE has provided review comments on the permit application. The consultants and staff are working to address these comments which may include shifting the proposed alignment in order to avoid areas under the jurisdiction of the Coastal Resources Division of the Georgia Department of Natural Resources.

7. Wilmington Park Canal Phase 2 Widen channel and improve culvert crossings under Wilmington Island Road. The permit from USACE was received on July 5, 2002. Project is under design, incorporating changes to reduce cost while still attaining storm water goals. Surveying for alternative route is complete. Review of preliminary report and recommendations is underway.
8. Kings Way Canal Phase 2 Widen channel and enlarge culverts from Kings Way Court to the Truman Parkway. Design work and acquisition of easements are proceeding. Staff has reviewed preliminary acquisition drawings and returned same to the consultant for revisions.
9. Romney Place Drainage Phase 2 Improve storm drains and road crossings on Romney Place and along Parkersburg Road. Final design drawings are complete. Permitting has been completed. Acquisition of rights of way and easements is underway. The project will connect to the Skidaway Road Shoulder Improvement Project which will include improvements to the roadside ditch. Staff intends to delay construction of the Romney Place project until the preliminary design is completed for the Skidaway project in order to avoid conflicts.
10. Village Green Canal, Phase 2 A project to improve the outfall. Wetland delineation has been approved by the USACE. Staff is soliciting engineering proposals for design of Phase 2 improvements.
11. Port Industrial Park Increase the capacity of the crossing under State Route 307 and improve the channel downstream to Pipemakers Canal. Design of the project to improve the canal downstream from SR307 to Pipemakers Canal is complete. Staff is working with Garden City staff and the property owner to coordinate plans for future development with the needs of the drainage improvement project.
12. Louis Mills Canal Widen channel from Veterans Parkway downstream to outfall at Westlake Canal and improve crossing under Marshall Avenue. Design is complete. Acquisition of Easements and ROW is underway. The permit from the USACE has been obtained. Acquisition of easements is underway.
13. Redgate/Rahn Dairy A project to provide larger undercrossings at several roads, canal widening and provisions for maintenance access. This project will reduce storm water flows in the Louis Mills system as well as improve the

- drainage in the Rahn Dairy canal. Preliminary design is complete and the permit from the USACE has been obtained. Acquisition of easements is underway.
14. Diggs Avenue Drainage (part of Louis Mills) This drainage improvement project involves improving drainage at the east end of Diggs Avenue. Notice to proceed with construction was issued to the contractor on June 9, 2006.
 15. Ogeechee Farms Phase 2 Improve road crossings at various locations. The permit from the USACE has been received. Mitigation requirements have been met. A fee proposal from the Consultant for design of drainage improvements in additional areas identified by Public Works has been requested.
 16. Fawcett Canal Phase 2 Provide increased storm water drainage capacity in areas affecting Red Fox Drive and White Hawthorne Drive. Design is complete. Acquisition of easements from the City of Savannah is complete. Acquisition of the remaining easements is underway.
 17. Quacco Canal Drainage Improvements East of US17 Improve Quacco Canal and associated road undercrossing capacities from US 17 to marsh, including removal of a private tidegate structure. Agreements have been reached with the property owner. A permit from USACE is expected. Acquisition of easements is underway.
 18. Quacco/Regency Park Storm collector improvements to relieve severity and frequency of flooding within community. Design work is underway. Staff is currently investigating issues related to relocation of various utility systems in the county's Quacco Road right of way.
 19. Halcyon Bluff Subdivision Storm collector improvements to relieve severity and frequency of flooding within community. Construction is approximately 50 percent complete. Progress has been slow.
 20. Golden Isles Subdivision Phase 2 Storm collector improvements to relieve severity and frequency of flooding within community. Approval by Health Department to proceed with the project has been obtained. Right of way acquisition is complete. Options to provide access for maintenance of the outfall are being evaluated. Staff is negotiating a fee proposal with the consultant to provide surveying services.

21. Georgetown Canal Upgrading roadway undercrossings to improve drainage capacity at St. Ives Way. Construction work was completed in February 2006. Minor cleanup and an inspection report for the sanitary sewer work remains to be completed.
22. Wilmington Outfall A project to correct storm sewer drainage pipes between Wilmington Road and the Wilmington River. Design work is underway. At the consultant's recommendation, a preparatory cleaning and inspection project has been completed. Final construction drawings have been requested from the consultant.
23. Henderson Channel and crossing improvements to alleviate flooding in the subdivision.
 - a. Brown Thrush Canal: Crossing and channel improvements on the canal parallel to Brown Thrush Road, from Al Henderson Blvd. to Little Neck Road. Survey and analysis are complete. Staff is soliciting engineering proposals for design and permitting services.
 - b. Little Neck Crossing: Replacement of the undersized culvert. Proposals for professional services to include final design and permitting have been received and a consultant selected to begin contract negotiations. Staff will present a contract to the Board for approval after fee negotiations are complete.
 - c. Henderson Canal: Provide maintenance road for canal from Gateway Blvd. to Little Neck Road through wetlands. Wetland delineation has been approved by the USACE. No target construction date.
24. Walthour Canal at Off Shore A project to improve the undersized culverts under the entrance road to the Off Shore Subdivision. Final construction documents have been received. Efforts continue to secure the necessary permits for the project.

RECOMMENDATION: For information.

Districts: All

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

=====

4. MONTHLY STATUS REPORT ON NEW RECREATION RESOURCES (RAP).

A status report was attached as information.

AGENDA ITEM: XIII-4

AGENDA DATE: August 11, 2006

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Robert Drewry Director, Public Works and Park Services

ISSUE: Provide Board a status update on RAP

BACKGROUND:

At the Board's request, staff has developed a Recreational Action Plan (RAP) that best utilizes the additional funds allocated to Parks and Recreation for FY 07. It is staff's overall commitment to improve the visibility of the recreation facilities and the quality of recreational programs for the citizens of this community.

FACTS AND FINDINGS:

1. To provide the Board with data on RAP
2. FY 06 staff was able to accomplish the following:
 - In-house renovation of Lake Mayer's Restrooms
 - Installed new infield mix for Ambuc Park, L. Scott Stell, and Charlie Brooks Park
 - Installed new backstop and foul line fencing for Ambuc Park
 - Hired nine Maintenance Workers
 - Replaced the scoreboards at Ambuc, L. Scott Stell, and Charlie Brooks Park
 - Replaced all roofs at Memorial Stadium
 - Purchased three new vehicles
 - Purchased material for the renovation of the restroom at Ambuc Park
3. With remaining funds allocated for FY 07, staff established a priority project list and anticipate proceeding with the following:
 - Replacing the roof at Lake Mayer Pavilion
 - Repair Tennis Courts with remaining funds at the Wilmington Island Park

FUNDING:

N/A

FOR BOARD INFORMATION ONLY

Various Districts

=====

EXECUTIVE SESSION

Upon motion being made by Commissioner Odell and seconded by Commissioner Kicklighter the board recessed at 11:05 a.m. to go into Executive Session for the purpose of discussing litigation, land acquisition and personnel.

Following a motion made by Commissioner Stone, seconded by Commissioner Holmes, and unanimously approved, the meeting of the Board of Commissioners was reconvened at 11:55 a.m.

=====

ITEMS FROM EXECUTIVE SESSION

1. REQUEST AUTHORIZATION TO ENTER INTO A CLASS ACTION LAWSUIT REGARDING HOTEL/MOTEL TAX (JONATHAN HART).

ACTION OF THE BOARD:

Commissioner Farrell made a motion that the County Attorney be authorized to file the necessary documents to enter into a class action lawsuit regarding the hotel/motel tax. Commissioner Thomas seconded the motion and it carried unanimously.

=====

2. REQUEST COMPENSATION INCREASE FOR BOARD OF ASSESSORS (MICHAEL KAIGLER).

ACTION OF THE BOARD:

Commissioner Farrell made a motion to increase the compensation of the Board of Assessors, which shall be taken from their existing budget, as follows: Members of the Board of Assessors increased from \$5,000 to \$6,000 a year and the Chairman of the Board of Assessors increased from \$5,000 to \$6,500 a year.

=====

3. REQUEST A MARKET ADJUSTMENT FOR CHATHAM COUNTY CLERK (CHAIRMAN LIAKAKIS).

ACTION OF THE BOARD:

Commissioner Odell made a motion to approve a \$5,000 yearly market adjustment for the Chatham County Clerk to be retroactive to July 1, 2006. Commissioner Stone seconded the motion and it carried unanimously.

=====

4. 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 Kicklighter 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. Commissioners Farrell and Holmes seconded the motion and it carried unanimously.

=====

ADJOURNMENT

Commissioner Gellatly made a motion that the meeting be adjourned. Commissioner Thomas seconded the motion and it carried unanimously. There being no further business, the Chairman declared the meeting adjourned at 12:01 p.m.

=====

APPROVED: THIS _____ DAY OF _____, 2006

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

SYBIL E. TILLMAN, CLERK OF COMMISSION