

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, SEPTEMBER 22, 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, September 22, 2006.

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**II. INVOCATION**

Commissioner Stone introduced Father Gavin Dunbar of St. John’s Episcopal Church, who gave the Invocation.

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**III. PLEDGE OF ALLEGIANCE**

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

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**IV. ROLL CALL**

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

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**YOUTH COMMISSIONERS**

Chairman Liakakis welcomed the following Youth Commissioners who were in attendance: N’Gia Conyers, Acting Executive Member, a Senior at Jenkins High School, Arnecia Newton, Executive Member, a Senior at Jenkins High, and Anthony Williams, Acting Parliamentarian, a Junior at Jenkins High School.

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**V. PROCLAMATIONS AND SPECIAL PRESENTATIONS**

**1. PROCLAMATION TO DECLARE THE WEEK OF OCTOBER 1 THROUGH 7, 2006, AS 4-H WEEK. TRISH WEST AND ALLI HYATT WILL BE RECEIVING THE PROCLAMATION.**

Chairman Liakakis asked, are they here? Okay, if you’d come up to the podium and I’ll ask Commissioner Priscilla Thomas to read the proclamation and do the presentation.

Commissioner Thomas said, thank you, Mr. Chairman and members of the Commission. As a Master 4-H’er, I am delighted to have this opportunity to present this proclamation on behalf of the Chairman and the Commission of Chatham County, and the proclamation is as follows.

Commissioner Thomas read the proclamation into the record:

***PROCLAMATION***

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

**WHEREAS**, 4-H is the largest youth organization in Georgia, with nearly one in every 9 Georgia youth involved in 4-H; and

**WHEREAS**, 4-H in Georgia claims 200,000 youth members and 1,000’s of adult volunteers, while Chatham County’s 4-H program numbers over 2,000 members and over 35 volunteers; and

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

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

**NOW, THEREFORE**, I, Pete Liakakis, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim, October 1-7, 2006 as:

**4-H WEEK**

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

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 22<sup>nd</sup> day of September 2006.

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

**ATTEST:**

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Sybil E. Tillman, Clerk

Commissioner Thomas said, congratulations and we're very proud to present this to you.

Ms. Hannah Chapman said, on behalf of Chatham County 4-H, we thank you for — we thank this Chatham County Commission for supporting 4-H and we look forward to our upcoming year. Thank you. The Clerk asked that she please state her name.

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

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**2. PROCLAMATION TO DECLARE SEPTEMBER 25, 2006 AS FAMILY DAY.**

Chairman Liakakis said, I call on Commissioner Patrick Shay for that proclamation.

Commissioner Shay read the following proclamation into the record:

**PROCLAMATION**

**WHEREAS**, the use of illegal drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of America's children; and

**WHEREAS**, surveys conducted by The National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families the less likely they are to smoke, drink and use illegal drugs; and

**WHEREAS**, teenagers who virtually never eat dinner with their families are 72 percent more likely than the average teenager to use illegal drugs, alcohol and cigarettes; and

**WHEREAS**, teenagers who almost always eat dinner with their families are 31 percent less likely than the average teenager to use illegal drugs, alcohol and cigarettes; and

**WHEREAS**, the correlation between family dinners and reduced risk for teen substance abuse are well documented; and

**WHEREAS**, parental influence is known to be one of the most crucial factors in determining the likelihood of substance abuse by teenagers; and

**WHEREAS**, family dinners have long constituted a substantial pillar of family life in America.

**NOW, THEREFORE**, I, Pete Liakakis, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim the fourth Monday in September as:

**FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN**

in Chatham County and urge all citizens to recognize and participate in its observance.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of Chatham County, Georgia, to be affixed this the 22<sup>nd</sup> day of September, 2006.

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

**ATTEST:**

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Sybil E. Tillman, Clerk

Commissioner Shay said, so, David [Shay], wherever you are, come home and have dinner tonight, okay.

Commissioner Kicklighter said, I have a question, Mr. Chairman. Does fast food sitting at your dinner table count?

Chairman Liakakis said, well, as long as you're there with your family, that's most important. This is a national endeavor for that Family Day because there have been quite a number of studies and the percentages that Commissioner Shay just read out, you know, that's been indicated and we should try to encourage our children to have dinner with us and it does make a difference according to all of the studies that have been made.

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### **3. COMMENTS FROM CHRISTIAN KRUSE, DIRECTOR, LIVE OAK PUBLIC LIBRARIES, AKA UNITED WAY CAMPAIGN CHAIRMAN FOR CHATHAM COUNTY.**

Chairman Liakakis said, he is now the United Way Campaign Chairman for Chatham County and, as you know, Christian [Kruse] has done a good job with our public libraries with him and his staff has made a big difference in our community and we appreciate Christian taking on this particular position as Chairman for the United Way this year. Chairman Liakakis recognized Christian Kruse.

Mr. Christian Kruse said, thank you, sir. There's NO place like home. There's no PLACE like home. There's no place like HOME. No matter how you say it, home is here and we're so fortunate to call Chatham County home. This year's United Way Campaign is underway, as you've all heard. The campaign's goal for the entire County is \$7 million — the entire campaign, sorry, is \$7,654,321. This year Chatham County has pledged to raise \$65,000. Last year we raised a little over \$63,000 so we're going to stretch it a little bit and we're going to be able to — to meet our goal. We're also fortunate this year for the first time ever one of our departments is a pacesetter. The Sheriff's Department stepped up to the plate this year and has really put every other department to shame. Last year the Sheriff's Department raised a fairly respectable \$1,200. This year the campaign is still ongoing and they have already raised \$2,400. We are so delighted that they're able to do that for us and I know that every other department will step up. I'm here for two reasons. One to let you know how well all the County departments are doing and, two, to remind you that you are also [inaudible] department. Mr. Kruse said, I have lovely handouts and your pledge sheets for your this morning. You said wonderful things while we are running the campaign. You may not think so after giving out your material. I urge you to take part in the campaign. I understand you may be doing the campaign through other facets of your life, but please do think of your Chatham County family as we strive to raise the \$65,000 this year. It's a goal that is very attainable for us, I think, and it's a goal that will show we are leaders and we like the community and we love the community that we are in.

Mr. Kruse said, the money, as we all know, for United Way stays within our community and all that is raised goes to our community. I can stand here and talk about exactly what that does, but I

think the best way to do it is to show you the United Way Campaign video, and I believe it's cued to go.

Mr. Kruse said, pardon us while we're having some technical difficulties. While we're waiting, I'll introduce you to Gwen Robbins. Many of you know Gwen. She's been the loaned executive for United Way for several years for the County. Ms. Robbins said, good morning. Mr. Kruse said, she does a great job, and one of the things that Gwen's doing —. Okay, well, we're still having some technical difficulties. Sorry about that. One of the things that Gwen is in charge of with the County and as a loaned executive is some of the perks. One of the major perks for the campaign this year is again the Critz Truck Giveaway and Gwen will tell you a little bit about that and where the truck is today.

Ms. Gwen Robbins said, good morning, everyone. My name is Gwen Robbins, as Christian introduced me. I would like to also echo the efforts of the Sheriff's Department and that effort, I believe, is led by Lt. Kim Middleton and I don't want to leave out Angela Dorsey and, if the Deputy will help me, Patricia Gardner — Cpl. Patricia Gardner, who did a bang-up job out there. They had a fierce competition among the work groups, I understand, and just did a wonderful job to get the results that they have gotten. So we hope that the campaign fever will spread throughout the County and we certainly want to call upon the leadership to help us get the word out and to also make a contribution. The Critz truck — for the fifth year the Critz Corporation here in Savannah has donated a brand new pickup truck to be raffled off during the campaign. Now the way you get to enter the drawing is to attend a United Way briefing and I think that this gathering today will count as a briefing for the Commissioners. I will make sure that get Assistant Ms. Gordon gets truck entry fliers for you. Each week we have a drawing and at the end of the campaign twelve finalists, I believe, will be given a key to the truck and the person with the correct key to the truck gets to keep it and take it home. If you have two vehicles, you can sell it. Now, I think all you have to do is pay the taxes on it, but the United Way will brief you on what you need to do to take ownership of the truck. So that's what the Critz Truck Giveaway is about. Currently, the truck is parked in front of the courthouse at 133 Montgomery Street, and after lunch I will bring it over here and, if you all are still here in this building or you're coming and going, maybe you'll get to look at that truck. So we want to thank the Critz Corporation again and we hope that you will help us with the campaign. Thank you so much.

The following video was viewed by the Commissioners:

Hi, I'm Steve the Wizard Eagle and this is our home. Any breed can live here and I now all about empires having lived in Emerald City for some 200 years. But let me tell you this. There is absolutely nothing like the Coastal Empire. My family lived here some 13 years ago. We landed a family balloon and like most newcomers we got out. We got out and we looked around. We looked around and said, we like it here, it feels like something we can believe in, it feels like home. So I'd like to ask you today to look around. Look around and see and sense the beauty and history of this place we call home, but it's not Oz.

Look around and see our poverty, neglect, substance abuse, our unemployed, and homeless. Look around and see our ill and aged who are in dire need of medication, but simply can't afford pharmaceuticals. Look around and see our young people who are seeking opportunities for leadership and growth. Look around here today. Are you reaching out and lifting up.

I would like to share with you a story about what makes our community great. It's about heart, belief, courage and wisdom, and like we all have trials and tribulations; however, for some the barriers that they have to overcome to become a true success in their own eyes are unfamiliar to the rest of us. Employer graduated from Goodwill Industries Work Adjustment Training Program. This program helps individuals to develop, modify and practice work skills, habits and behaviors. Gloria was hired on as a Goodwill employee in 1996. Since then she has been a valued employee and co-worker. This past June Gloria received her GED from Royce Learning Center, approximately 35 years after her initial graduation date. This goes hand in hand with the advise that she would pass on to anyone in similar circumstances. Never give up. Gloria's strong belief in her faith and her never give up attitude has allowed her to beat substance abuse, which in turn has filled a foundation of her self-esteem has grown beyond the horizon. Today when we look in Gloria's eyes, it's uplifting. It's courageous, because we know in her eyes she is a success.

This is a story about your neighbors, people like you and me, who aren't looking for a handout, but simply a helping hand. Like the Wizard of Oz and like the story of Gloria, it's about belief, the belief of finding courage and commitment to your own heart. Start where you are and use what you have and do what you can. This message has no room for excuses, only results. Which brings us to the question: What is our commitment in the life of our community?

Now I am the great and powerful Oz, but this story — I don't have the answers. Those come from within. So over the course of this year's campaign, I'll be asking you to look within. Look within for your wisdom. See that our community has needs for your heart to care and for your courage to dig deep and give, and finally your commitment. Your commitment in the way we give for our community, for your pledge to the United Way. Remember Gloria? The gift of one's self is indeed a gift to your soul. From what we get we make a living; from what we give we make a life.

My friends, we live here. We are on this journey together. Together let's make a difference. Together let's make life better. Look around. There's no place like home.

Mr. Kruse said, that gives you some idea of what the campaign's looking like this year. I can't thank enough Gwen Robbins and Lt. Middleton for all the work that they have done on the campaign on my behalf. Really, I'm just here to ask you to remember that there is no place like

home and that we would be delighted to have you as a part of the campaign. There is information here that will be handed out later for you to fill out and return back to Gail Gordon. She's looking after your donations for me, and we'll be getting back to you later. Thank you very much for your time, and remember there's no place like home.

Chairman Liakakis said, thank you, Christian. We appreciate you taking the chairmanship and with all of our employees, not only do we encourage do we encourage all of our employees to give to this worthy project that has been great for our community to a lot of people that are less fortunate than we are, but we encourage al the citizens to participate also.

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#### **4. RECOGNITION OF APPOINTMENT OF GREGORI ANDERSON TO THE INTERNATIONAL CODE COUNCIL.**

Chairman Liakakis said, I'd like to call on our County Manager Russ Abolt.

County Manager Abolt said, yes, Mr. Chairman. We have in our audience an exalted person in the field of Building Safety. In the international movement to keep our citizens safe through modern building codes — he's not paying attention to me right now. Obviously, it's exalted — I'll read it again. Mr. Chairman, we have in our audience an exalted person in the field of Building Safety. In the international movement to keep our citizens safe through modern building codes. I would like to introduce to you the newly elected Grand Pubah of the International Code Council, Mr. Greg Anderson. Please. Explain, Greg, explain.

Mr. Gregori Anderson said, a Grand Pubah is a bit of stretch, but thank you, Mr. Chairman, and Members of the Board of Commissioners. This morning I stand before you as a newly-elected Board member to the International Code Council that happened this past weekend at our annual conference in Orlando, Florida.

Commissioner Shay asked, so you're not the Pubah? Mr. Anderson said, not the Pubah, no. And it is the organization that prints, develops and administers the codes that we use here in the State of Georgia as well as around the country and around the world. It is truly an international code that is making inroads into South America, Latin America, the Pacific Realm, the Orient, as well as other parts of Europe. So it is the document that I use daily — that we use daily in this State as well as around the country to administer the code programs for safe building environments throughout the world. So I stand humbly before you today as a newly-elected Board member to that body, and I thank God for the opportunity to serve there, I thank God for the opportunity to represent this County in that environment and life, as my Manager has said. County Manager Abolt said, like I said, Pubah.

Chairman Liakakis said, Greg [Anderson], we thank you very much for the dedication, the loyal thinks that you do and the many services that you have worked out for our citizens and all of your department. You are a great example of our department heads and others in the County staff,

and we do appreciate that because we have good remarks, you know, from the people in the development area and around the community about the hard work and the leadership that you have shown in your position. So thank you very much. Mr. Anderson said, thank you, Mr. Chairman. Thank you very much.

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**VI. CHAIRMAN'S ITEMS**

**1. APPROVAL OF CHANGE ORDER CONSTRUCTION CONTRACT WITH E&D CONTRACTING AND ALLOCATION OF FUNDS TO CONSTRUCT EMERGENCY ACCESS RAMP AT SKIDAWAY NARROWS.**

Chairman Liakakis said, I'd like to add an item today, and the Item 1 would be approval of change order construction contract with E&D Contracting and allocation of funds to construct emergency access ramp at Skidaway Narrows. I'd like a motion on the floor to add that to the agenda.

Commissioner Farrell said, I'd like to make that motion. Commissioner Stone 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. [NOTE: Commissioner Odell was not present when this vote was taken.] Chairman Liakakis said, the motion passes. This particular emergency access ramp, the reason why we put it in this vein, is because we have been working to put an emergency exist on Skidaway Island, some 10,000 people's lives are at risk out there if that bridge malfunctions like it has in the past, and this is a project that we're pushing really hard. Commissioner Farrell and the other Commissioners have supported this. We're working hard with the State agencies to get this done and hopefully in the not to distant future we'll have this ramp and the Department of Transportation will provide the barge or the other unit so once the ramps are up that if an emergency, like a hurricane or some other type of disaster was to come, we'll be able to evacuate the people and save their lives. So I thank the Board. Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman and Members of the Board, first, as I mentioned previously, I'd like the minutes to reflect staff's deep appreciation to the leadership of the Chairman. Had it not been for his intercession and intervention with the highest in the State DNR Department, this would not be possible, and I have a great deal of respect for him as a leader. I would also like to indicate that your official motion should be to approve a change order with E&D Contracting Services. This is the firm that's near completing the Skidaway Narrows Boat Ramp. The estimated amount of the change order is just a little bit shy of \$243,000. The fund source has been identified in your memorandum, but essentially we need a motion recognizing the change order and giving the work to E&D Contracting.

Commissioner Farrell said, so moved. Commissioner Stone said, second.

Chairman Liakakis said, all right. We have a motion on the floor and a second for this emergency access ramp, the change order for construction. Let's go on the board. Oh, excuse me. Chairman Liakakis recognized Youth Commissioner N'Gia Conyers.

Youth Commissioner Conyers asked, I just wondered, how long is it going to take for y'all to do all the emergency exit ramp? What time period? Chairman Liakakis said, just a minute, N'Gia [Conyers]. Is Al [Bungard] out there? No, Mr. County Manager? Commissioner Farrell said, approximately 60 days was the estimate. County Manager Abolt said, I want to say 60, but I'm not —. Commissioner Farrell said, approximate.

Chairman Liakakis said, N'Gia, what they have to do out there, they have to put in fill and we've had to go through the Department of Natural Resources and the Department of Transportation, we've had a number of hurdles to go through to get this done, but the reason why it's taking 60 days, like he says, we have to put in fill there, they have to prepare the surface and all and then put the ramp in, and that's the reason why it takes that period of time.

Chairman Liakakis recognized Youth Commissioner Williams.

Youth Commissioner Anthony Williams asked, will the cost of this bridge be covered through the ESPLOST campaign? County Manager Abolt said, no, no, it's not a bridge. It's just [inaudible] and fill.

Commissioner Farrell asked, if I may? What we're trying to do is — at our County Engineer's suggestion, we are repositioning an access from Skidaway Island to the edge of the Skidaway Narrows River, which would be directly across the river from the existing Skidaway Narrows Boat Landing, so that in the event of a long-term failure of the drawbridge, then we can be prepared to set up a temporary bridging system, such as they may do in a military situation to evacuate or to get people off Skidaway Island in the case of an emergency. So basically this is going to be a permanent gravel road, if you will, that comes off of Skidaway Island just so that traffic in the event of an emergency if they needed to use it, it would already be there for vehicular traffic to use. So we're getting ahead of —, you know, we're being proactive in anticipating the possibility of a bridge failure and we're doing the things that need to be done to put us in the best position to service the nearly 10,000 people that live on that Island, and the reason that this is being done is there's only one way on and off that Island unless you can swim or you have a boat.

Chairman Liakakis said, okay. Before we go to the next item, I'd like to recognize former County Commissioner David Saussy, who served this community for a long period of time, and also I see in the audience one of our great mayors, the Mayor of Pooler and that's Mike Lamb, who's doing an outstanding job in Pooler and is working with the County and the other cities. We appreciate that, Mike [Lamb]. Go ahead.

Commissioner Stone said, a motion was made, Mr. Chairman, and a second. We need to approve that, so we need to vote.

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

**ACTION OF THE BOARD:**

Commissioner Farrell moved to add this item to the agenda. Commissioner Farrell seconded the motion and it carried unanimously.

Commissioner Farrell moved to approve a change order construction contract with E&D Contracting and allocate funds to construct an emergency access ramp at Skidaway Narrows for an estimated \$242,375 (final amount may vary because of variances between estimated quantities and quantities measured in the field), from the CIP Contingency (Fund Department 3509927, Project 35039990, Account 57.30101). Commissioner Stone seconded the motion and it carried unanimously.

## INTEROFFICE MEMORANDUM

**DATE:** September 21, 2006

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

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

**SUBJECT:** Construction of Skidaway Narrows Emergency Access Ramp

The purpose of this memorandum is to provide a status report on the Skidaway Narrows Emergency Access Ramp and to recommend that the Board consider approval of a change order to the contract with E & D Contracting Services for the Skidaway Narrows Boat Ramp Road and Parking project to construct the emergency access ramp. The boat ramp road and parking project is substantially complete.

We received the permit (i.e. Revocable License) to construct the emergency ramp on September 19 from the Georgia Department of Natural Resources Commissioner Noel Holcomb. The U.S. Army Corps of Engineers can now issue its permit. The GDOT has approved a "driveway" permit for access to State Route Spur 204.

In the meantime, staff solicited a fee proposal from E & D Contracting based on the design by Thomas & Hutton Engineering. The type of work is similar to that done on the other side of Skidaway Narrows except that the emergency ramp will remain

gravel. Staff, the design engineer and the contractor met today to review the proposal, the design, the estimated quantities and the unit prices.

E & D Contracting will agree to construct the emergency ramp for an estimated \$242,375 (the final amount may vary because of variances between estimated quantities and quantities measured in the field) with an extension of sixty days to the current contract. We do not recommend continuing liquidated damage for this additional work, particularly due to the difficulty in getting commitments for delivery of crushed stone.

Additional funding is available in the amount of \$200,000 from the CIP Contingency (Fund Department 3509927, Project 35039990, Account 57.30101) to cover the cost of the change order and contingencies. The balance will come from funds previously approved by the Board.

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## **VII. COMMISSIONERS' ITEMS**

### **1. FLYING PIG FESTIVAL (COMMISSIONER KICKLIGHTER).**

Chairman Liakakis said, I'd like to call on Commissioner Kicklighter, who is well familiar with this particular Pig Festival. He is the proponent for pigs in our area. Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman. And staying with the actual theme of introductions that our very own world leader and County Manager Russ Abolt started this morning, I just want to first start out and tell you that for years and years, we had flying pigs reported around Pooler, Georgia, and now for the 10<sup>th</sup> year in a row the City decided to take advantage of this unique opportunity and they've created a festival. Rather than allowing the flying pigs to scare the people, they're utilizing this magical day and magical weekend to actually bring people out and enjoy the barbecue, and we're proud, and they fly around as you've called me and asked me questions, "How do they fly?" They're actually as plentiful in Pooler as the leprechauns are on St. Patrick's Day in Savannah. And, so, you know, in the same sense there, we're proud to have them. We have —. Commissioner Shay said, so they're flying on green beer then. Commissioner Kicklighter said, they started flying on St. Patrick's Day actually, and we have Ms. Nita McNeely, Ms. Ann Smith, Ms. Mary Graham and, of course, we have Mayor Mike Lamb, and I'd like to ask anyone of you to come up and speak please.

Ms. Ann Smith [who was dressed in a pig costume] said, well, I really don't know what to say. Chairman Liakakis said, identify yourself please for the record. Ms. Smith said, [inaudible] you wouldn't even know who I was. I'm that lady that flies around Pooler, Ann Smith, and I'd like to say that it is a pleasure to be here, and I have a present for you, young man. I heard that you wanted to know about the pigs in Pooler. We have five that fly around a good bit, but then we've

got a few that don't do nothing. So, could I give you a present? Commissioner Kicklighter said, please. Ms. Smith asked, can I? Chairman Liakakis said, yes. Ms. Smith said, okay, right there. Now I don't know whether you want to try it on or not.

Chairman Liakakis said, okay, good. [The Chairman was given a "pig" hat.] Commissioner Farrell said, I think it works better like this. Chairman Liakakis said, okay, well, thank you. I really appreciate that. Of course, I'll come out with Commissioner Kicklighter so he's [inaudible].

Ms. Smith asked, did that young man over there tell you that we're having a country music star Friday night? Commissioner Kicklighter said, no ma'am. I'll let you have the honor. Ms. Smith said, okay. We have T. Graham Brown that's coming with his band Friday night so if anybody would like to come out to the park —. Commissioner Kicklighter said, Friday, October 6<sup>th</sup>, at Triplett Park. Ms. Smith said, right. Commissioner Kicklighter said, and the 7<sup>th</sup> as well as the 8<sup>th</sup> but the country music star will be there on Friday, the 6<sup>th</sup>. Ms. Smith said, he will be there Friday night, the 6<sup>th</sup>, so come out and have fun with us, and I brought everybody something. I brought some Red Velvet Cake from the Cake Lady's kitchen, and it's outside and I brought you some pink plates and some pink napkins. So I want y'all to enjoy, and thank you for letting us come and thank you for helping us with this festival. It means an awful lot to us. Okay, see you in Pooler.

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## **2. DISCUSSION REGARDING SPLOST (COMMISSIONER THOMAS).**

Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, well, thank you, Mr. Chairman and Members of the Board. I placed that on the agenda because we have just recently had a wonderful experience of having both of the SPLOSTs pass, and I wanted to say that it was because of the combined efforts of our Chairman, who served as the leader in bringing together all of the players to the table, and for the first time in the history that I can think of the fact that we've had all players at the table. By that, I mean we had the Mayor and City Council, the Superintendent for the Board of Education, we've all Mayors of all municipalities, the Chamber, everybody working at the same level looking for the same results. And I just want to say thank you to Mr. Chairman for your leadership and for getting together as far as communicating and working together on a common cause, and I'm hoping and trusting as well as praying that we will continue this in future endeavors. Now that the citizens have answered the call, I throw out the challenge to each and every one of us to live up to the expectations that have been given us through the two different SPLOSTs. Again, thank you. It's been a wild ride, a great experience, but we're here to serve the people and we look forward to making our citizens very, very happy.

Chairman Liakakis said, thank you, and I thank all of the Commissioners and all of the City Councils and the Town of Vernonburg for coming together, working together, for this great things that will continue to happen in our community because the SPLOST funding has almost done miracles in our community and something — only one cent — what it has done, \$1,500,000,000

has been put into force for all of the libraries, the infrastructure, the bridges, the roads, many things in our community, and so this is really good that the citizens did come out and we thank all of the citizens for coming out and voting on Tuesday, too, because we'll see a lot more economic development, and all of these projects are owned, as I said before, by all of the citizens in Chatham County. Thank you.

**ACTION OF THE BOARD:**

Commissioner Thomas expressed her thanks to Chairman Liakakis for his leadership in bringing all of the players together to support the SPLOST and ESPLOST votes on Tuesday, September 19, 2006.

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**III. TABLED/RECONSIDERED ITEMS**

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

None.

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**IX. ITEMS FOR *INDIVIDUAL* ACTION**

(Unless the Board directs otherwise, adoption of an Action Item will mean approval of the respective County staff report and its recommended action.)

- 1. REQUEST BOARD APPROVAL OF THE FOLLOWING: (1) TRANSFERS TO EXPAND THE ROADSIDE MOWING AND DITCH MAINTENANCE PROGRAM: (A) \$125,680 FROM SPECIAL SERVICE DISTRICT (SSD) FUND CONTINGENCY TO PUBLIC WORKS, (B) \$296,000 FROM THE SSD CONTINGENCY IN THE CAPITAL IMPROVEMENT PROGRAM (CIP) FUND TO PUBLIC WORKS, AND (2) AN AMENDMENT TO THE FY2006 CHATHAM EMERGENCY MANAGEMENT AGENCY (CEMA) BUDGET TO REFLECT ADDITIONAL REVENUES AND EXPENDITURES IN THE AMOUNT OF \$389,749.**

Chairman Liakakis said, I'd like a motion on the floor to adopt this.

Commissioner Thomas said, move for approval, Mr. Chairman. Commissioner Stone 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 Thomas moved that the Board approve the following: (1) Transfers to expand the roadside mowing and ditch maintenance program: (a) \$125,680 from Special Service District (SSD) Fund Contingency to Public Works and (b) \$296,000 from the SSD Contingency in the Capital Improvement Program (CIP) Fund to Public Works, and (2) an amendment to the FY2006 Chatham Emergency Management Agency (CEMA) Budget to reflect additional revenues and expenditures in the amount of \$389,749. Commissioner Stone seconded the motion and it carried unanimously.

**AGENDA ITEM: IX-1**

**AGENDA DATE: September 22, 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) transfers to expand the roadside mowing and ditch maintenance program: (a) \$125,680 from Special Service District (SSD) Fund contingency to Public Works, (b) \$296,000 from the SSD contingency in the Capital Improvement Program (CIP) Fund to Public Works, and (2) an amendment to the FY2006 Chatham Emergency Management Agency (CEMA) budget to reflect additional revenues and expenditures in the amount of \$389,749.

**BACKGROUND:**

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

**FACTS AND FINDINGS:**

- (1) At their meeting held on September 8, 2006, the Board of Commissioners approved additional staffing for the roadside mowing and ditch maintenance program. The six additional positions will require \$125,680 for the remainder of the fiscal year. A transfer from the Special Service District (SSD) Fund contingency will fund the personnel costs.
- (2) Equipment for the program will cost \$296,000. Funds will come from the SSD contingency in the Capital Improvement Program (CIP) Fund.
- (3) The first year cost will be \$421,680. The annualized recurring cost for personnel is estimated to be \$167,570. A copy of correspondence is attached.

(4) The actual revenues and expenditures for the Chatham Emergency Management Agency in FY2006 exceeded original budget estimates. The majority of the additional revenue was from grants. Revenue from other governments increased with a decrease in the use of fund balance. The net adjustment to the amended budget is \$389,749. A budget amendment to reflect actual experience is in order. A resolution has been prepared and is attached.

**FUNDING:**

Funds are available in the Special Service District Contingency and the Capital Improvement Program Fund Contingency for the transfers.

**ALTERNATIVES:**

(1) That the Board approve the following:

**SPECIAL SERVICE DISTRICT FUND FY2007**

a Contingency transfer of \$125,680 to Public Works.

**CAPITAL IMPROVEMENT PROGRAM FUND FY2007**

a CIP SSD Contingency account transfer of \$296,000 to Public Works.

**CHATHAM EMERGENCY MANAGEMENT FUND FY2006**

a budget amendment to increase revenues and expenditures by \$389,749.

2) Amend or deny the request.

**POLICY ANALYSIS:**

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

**RECOMMENDATION:**

That the Board approve Alternative 1.

Prepared by: Read DeHaven

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**2. REQUEST BOARD APPROVAL OF A CONCEPTUAL PLAN TO RELOCATE PUBLIC WORKS AND PARK SERVICES.**

County Manager Abolt said, Mr. Chairman and Members of the Board, this is an opportunity to not just be creative, but solve a problem and solving a problem creating up several acres of land for recreational use by our citizens. Our refer your attention, if you would for the moment, to the staff report and the third piece of paper, which is a color photograph, an aerial photograph — it looks like this. It's oriented in the mains of Memorial Stadium. Mr. Drewry, Mr. Monahan, Mr.

Lipsey and others have looked at a way of relocating Public Works Park Services, which as you know was on the west side of Sallie Mood Drive, and then to move them from what amounts to a bowl for every time we get a heavy dew it floods. We'll be able to relocate with the cooperation of the City and others the Public Works and Parks Facility just south of Memorial Stadium and just south of the Anderson-Cohen Weightlifting Center, and then using property along Varnedoe Drive just east of the Truman Parkway. This will free up, once the transition is made, several acres of beautiful, yes, lowland, but land that's tied to a lake at Frank Williamson Park, the former Director of Public Works, who you approved several months ago naming that lake after him. It's a beautiful quiet passive setting that all of a sudden the doors will open and people can enjoy it. It will be a fine addition and it will move our park and leisure type activities on the west side of Sallie Mood and truly take advantage of the land that now is being improperly utilized. Mr. Drewry would like to say something.

Mr. Robert Drewry said, thank you, Mr. County Manager. Chairman Liakakis said, identify yourself. Mr. Drewry said, I'm sorry. Robert Drewry, Director of Public Works and Parks Services. I'm pleased with the conceptual plan. I think it does a number of things for Public Works and Parks Services. It keeps us on the Truman Corridor, easy access to any part of the unincorporated County that we wish to go to. It also gives us exposure to a lot of the recreational — the high recreational areas that we use, like Lake Mayer and Memorial Stadium, Ambuc, the Weightlifting Center, Aquatic Center, it all keeps us in that general area. I'm pleased with the conceptual plan. If you do approve it, then I will move forward to select an architect engineer to come up with a little better design than what I've got. I'm open for any questions.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter asked, have you ever considered the possibility of — definitely I know you need a central location, but possibly being you pretty much have the unincorporated area split into two areas, being east and west, to possibly having two sites, smaller — one, you know, east and one on the west? Mr. Drewry said, yes, we've given that a lot of consideration and, as a matter of fact, 15 years ago there used to be an East Maintenance and a West Maintenance. Unfortunately, the way we're set up now and the resources, equipment and labor that we have, we cannot divide people up that way any more. We do too much work both sides of the County. I just don't have the resources to do that now.

County Manager Abolt said, he also does an awful lot of multi-tasking and blending of crews, but one of the many benefits of merging of the former Parks Department with the former Public Works Department is we take the assets and you can maximize the use.

Commissioner Kicklighter said, I think you do an excellent job.

Chairman Liakakis said, thank you. Do we have a motion on the floor to approve this conceptual plan for Public Works?

Commissioner Farrell said, so moved. Commissioner Thomas said, second.

Chairman Liakakis said, we have a motion on the floor and a second. Let's — excuse me.

Commissioner Stone asked, and this would be covered the SPLOST IV? County Manager Abolt said, yes, part that and we're looking for possible [inaudible] grant, yes emergency grant, yes ma'am.

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

**ACTION OF THE BOARD:**

Commissioner Farrell moved to approve a conceptual plan to relocate Public Works and Park Services and direct staff to begin the process of hiring an architect. Commissioner Thomas seconded the motion and it carried unanimously.

**AGENDA ITEM: IX-2****AGENDA DATE: September 22, 2006**

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

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

Issue: Request Board approval of a conceptual plan to relocate Public Works and Park Services.

Background: The Public Works and Parks Services Department is currently located on Sallie Mood Drive and has been there for many years. Office staff have vacated the former building and moved into modular units after discovering indoor air quality problems. In addition, the property on Sallie Mood Drive is in a drainage basin that is on average 6 feet below the base flood elevation of 13' mean sea level and immediately adjacent to the Casey Canal and is therefore prone to extensive flooding. This is not a good situation for a department with primary Emergency Support Functions (ESF).

Facts and Findings:

1. Staff has spent the last several years diligently looking for a new location but has not been successful. Staff believes the ideal location should keep the department within the Truman Parkway corridor so crews can respond in multiple directions quickly and efficiently. The location also has to consider potential flooding and hurricane storm surges.
2. Staff has identified a proposed location for the department adjacent to the Memorial Stadium as shown on the attached Master Plan. The proposed plan

includes 20,000 sq. ft. under the roof that will house Administrative staff, Recreation, Field staff, carpentry shop, sign shop, and dry storage.

3. This location takes advantage of property under County ownership and keeps a presence near very popular and well used recreational facilities such as Lake Mayer, Memorial Stadium, Soccer Complex, Aquatic Center, Ambuc Park, Weightlifting Center etc. It also takes advantage of the existing parking area used for weekend stadium events and the availability of existing utilities. Access for staff and visitors would be Skidaway Road and equipment access would be limited to Montgomery Cross Road via Varnedoe Drive.
4. The proposed facility can be constructed at an mean sea level elevation of approximately 23' and meet hurricane Category 3 standards.
5. Staff recognizes the need to maintain a visual buffer between the proposed equipment yard and the apartment complex and preliminary reconnaissance indicates that there are specimen oak trees on the property that should not be disturbed.

Funding: Funds are not requested at this time. However, there is funding in the amount of \$1M in SPLOST IV for a new Public Works facility and staff has approached the possibility of applying for Hazard Mitigation funds from FEMA.

Policy Statement: Board approval is required for the improvement of County owned property.

Alternatives:

1. Board approve a conceptual plan to relocate Public Works and Park Services and direct staff to begin the process of hiring an architect.
2. Board not to approve plan.

Recommendations: Board approve Alternative #1.

District 3

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**3. PRESENTATION ON FLEET PAINTING AND RELATED MATTERS. (NOTE: This will be verbal with no written staff report.)**

Chairman Liakakis said, Robert [Drewry], go ahead.

Mr. Robert Drewry said, good morning again. Robert Drewry, Director of Public Works and Park Services. I wanted to share a few words about the vehicle painting program that we have started. Thanks to the Board, we have been able to secure some funds and do some painting. I'll show you a few pictures and I'll turn it over to Fleet Manager, Mr. Stuart Chatham.

County Manager Abolt said, as we do, we want to also say a special thanks from staff to Commissioner Farrell, who really led the charge on this.

Mr. Drewry said, what you see in front of you of you there — well, I don't know if I need to describe that. That's a truck in dire need of some painting. The truck itself, I think, is probably eight or nine years old. You can see what the orange does after a period of exposure to the elements. I like the orange, I like the high visibility the orange gives you, and it is a recognition automatically to Chatham County Public Works and Parks Services. There's another example. I point out while we're here that obviously we had a little finger — a little ding on the door so we had to replace the door and now you're mixed-matched, a guilt, or whatever you want to call it. Fortunately, that vehicle is scheduled for replacement this year so we're not going to repaint that one, but in fact purchase a new one. But with the funds that we have been able to take advantage of, we've been able to do things like that. That is a small single-axle dump truck. The splash of orange is still there. The black bed is actually Stuart's [Chatham] idea, the Fleet Manager's idea. It can take a lot of abuse and not show it, and it's easy to repaint black. So that's one example, and there's a trash compactor that's been repainted. Quite obviously, you see a lot of orange on that, a lot of splash, and very visible.

Mr. Chatham said, I'm Stuart Chatham, the Fleet Manager. That is the paint scheme that we're going to. The problems that we had are with the cabs. The cabs are what gets wrecked and when you wreck a fender, you repair the fender. You paint it orange and it's on a different fade time line than the rest of the truck. We don't have problems with the bodies being wrecked, so if we go to the white cabs, white doesn't fade over time nearly as bad as orange does, so the white on the cab becomes much more durable and you retain the historic sense of Public Works with the orange and the visibility on the body. So that's the way we're going and that's the way over the next two or three years we hope all of our trucks will look. We've got 36 more trucks that look like the ugly ones that you saw in the beginning. Twelve of those should be replaced in the next couple of years, so we're not planning on painting them. It just doesn't make economic sense to paint something and then sell it. The 24 that we've got left to do, we think we can knock out in the next two years. You budgeted money this year that will take care of about half of that, and then if you hit it again with another repaint budget, we should be able to pick up the rest of it in the next budget year. By June 30<sup>th</sup> of I guess it's 2008, the end of our next budget year, we should be looking — not to use a cliché — looking pretty good.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, I'd like to make a comment that I worked with Mr. Chatham and Mr. Drewry somewhat on this project and I'm quite pleased at the way that this is progressing, that a lot of thought has been put into coming up with the most feasible and economic way to enhance the appearance of the Fleet and being very responsibly — responsible fiscally. This is not costing

a lot of money by using the different strategies that they've come up with. It's taken a little bit of time to do it, but, you know, within 24 months I think we'll be up to where we want this Fleet to be and it should be a lot less painful financially to keep it that way with some of the programs and the maintenance that he has planned for the newer trucks as they fade and have a repaint schedule. So I am pleased with where this is and where it's going, and I just want to let Fleet and Public Works and Mr. Kaigler know that. Mr. Chatham said, thank you.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I would also like to make a comment on when Commissioner Farrell and I first went out to talk about the trucks, what a — how great it was to sit down with the Director of Fleet Management and to come up with some different options because I think this is clearly a very smart move on your part, Mr. Chatham, to go to a color that isn't going to fade like this, but with the strip down the side there's no misunderstanding of whose vehicles these are. So I just think that sometimes when you sit down and work things out, but it was certainly a great idea to go to the white color so that we don't have these faded trucks driving around. It still denotes the — the orange still denotes the County. So I appreciate your thinking this over and getting with Commissioner Farrell and finishing this up because it really does look nice.

Chairman Liakakis recognized Commissioner Gellatly.

Commissioner Gellatly said, I too would like to compliment Commissioner Farrell for getting this started. I remember when he did get it started, why, there may have been one or two unkind words right from members of this Commission about how the money was spent, but I personally feel that those vehicles, they look sharp now. There are mobile billboards that advertise Chatham County, that advertise the quality of the work that Chatham County employees will perform. There's something about a crew that shows up in a old beat-up truck. Why, you don't expect very much out of them, and it has, I think, an effect on morale as far as employees are concerned. If they're given good equipment that's clean, they'll keep it up and they have a manner of pride in what they do and I really truly think they work harder too. So I appreciate that. It looks good and I hope we can continue to do that. Thank you.

Commissioner Thomas said, well said.

Commissioner Farrell said, nice touch with the American flag. I'd like to see those on all of our trucks. County Manager Abolt said, we've done that ever since the 11<sup>th</sup> of September 2001.

Mr. Michael Kaigler said, to piggyback on what Mr. Chatham —. Chairman Liakakis said, identify yourself please, sir. Mr. Kaigler said, Michael Kaigler, Director of Human Resources and Services. In talking with Commissioner Farrell he wanted to make sure we reminded the Board and put a plug in that based on what we have now to repaint, we've got about 20 or 30 more that need to be repainted to make sure the Fleet looks nice, and we know that all the Commissioners want to have a Fleet that's representative of what we think is a good looking Fleet, but a lot of that is dependent on making sure that we do our annual replacement every year. We've got enough money to replace what's necessary this fiscal year, but we'll be coming back hopefully starting

next fiscal year in order to procure funds for our vehicle replacement. We want to make sure that a lot of this is contingent upon making sure we've got adequate vehicle replacement in next year's fiscal budget.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, would it make any financial sense at all to go ahead and repaint the ones that you're planning on replacing in two years because, number one, that means they've got to ride around looking terrible for two years, but, number two, would it possibly at all help any type of resale when you go to sell it if it actually looked nice versus looks bad? I mean, I —. Mr. Chatham said, we're trying an experiment right now with two Public Works' mowing tractors. They're virtually identical and we're getting ready to put them up on the Internet auction site. One of them we're going to spend probably 50 or 60 hours, spare hours, cleaning the one up and really making it sharp looking, repainting it, all the New Holland Blue and everything. The other one we're just going to clean and sell as is and just see if it makes any difference. If it does, then we've got some real solid evidence that there's benefit to be had addressing these things up. Commissioner Kicklighter said, my guess from selling real estate, you could show identical structures of the home or commercial building and have 1970 shag carpet in one and the other one with the modern nice paint job and everything inside, and really probably money wise there's not a big difference, just decoration wise, and I just think it would pay off for us, so I think that's great that y'all are doing that then to see.

Chairman Liakakis recognized Commissioner Odell.

Commissioner Odell said, Stuart [Chatham], I think the jury is in on that, the study you were talking about. Mr. Chatham said, yes sir. Commissioner Odell said, I know if you look at used cars, if a used car is clean and neat, painted, as opposed to one that shows the wear and tear, the one that has the greater eye appeal sells faster and for more. And that's true with real estate, and I know Dean [Kicklighter], who is in real estate, that's true with real estate, so I do think that if we're going to sell them, it is in our best interest to have them to look as appealing as possible because other people who have the same problem that we have and what we have is that we don't want our Public Works to look shabby. We want to present an image of competence and professionalism, and by having equipment that looks like people take care of it, then it creates a better perception to the general public. So, I think the jury is in on that: painted, more attractive sells faster, sells for more. Mr. Chatham said, the only reservation I've got on that is that this is sort of a different niche than personal property. This is equipment and unless the buyer is looking at it emotionally, it usually doesn't make that much difference. They're looking more at the edge —. Commissioner Odell said, mileage. Mr. Chatham said, — mileage, condition and so on in a very cold, unemotional way. That's why — I mean, if we want to paint all of them and get them ready to sell, then I just come back to you with my hand out for more painting money, and I hate to do that without a good reason. Commissioner Odell said, and on second thought I think your idea of comparing in that environment is probably an excellent idea. But skipping from that, the people in the Fourth District really needs to know that Mr. Farrell has been not only creative, he's been extremely active, and this is a Pat Farrell idea, and so often we don't give one another the necessary credit for outside things, and I have no reason other than I respect the work that Mr.

Farrell has done, and this is one of the ideas. Commissioner Thomas said, great. Commissioner Shay said, here, here. Commissioner Odell said, and, Farrell, I'm not going to hug you, Commissioner Farrell said, thank you, Commissioner.

Chairman Liakakis recognized Commissioner Gellatly.

Commissioner Gellatly said, I just wanted to close it up by saying I think what you've heard from the Commissioners, figure a way to get them all painted, use your initiative to do that, and I think the biggest selling point here is that, number one, when you show up with a truck like that, the public feels like you're there, you know what you're going to do, you're going to do a great job and, even more critically, the employees — it's got to be terrible for an employee to have to get into a crappy beat-up vehicle that looks ratty and what have you and go out there in the public. They have to show up demoralized when they arrive at the job, and that's not a good thing. So I think you have to put a price on that or justification to have a crew show up on a job in a clean [inaudible] vehicle and proud that they're there to begin with. Commissioner Odell said, public image. Commissioner Gellatly said, public image and, not only that, but the moral factor for our employees. So I think what you're hearing from this Commissioner, from this Commission and Commissioner, is that use your initiative, earn the big bucks that we're paying you and see that they all get painted. Commissioner Odell said, oh, that's Stuart [Chatham]. We don't pay Stuart. Commissioner Gellatly said, well, big bucks [inaudible]. Little bucks, big bucks.

Chairman Liakakis said, okay. Thank you.

**ACTION OF THE BOARD:**

A briefing was given by Stuart Chatham on Fleet painting of vehicles and related matters.

**AGENDA ITEM: IX-3**

**AGENDA DATE: September 22, 2006**

<b>COVER</b>		<b>F A X</b>
<b>SHEET</b>		

**Date:** August 25, 2006

**To:** Michael A. Kaigler, Director, Human Resources and Services

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

**Subject:** Presentation Requested by Commissioner Farrell on the Condition of the County Fleet

Mike, Commissioner Farrell asked that on the 22<sup>nd</sup> of September during the Board's regular meeting we make a presentation that would include the following. (Please note, I am attempting to paraphrase questions that Pat gave me in written form.)

1. The number of vehicles in Public Works that were identified as of January of 2005 that needed "appearance improvement."
2. How many have been improved?
3. How many retired?
4. How many new vehicles?
5. What is the current "net" number of vehicles deemed in need of painting?
6. Provide digital pictures that can be accessed on the computer, identifying the vehicles deemed acceptable and those needing improvement.
7. What is the plan to make further improvements and include a time line?

REA:fqr

cc: Chairman and Members of the Board  
Robert W. Drewry, Director, Public Works and Park Services (via fax)

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#### **4. BOARD CONSIDERATION TO PROVIDE FUEL AND GARAGE SERVICES TO THE CHATHAM-SAVANNAH AUTHORITY FOR HOMELESS AND COASTAL CENTER FOR DEVELOPMENTAL SERVICES.**

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, ladies and gentlemen, this is probably the reason why Commissioner Saussy is in the audience. He approached me several weeks ago asking for our assistance to two very important agencies within the County and that assistance would translate into extending some of the fueling and garage services from the Fleet. Staff has put together an

analysis of it. Essentially it says it is feasible for the two agencies identified without creating untold difficulties with others who might ask; however, there is a limitation because of just what Commissioner Gellatly asked Mr. Chatham to do. We have a very vital fleet operation. It provides excellent service to all of our departments, and we do not want to overextend them, plus we also want to be able to know who we say no to when others may come forward. Mike [Kaigler], Stuart [Chatham], please?

Commissioner Odell said, I read the proposal, if I might, Mr. Chairman. I think it's an excellent idea. Unless staff tells me that it's an impossibility, I'll make a motion to approve the recommendation. Commissioner Stone said, second.

Chairman Liakakis said, we have a motion on the floor and a second to approve this item. Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, Savannah Authority for the Homeless and Coastal Center for Developmental Services. Is that actually a wing of the County or a nonprofit or what? County Manager Abolt said, their an authority. County Attorney Hart said, yeah, that was a good question because that was one of the things the County Attorney was asked to look at. These vehicles are all registered in the State, so we're really providing the services to the State and, as you know, services from one State entity to another State entity are perfectly appropriate if the two bodies agree.

Mr. Michael Kaigler said, and we would only be working on cars that are purchased by the State, title and tagged by the State.

Commissioner Kicklighter asked, are they going to pay? The State going to pay us to work on them? Mr. Kaigler said, the agency will be paying for the services to add fuel and fleet services that's provided to them. County Attorney Hart said, the idea is not to make a profit, but to bring it —. Commissioner Kicklighter said, no, that's fine, I just didn't know they were having to set up — nonprofit was asking for free gas or something. I didn't know what —.

Commissioner Odell said, they get our savings is the impact. They flow through us and rather than having a motor replaced, if you did it privately, would have a profit margin in. If they do it through us, there is no profit margin, and I think it's a good idea.

Mr. Kaigler said, we will be providing these services as our garage capacity is available and it would be at cost and only for vehicles that are tagged and titled — purchased, tagged and titled by the State.

Commissioner Kicklighter said, and not to sound insensitive, I mean, I just — if that were the case, I know we have a million wonderful nonprofits out there that they would need those services also. That's why I asked the question. County Attorney Hart said, most of these organizations are not going to qualified, but these particular two organizations are unique and provide a unique service and are set up by the State that way and do. Commissioner Kicklighter said, and that's great.

Mr. Kaigler said, and we wouldn't be doing it. If anybody comes forward, they have to come back to this Board to request permission to do that.

Chairman Liakakis said, okay, we need a motion on the floor —. Commissioner Stone said, there's already a motion. Chairman Liakakis said, oh, yeah. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

Commissioner Odell asked, did we recognize David Saussy? Several Commissioners answered, yes. Chairman Liakakis said, I already did. Commissioner Odell said, I'm sorry, I had to run to court. A citizen was falsely accused of a crime.

County Manager Abolt said, Mr. Chairman.

Chairman Liakakis recognized former Commissioner David Saussy.

Former Commissioner Saussy said, thank you. I just wanted to say we really do thank you for this. It's really going to help these two organizations very much in the future. But the other thing I wanted to say, I know that Russ [Abolt] and Jon [Hart] have been kicking this thing around and I noticed from my understanding we used to say they were facing off at each other and one of them is left-handed and the other is right-handed and when they finally came together with the thing and decided that this was a good thing, they just said, "Thank you." So I say, thank you, thank you.

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

Commissioner Odell moved to approve the request of Chatham-Savannah Authority for Homeless and Coastal Center for Developmental Services to provide fuel and garage services for their State-owned vehicles and County staff is directed to develop appropriate interagency agreements with them. Commissioner Stone seconded the motion and it carried unanimously.

**AGENDA ITEM: IX-4**

**AGENDA DATE: September 22, 2006**

**TO:** BOARD OF COMMISSIONERS

**THRU:** R. E. ABOLT, COUNTY MANAGER

**FROM:** MICHAEL A. KAIGLER, DIRECTOR  
HUMAN RESOURCES & SERVICES

**ISSUE:** Request Board consideration for providing fuel and garage services to the vehicle fleets belonging to local non-profit organizations; the Chatham-Savannah Authority for Homeless (CSAH) and the Coastal Center for Developmental Services (CCDS).

**BACKGROUND:** Two local, non-profit organizations have requested that Chatham County allow them to purchase both fuel and garage services from the County for their vehicle fleets. This is similar to the existing arrangements for these services with the City of Thunderbolt (garage repairs) and Gateway (fuel). County staff has completed an initial review of the request to assess the potential impact.

**FACTS AND FINDINGS:**

1. County fuel and garage capacity: CSAH owns about 12 vehicles and CCDS owns about 32 vehicles. This would add approximately 45 vehicles as customers. The capacity to accommodate this increase for fuel and garage services should be discussed separately and could be accepted or rejected separately as well.
  - a. Fuel system: The total of about 45 additional customers to our fuel system would not be of great consequence. There are currently about 1,000 customers, so another 45 would amount to less than a 5% increase. The worse-case scenario would be following a hurricane, or other similar disaster, where immediate gross fuel resupply may be delayed. Staff suggests that it be stated up front, that any agreement would be suspended in a post storm situation, at least until normal supplies are restored. The County's first obligation is to its core departments.
  - b. Garage services: The County's capacity for accepting additional garage work is very limited. The vehicle to mechanic ratio is currently 200 to 1 for our three light vehicle repair mechanics. Due to the cyclical nature of our work load, the garage can have a slow day or be totally backed up and planning on overtime to catch up. The Fleet Manager requests that any decision to offer garage services establish the first priority to our core departments and grant him the authority to determine the service level to be provided at any particular time.
2. Eligibility: It is the position of the County Attorney that, since all the vehicles for which these two agencies are requesting fuel and garage services are titled and tagged to the State of Georgia, the County may provide the services if the Board decides to offer them.
3. Garage liability: There are two possible areas of County liability due to poor workmanship in providing garage services to a second party. The first is property damage only to the second party. The second is property and injury losses that extend to a third party. While garage mistakes are historically very uncommon, they are not non-existent and should be considered.
  - a. Property losses to the second party describes a hypothetical situation where a garage error results in damaged equipment, perhaps a ruined engine. The

County does not “warrant” its work. It is not possible under current budgeting, nor is it feasible, where no profit is made. Any agency requesting garage services must be willing to accept County services clearly understanding that the customer will bear all damage losses to their vehicles resulting from County garage errors.

- b. Losses to a third party describes a hypothetical situation where a garage mistake might result in an accident and a plaintiff’s claim. Per a County Attorney opinion (9/12/2006), the County could be liable for third party damage or injury, as a result of County garage mistakes. The gravity of this consideration is difficult to determine. While the incidence of mistakes is extremely low, the cost involved in just one can be extremely high. The decision is whether providing the requested cost savings to these customers is worth the County accepting the additional liability.
4. Selection Priority: The resources being requested from the County are limited, particularly the garage services, but even fuel services at some point. It is conceivable that there are other non-profit organizations in the County that have vehicles provided by the State which would also like to be considered for these services. This could possibly place the Board in the position of wishing, in retrospect, that it had established a priority for selection, beyond the simple “first-come-first-served” basis at work now.

**FUNDING**: No additional funding required. The County, where it currently provides fuel and garage services to outside agencies, does so at cost. There is no markup of goods or services.

**ALTERNATIVES**:

1. Approve the request from the Chatham-Savannah Authority for Homeless and the Coastal Center for Developmental Services to provide fuel and garage services for their State owned vehicles and direct staff to develop appropriate inter-agency agreements.
2. Approve the request from the Chatham-Savannah Authority for Homeless and the Coastal Center for Developmental Services to provide fuel service for their State owned vehicles and direct staff to develop appropriate inter-agency agreements.
3. Direct staff to take other action.

**POLICY ANALYSIS**:

It has been the policy of the Board of Commissioners to provide services when requested to other agencies. The Board has provided these types of services to

other municipalities and not for profit agencies when the vehicles are purchased by and titled to the State of Georgia.

**RECOMMENDATION:** For Board consideration.

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**X. ACTION CALENDAR**

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

Chairman Liakakis said, Action Calendar. We have items 1 through 10 and under 10 Items A through G. Do we have any items the Commissioners would like to pull out, if we do a motion for all items? Commissioner Odell said, 10-B and 10-D and E just for comments. Chairman Liakakis said, okay, we would like a motion on the floor for Items 1 through 9 and Item 10, pull out on Items B, D and E for explanation. Do we have a motion on the floor.

Commissioner Thomas said, before we go to that, I'd just like just a quick synopsis on 4, 5 and 6, which are in my district. I was not in the pre-meeting, so —.

Chairman Liakakis asked, 4, 5 and 6 also? Commissioner Thomas said, yes. Chairman Liakakis said, all right, 4, 5 and 6, explanation on those items, too. Do we have a motion on the floor?

Commissioner Odell said, motion for approval of the balance of the Action Calendar, excluding 4, 5, 6, 10-A — I'm sorry —, 10-B, D and E. Chairman Liakakis asked, do we have a second? Commissioner Gellatly said, second.

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

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve Items 1 through 10-G, except Items 4, 5, 6, 10-B, 10-D, and 10-E. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

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

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**1. APPROVAL OF THE MINUTES FOR THE REGULAR MEETINGS OF AUGUST 25, 2006, AND SEPTEMBER 8, 2006, AS MAILED.**

**ACTION OF THE BOARD:**

Commission Odell moved to approve the minutes of the regular meetings of August 25, 2006, and September 8, 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

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**2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD AUGUST 31 THROUGH SEPTEMBER 13, 2006.**

**ACTION OF THE BOARD:**

Commissioner Odell moved to authorize the Finance Director to pay the claims against the County for the period August 31, 2006, through September 13, 2006, in the amount of \$2,601,894. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

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**3. REQUEST FROM GENESIS REAL ESTATE GROUP, LLC, DEVELOPER, FOR THE COUNTY TO ACCEPT A REVISED LETTER OF CREDIT WHICH WILL REPLACE THE LETTER OF CREDIT CURRENTLY HELD AS FINANCIAL GUARANTEE FOR STONEBRIDGE, PHASE 4B. [DISTRICT 7.]**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve a request from Genesis Real Estate Group, LLC, developer, for the County to accept a revised letter of credit which will replace the letter of credit currently held as financial guarantee for Stonebridge, Phase 4B. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

**AGENDA ITEM: X-3**  
**AGENDA DATE: September 22, 2006**

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

**ISSUE:** To accept a revised letter of credit which will replace the letter of credit currently held as financial guarantee for Stonebridge, Phase 4B.

**BACKGROUND:** The developer, Genesis Real Estate Group, LLC, requests that the County accept the letter of credit issued under a different bank as the currently held letter of credit.

**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.
2. A letter of credit from First National Bank of Nassau County in the amount of \$130,223 to cover the twelve month warranty period was accepted by the Board on August 11, 2006.
3. The developer provided a revised letter of credit from Mercantile Bank in the amount of \$130,223 to cover the remainder of the twelve month warranty period.

**ALTERNATIVES:**

1. Accept the revised letter of credit.
2. Do not approve the request.

**POLICY ANALYSIS:** This action is consistent with the subdivision regulation regarding the acceptance of financial guarantee.

**RECOMMENDATION:** That the Commissioners adopt Alternative No. 1.

District 7

**PREPARED BY:** Suzanne Cooler

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**4. REQUEST FROM HGBD, ENGINEER FOR THE DEVELOPER, CARTER BROTHERS INVESTMENTS, FOR THE COUNTY TO RECORD THE SUBDIVISION PLAT AND ACCEPT THE SUBDIVISION AGREEMENT AND FINANCIAL GUARANTEE FOR VILLAS OF GARRARD, PHASE 1, AS WELL AS WAIVE THE REQUIREMENT TO CREATE A STREETLIGHTING ASSESSMENT RATE DISTRICT.  
[DISTRICT 8.]**

Chairman Liakakis asked, who's going to —, Mr. County Manager?

Commissioner Thomas said, just briefly. I just need to —. Chairman Liakakis said, on Item 4. Mr. Vincent Grevemberg said, yes sir. Chairman Liakakis said, identify yourself and explain that for the Commission. Mr. Grevemberg said, Vincent Grevemberg with County Engineering. I imagine the question is about waiving the streetlight system? Commissioner Thomas said, yes. Mr. Grevenburg said, the developer is going to have a private streetlighting system. Commissioner Thomas asked, they are going to do that? Mr. Grevemberg said, right. Commissioner Thomas said, okay.

**ACTION OF THE BOARD:**

Commissioner Thomas moved to approve a request from HGBD, engineer for the developer, Carter Brothers Investments, for the County to record the subdivision plat and accept the subdivision agreement and financial guarantee for Villas of Garrard, Phase 1, as well as waive the requirement to create a Streetlighting Assessment Rate District. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

**AGENDA ITEM: X-4**

**AGENDA DATE: September 22, 2006**

**TO:** Board of Commissioners

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

**FROM:** A. R. Black, P.E., Assistant County Engineer

**ISSUE:** To record the subdivision plat and accept the subdivision agreement and financial guarantee for Villas of Garrard, Phase 1, as well as waive the requirement to create a Streetlighting Assessment Rate District.

**BACKGROUND:** The engineer, HGBD, for the developer, Carter Brothers Investments, requests that the County approve the final plat for recording, accept

the subdivision agreement and financial guarantee and waive the requirement to create a Streetlighting Assessment Rate District.

**FACTS AND FINDINGS:**

1. Villas of Garrard, Phase 1 will be a private townhome style subdivision. The purpose of the subdivision is to divide a 4.85 acre tract of land to create 28 townhome lots.
2. All common property, including the paving, drainage, detention ponds, buffers, common areas, private drives and off-street parking shall be owned and maintained by the Villas of Garrard Homeowners Association. The water and sewer improvements will be maintained by the City of Savannah. The County will maintain the portion of Louis Mills Canal that runs through the property within the 65' right of way.
3. The developer has requested that the Board waive the requirement to create a Streetlighting Assessment Rate District. It is his intent to have the Homeowners' Association maintain the streetlights.
4. The developer has submitted a Letter of Credit issued by Bryan Bank & Trust in the amount of \$362,483.50, which is 100% of the cost of improvements for Phase 1.
5. An Environmental Site Assessment was previously conducted on the site 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 Villas of Garrard, Phase 1, and waive the requirement to create a Streetlighting 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 8

**PREPARED BY:** Nathaniel Panther

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**5. REQUEST BOARD APPROVE A REQUEST FROM COLONIAL TERMINALS, INC., FOR THE COUNTY TO DECLARE THE RIGHT-OF-WAY FOR MCKENNA AVENUE BETWEEN WEST LATHROP AVENUE AND HOPEWELL AVENUE AS SURPLUS AND TO QUITCLAIM THE PROPERTY TO THE ADJACENT PROPERTY OWNERS.  
[DISTRICT 8.]**

Mr. Vincent Grevemberg asked, do you need an explanation? Commissioner Thomas said, yes, please. Mr. Grevemberg said, the City of Savannah created a new — I'm on the wrong item here. That's McKenna. Chairman Liakakis said, Item 5. Mr. Grevemberg said, Item 5. That's an unopened right-of-way. It's never been opened between the end of Hopewell and West Lathrop and Colonial owns property on both sides with the exception of Mr.— whatever the guy's name is — Fleming, and all of the property owners are requesting that it be quitclaimed. Commissioner Thomas said, okay. Mr. Grevemberg said, so there's no opposition.

Chairman Liakakis asked, Vincent [Grevemberg], is there any money coming to the County for that? Mr. Grevemberg said, yes, whatever the appraised fair market value for that will be paid to the County. Chairman Liakakis said, okay. Mr. Grevemberg said, we don't know how much yet, but that will be done.

Commissioner Odell said, but those are small parcels. Mr. Grevemberg said, yes. Commissioner Odell said, and unless you are right next door, they're not building lots, only the adjacent property owners would ever have any use for that small parcel. So it doesn't —, I don't want you all to think that we've got a windfall of bucks coming in because it's not.

Chairman Liakakis said, well, let's just make sure. That property over there in that area is very valuable and I want to make sure that we get a good cost factor in there. I'm familiar with that area, Vincent [Grevemberg]. Mr. Grevemberg said, I'm sure it will be reflected in the fair market value appraisal. The adjoining property is pretty valuable. That will show up. Chairman Liakakis said, okay.

Commissioner Shay said, we'll have enough money to paint a couple of trucks. Chairman Liakakis said, no, we can get more than that.

**ACTION OF THE BOARD:**

Commissioner Thomas moved to approve a request from Colonial Terminals, Inc., for the County to declare a 30-foot wide by 1,000-foot long portion of McKenna Avenue right-of-way, Parcels 1-0549-01-002, 1-0550-01-001, 1-0550-01-002 and 2-0022-01-001, between West Lathrop Avenue and Hopewell Avenue, as surplus and to quitclaim the property to the adjacent property owners, Mr. Michael Joseph Fleming and Colonial Terminals, Inc., with the petitioners paying the County the fair market value of the property to be determined by a professional appraisal and provide the necessary appraisals, deeds, and plats at their expense. Commissioner Odell seconded the

motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

**AGENDA ITEM: X-5**

**AGENDA DATE: September 22, 2006**

**TO:** Board of Commissioners

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

**FROM:** Vincent Grevemberg, Senior Engineer

**ISSUE:** To present to the Board a request from Colonial Terminals, Inc. for the County to declare the right-of-way for McKenna Avenue between West Lathrop Avenue and Hopewell Avenue as surplus and to quitclaim the property to the adjacent property owners.

**BACKGROUND:** Colonial Terminals, Inc. owns three properties on both sides of the subject right-of-way (ROW): (PINs: 1-0549 -01-002, 1-0550 -01-002 & 2-0022 -01-001). The subject ROW is approximately 1,000 feet long by 30 feet wide. The ROW does not appear to have ever been opened as a road.

**FACTS & FINDINGS:**

1. The location of requested ROW is shown on the attached map.
2. The ROW does not appear to have ever been opened as a road. Staff has verified that there is no likely County use for this section of ROW.
3. Other than Colonial Terminals, Inc., there is one other adjacent property owner. Mr. Michael Joseph Fleming owns the commercial property located on the north side of McKenna Avenue (PIN: 1-0550 -01-001) with approximately 300' of frontage. He has been contacted and advised of the quitclaim request. Mr. Fleming has responded that he wants to acquire the northern half of the McKenna Avenue ROW adjacent to his property.
4. If approved, the petitioners must pay the County the fair market value for the ROW to be determined by a professional appraisal, and provide the necessary appraisals, deeds, and plats at their expense. The appraiser is selected by the petitioner and must be certified as a professional appraiser by the State of Georgia.
5. Staff reviews the submitted appraisals, deeds and plats for completeness and reasonableness before the deed is sent to the County Clerk for processing and the fair market value payment check is sent to Finance for deposit.

**FUNDING:** N/A

**ALTERNATIVES:**

1. Declare the requested 30 foot wide by 1,000 foot long portion of McKenna Avenue ROW adjacent to parcels 1-0549 -01-002, 1-0550 -01-001, 1-0550 -01-002 & 2-0022 -01-001 as surplus and quitclaim the ROW to the property owners. The petitioners must pay the County the ROW's fair market value to be determined by a professional appraisal, and provide the necessary appraisals, deeds, and plats at their expense.
2. Do not approve the request.

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

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

District 8

Prepared by: Vincent Grevemberg

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**6. REQUEST BOARD APPROVE A REQUEST FROM COLONIAL TERMINALS, INC., FOR THE COUNTY TO QUITCLAIM A DRAINAGE EASEMENT CROSSING THE PETITIONER'S PROPERTY. [DISTRICT 8.]**

Mr. Vincent Grevemberg said, the County got a drainage easement about 50 years ago from the predecessor to Colonial to drain North Lathrop out to the Savannah River and it's been in place ever since. Recently the City of Savannah installed a new pump station and they took all the drainage that was going in this old ditch and put it in a new system, negating the need for this old easement. Colonial is just asking for it back. Commissioner Thomas said, okay. Mr. Grevemberg said, there's no money compensation there. Commissioner Thomas said, okay. That answers my question. Thank you.

Chairman Liakakis said, on Item 6, too, Vincent [Grevemberg], we're going to get — is that just turning over the easement to them without any funding? Mr. Grevemberg said, that's correct. It's not a right-of-way like the road right-of-way. It's an easement so it doesn't —. Chairman Liakakis asked, and we don't need that easement any more? Mr. Grevemberg said, no sir. County Attorney Hart said, we're just giving them back what they gave us. Chairman Liakakis said, okay.

Commissioner Odell asked, they gave us that? There was no consideration 50 years ago? County Attorney Hart said, as near as we can tell, no. Commissioner Odell said, but we don't

know, but now that easement if we give it back to them, it's like any gift. If we ever need it, then we'll have to go back and either take it or negotiate for it. Is that true? County Attorney Hart said, that's true. Commissioner Odell asked, what are the advantages for us to give us something for free? I don't know the advantage of why we're doing that, and if someone could tell me why I would give someone something free that I own —. County Attorney Hart said, you've got a ditch there right now that's going to be there that's under-utilized and, for a lack of a better term, that becomes a mosquito ditch.

Commissioner Kicklighter asked, can we give them permission to fill it if they choose? Mr. Grevemberg said, they would be able to use it and improve on it now. That's the reason they want it back. We don't want it because we don't have a ditch to maintain anymore.

Commissioner Odell said, and we don't want to do the maintenance of it? Mr. Grevemberg said, that's correct. Commissioner Odell asked, and if they've got it, then they'll fill it and use that space in the adjoining space? Mr. Grevemberg said, that's correct. They can improve their property now. They can use that land where the ditch was.

Commissioner Farrell said, increase the tax base by it.

Commissioner Odell said, thank you. And you don't foresee that we will ever use — need that easement again? Mr. Grevemberg said, no. We've looked at plans for the pumping station, saltwater pumping station, and all of our drainage of Lathrop goes into that pumping station so it doesn't need —. Commissioner Odell asked, so we won't need it? Mr. Grevemberg said, no sir.

Chairman Liakakis said, okay, good. Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, I was just going to make a motion for approval, but maybe that's not in order since Commissioner Thomas asked for it to be pulled.

Commissioner Thomas said, I would move for approval. Commissioner Shay asked, for 4, 5 and 6? Commissioner Thomas said, yes. Commissioner Odell said, second. Chairman Liakakis said, okay, we have a motion to approve Items 4, 5 and 6. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

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

Commissioner Thomas moved to approve a request from Colonial Terminals, Inc., for the County to quitclaim a 45-foot wide drainage easement crossing the petitioner's property at 101 North Lathrop Avenue (Parcels 1-0549-01-002, 1-0549-01-002A, and 1-0550-02-004). Commissioner Odell seconded the motion and it carried unanimously.

**AGENDA ITEM: X-6****AGENDA DATE: September 22, 2006****TO:** Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** Vincent Grevemberg, Senior Engineer

**ISSUE:** To present to the Board a request from Colonial Terminals, Inc. for the County to quitclaim a drainage easement crossing the petitioner's property.

**BACKGROUND:** The petitioner owns property at 101 North Lathrop Avenue (Parcels: 1-0549 -01-002, 1-0549 -01-002A and 1-0550 -02-004). The 45 foot wide drainage easement was obtained by the County in 1947 to accommodate a ditch that drained North Lathrop Avenue to the Savannah River. The ditch is no longer needed due to a replacement drainage outfall that was installed in conjunction with a new City of Savannah stormwater pumping station.

**FACTS & FINDINGS:**

1. The location of subject easement is shown on the attached map. The easement was provided to Chatham County by Colonial Terminal's predecessor in 1947 and was recorded in Deed Book 45D - Page 286.
2. At the January 26, 2001, County Commission meeting, the previous Board agreed to release the County's interests once the City of Savannah completes the North Lathrop Avenue Stormwater Pump Station and associated drainage work along the County right-of-way of North Lathrop Avenue. The approval of the current Board is needed for the Chairman to sign the release.
3. The pump station and the associated work has been completed. The County therefore has no further need for the subject easement.
6. The County Attorney has reviewed and approved the attached release document supplied by an attorney for the petitioner.
7. Unlike the quitclaim of public road rights-of-way, there is no legal requirement for the petitioner to compensate the County for release of easements.

**FUNDING:** N/A

**ALTERNATIVES:**

1. Approve the Chairman signing the attached easement release that quitclaims any County interests in the above described drainage easement to Colonial Oil Terminals, Inc.

2. Do not approve the request.

**POLICY ANALYSIS:** The Board must approve all quitclaim actions.

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

District 8

Prepared by: Vincent Grevemberg

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**7. REQUEST BOARD APPROVAL OF AN AGREEMENT WITH THE BETHESDA HOME FOR BOYS TO PROVIDE GRASS MOWING OF THE THOMAS AVENUE LANDFILL.**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve an agreement with the Bethesda Home for Boys to provide grass mowing of the Thomas Avenue Landfill. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

**AGENDA ITEM: X-7**

**AGENDA DATE: September 22, 2006**

**TO:** Board of Commissioners

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

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

**Issue:** Request Board approval of an agreement with the Bethesda Home for Boys to provide grass mowing of the Thomas Avenue Landfill.

**Background:** The County owns and maintains the Thomas Avenue Landfill. The landfill is now closed but the earthen cap needs routine maintenance such as mowing.

**Facts and Findings:**

1. The Thomas Avenue Landfill was a construction and demolition landfill that is located off Montgomery Cross Road visible from the Truman Parkway. The grassed area is approximately 16 acres that requires at least 3 mows per year by a contractor. The landfill must be kept mowed to prevent the growth of heavy vegetation that may threaten the integrity of the cap.

- 2. The Bethesda Home for Boys is located in close proximity to the landfill and they are in need of hay to feed their livestock. Commissioner Pat Farrell advised staff that Bethesda was interested in mowing the landfill provided they could harvest the hay for their use.
- 3. Staff has prepared an agreement according to Section III Paragraph 4 of the Public Works Assistance Policy for Long-Term Maintenance and Special Projects. The attached agreement gives Bethesda access to the landfill for mowing and relieves the County from having this responsibility.

**Funding:** Funds are not requested.

**Policy Statement:** Board action is required to enter into an long term agreement with a non-profit organization.

**Alternatives:**

- 1. Board approve an agreement with the Bethesda Home for Boys to provide grass mowing of the Thomas Avenue Landfill.
- 2. Board not to approve request.

**Recommendations:** Board approve Alternative #1.

District 1

<b>STATE OF GEORGIA</b>	)	<b>AGREEMENT</b>
	)	
<b>COUNTY OF CHATHAM</b>	)	

**THIS AGREEMENT** entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2006, by and between Chatham County, Georgia, a political subdivision of the State of Georgia, herein referred to as "County", and Bethesda Home for Boys, herein referred to as "Requesting Agency".

**WHEREAS**, County is a public body that has established a Public Works Assistance Policy for work required by other public agencies and private non-profit organizations; and,

**WHEREAS**, it is in the best interest of the County to provide said service to other public agencies and private non-profit organizations to promote goodwill; and,

**WHEREAS**, Requesting Agency is a private non-profit organization, organized and existing under the laws of the State of Georgia; and,

**WHEREAS**, Requesting Agency is in need of hay feed for livestock.

**NOW THEREFORE**, the County shall make the Thomas Avenue Landfill available to the Requesting Agency to harvest hay for livestock. Requesting Agency shall provide at minimum three (3) mowings per growing season and harvest the hay for their own use.

**IT IS AGREED** That in consideration of the County providing the foregoing public works assistance, Requesting Agency shall hold the County, its successors and assigns, harmless for any claims, demands, damages, actions, causes of actions, or suits of any kind whatsoever or nature that arise as a result of the County's actions to the property of Requesting Agency.

**IT IS EXPRESSLY UNDERSTOOD AND AGREED** that Requesting Agency is an independent contractor and the County has no control over it's day-to-day operations and functions.

The term of this agreement shall be for one (1) year and shall continue from year to year unless notice of intent to terminate said agreement shall be given by either party within sixty (60) days prior to the renewal date.

**IN WITNESS WHEREOF**, the parties hereto have caused these presents to be executed by their duly authorized representatives and their seals affixed on the day and year first above set out.

Bethesda Home for Boys

By: \_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary

Sworn to and subscribed before me,  
This \_\_\_\_ day of \_\_\_\_\_, 2006

\_\_\_\_\_  
Notary Public

(S E A L)

My Commission Expires: \_\_\_\_\_

CHATHAM COUNTY, GEORGIA

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

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

Sworn to and subscribed before me,  
This \_\_\_\_\_ day of \_\_\_\_\_, 2006

\_\_\_\_\_  
Notary Public

(S E A L)

My Commission Expires: \_\_\_\_\_

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**8. REQUEST APPROVAL FOR NEW BEER, WINE, LIQUOR POURING AND SUNDAY SALES FOR 2006. PETITIONER: CARL H. JONES, RESTAURANT CONCEPTS II, LLC, D/B/A APPLEBEE'S NEIGHBORHOOD GRILL AND BAR, LOCATED AT 587 AL HENDERSON BOULEVARD. [DISTRICT 7.]**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the petition of Carl H. Jones, Restaurant Concepts II, LLC, d/b/a Applebee's Neighborhood Grill and Bar, located at 587 Al Henderson Boulevard, for a new beer, wine and liquor pouring and Sunday Sales license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

**AGENDA ITEM: X-8**  
**AGENDA DATE: September 22, 2006**

TO: BOARD OF COMMISSIONERS

THROUGH: R.E. ABOLT, COUNTY MANAGER

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

**ISSUE:**

Request approval for new beer, wine, liquor pouring and Sunday Sales for 2006, Carl H. Jones, Restaurant Concepts II, LLC d/b/a Applebee's Neighborhood Grill and Bar located at 587 Al Henderson Blvd, Savannah, GA 31419.

**BACKGROUND:**

Mr. Jones requests approval for new beer, wine, liquor pouring and Sunday Sales licenses in connection with a new restaurant.

**FACTS AND FINDINGS:**

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

**RECOMMENDATION:**

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

District 7

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- 9. REQUEST APPROVAL FOR NEW BEER, WINE, LIQUOR POURING AND SUNDAY SALES FOR 2006. PETITIONER: JAMES R. THOMAS AND GARY J. BALBO, D/B/A JT'S PUB AND GRILL, LOCATED AT 7 FORT ARGYLE ROAD.  
[DISTRICT 6.]**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the petition of James R. Thomas and Gary J. Balbo, d/b/a JT's Pub and Grill, located at 7 Fort Argyle Road, for a new beer, wine and liquor pouring and Sunday Sales license for 2006. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

**AGENDA ITEM: X-9**

**AGENDA DATE: September 22, 2006**

TO: BOARD OF COMMISSIONERS

THROUGH: R.E. ABOLT, COUNTY MANAGER

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

ISSUE:

Request approval for new beer, wine, liquor pouring and Sunday Sales for 2006, James R. Thomas and Gary J. Balbo d/b/a JT's Pub and Grill located at 7 Fort Argyle Road, Savannah, GA 31322.

BACKGROUND:

Mr. Thomas and Mr. Balbo requests approval for new beer, wine, liquor pouring and Sunday Sales licenses in connection with a new restaurant.

FACTS AND FINDINGS:

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

RECOMMENDATION:

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

District 6

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

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
A. Change Order No. 5 for engineering service to the contract for Jimmy DeLoach Parkway, Phase II for additional GDOT requirements	SPLOST	Thomas & Hutton Engineering Co.	\$529,010	SPLOST (1993-1998) - Jimmy DeLoach Parkway, Phase II
B. One (1) used non-typical replacement vehicle	CNT	Fairway Lincoln-Mercury	\$16,630	CIP - CNT Vehicles
C. Annual Price Agreement to purchase on an "as needed funds available" basis model year 2007 various light vehicles and trucks	Fleet Operations	J. C. Lewis Ford	Varies by item	<ul style="list-style-type: none"> <li>•CIP - vehicle Replacement</li> <li>•General Fund/M&amp;O - various</li> <li>•SSD - Various</li> <li>•SPLOST (2003-2008) - Vehicle Replacement</li> <li>•Various Funds</li> </ul>
D. Three (3) 2007 Ford Crown Victorias	Detention Center	J. C. Lewis Ford	\$62,004	General Fund/M&O - Jail
E. Two (2) 2007 Compact Pickup Trucks	<ul style="list-style-type: none"> <li>•Water &amp; Sewer</li> <li>•Building Safety &amp; Regulatory Services</li> </ul>	Bobby Jones Ford	\$21,315	<ul style="list-style-type: none"> <li>•Water &amp; Sewer</li> <li>•SSD - Building Safety &amp; Regulatory Services</li> </ul>
F. Professional design engineering services contract for the Culvert Replacement for Little Neck Road at Henderson Canal project	SPLOST	Collins Engineers, Inc.	\$99,965	SPLOST (1998-2003) - Drainage, Gateway/Henderson Project

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
G. Five (5) year Annual service agreement for HVAC for Juvenile Court	Juvenile Court	Siemens Building Technologies	\$60,508	General Fund/M&O - Juvenile Court

**As to Items 10-A through 10-G, except Items 10-B, 10-D and 10-E:**

Commissioner Odell moved to approve Items A through G, except Items 10-B, 10-D and 10-E. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]

**As to Items 10-B:**

**One (1) used non-typical replacement vehicle; CNT; Fairway Lincoln-Mercury; \$16,630; CIP - CNT Vehicles.**

Chairman Liakakis said, go ahead. Mr. Stuart Chatham said, I don't know what the question is. Chairman Liakakis said, he wanted to find out, there' a question by Commissioner Harris Odell about the Item B on your agenda under 10-B.

Commissioner Odell said, Stuart [Chatham], we're buying a used vehicle for CNT from Fairway Lincoln-Mercury. Is that true? Mr. Chatham said, yes sir. Commissioner Odell said, and I would imagine — is Mr. Williams — that that vehicle will be used and that its usage as an undercover vehicle. Mr. Chatham said, yes sir. Commissioner Odell asked, do we seize a substantial number of vehicles in our drug raids, drug assessments? Mr. Chatham said, the stuff that we seize anymore is generally useless. It's old, worn out, trashed out. The number that we get that are actually usable is probably one in twenty and, yeah, at that point we do put them in service, but pulling a vehicle out of a seizure that can be actually used in an eight-hour a day assignment, is real unlikely anymore.

Commissioner Odell said, I'll moved to have B approved. Chairman Liakakis said, okay, we have a motion on the floor. Commissioner Kicklighter said, second. We've got a second. Let's go on the board. The motion carried unanimously.

**As to Item 10-D:**

**Three (3) 2007 Ford Crown Victorias; Detention Center; J. C. Lewis Ford; \$62,004; General Fund/M&O - Jail.**

Commissioner Odell said, I read the staff report. I'm happy with the staff report on this and I'll make a motion to approve D.

Chairman Liakakis said, we have a motion the floor. Commissioner Kicklighter said, second. Commissioner Stone said, second.

Chairman Liakakis said, and a second for Item 10-D. Go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

**As to Item 10-E:**

**Two (2) 2007 compact Pickup Trucks; Water & Sewer, Building Safety & Regulatory Services; Bobby Jones Ford; \$21,315; Water & Sewer; SSD - Building Safety & Regulatory Services.**

Commissioner Odell said, Stuart [Chatham], just a question. I asked that that be pulled. My question is these are replacement vehicles or new vehicles to the system? Mr. Chatham said, the vehicle for Water and Sewer is an expansion. That's to accommodate a new hire. Commissioner Odell asked, Water and Sewer? Mr. Chatham said, yes. The vehicle for Building Services is a scheduled replacement.

Commissioner Odell said, all right. I'll make a motion to approve. Commissioner Kicklighter asked, can I ask one question on that? Chairman Liakakis said, let's get a second on it. Commissioner Farrell said, second. Chairman Liakakis said, okay, go ahead.

Commissioner Kicklighter asked, was there a bid from a local — where's Bobby Jones? Mr. Chatham said, Bobby Jones is in Augusta. We got responses back on this from Coastal Chevrolet, J. C. Lewis, Bobby Jones in Augusta and Allan Vigil in Atlanta. The low local was Coastal and they could not match the bid from Bobby Jones. Commissioner Kicklighter asked, how close were they, do you recall? Mr. Chatham said, they were about \$800 off. Commissioner Kicklighter said, okay.

Chairman Liakakis recognized Youth Commissioner Conyers.

Youth Commissioner Conyers said, just a quick question. The amount here are the process that you're going to need to do this stuff? The amount — the \$21,315? Chairman Liakakis said, that's the amount of money for the two units.

Commissioner Kicklighter asked, will the vehicles be brought here on a truck, like delivered. How much does it cost to deliver them. Mr. Chatham said, it's included in the fee. Commissioner Kicklighter said, included. Okay.

Chairman Liakakis said, we have a motion on the floor and it's been seconded to approve Item 10-E. Go on the board. The motion carried The motion carried unanimously.

Commissioner Thomas asked, did you get your question answered. Youth Commissioner Conyers said, yes. I was just wanting to — so where is the \$21,000 already? Chairman Liakakis said, yes, we have that in the budget, N'Gia [Conyers]. Youth Commissioner Conyers said, oh, okay. Chairman Liakakis said, see we put monies in the budget for — that's one of the items, replacement of vehicles and departments and all and going to that particular department the money is in their budget for that. All right, thank you.

Commissioner Odell said, Stuart [Chatham], thank you. You do a good job.

**ACTION OF THE BOARD:**

- (a) Commissioner Odell moved to approve Items A through G, except Items 10-B, 10-D and 10-E. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present when this vote was taken.]
- (b) Commissioner Odell moved to approve Item 10-B. Commissioner Kicklighter seconded the motion and it carried unanimously.
- (c) Commissioner Odell moved to approve Item 10-D. Commissioners Stone and Kicklighter seconded the motion and it carried unanimously.
- (d) Commissioner Odell moved to approve Item 10-E. Commissioner Farrell seconded the motion and it carried unanimously.

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**XI. FIRST READINGS**

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

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

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

**1. ADOPT A RECORDS RETENTION ORDINANCE FOR CHATHAM COUNTY.**

**ACTION OF THE BOARD:**

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

**AGENDA ITEM: XI-1**  
**AGENDA DATE: September 22, 2006**

**TO:** Board of Commissioners  
**THRU:** R. E. Abolt, County Manager  
**FROM:** Lewis L. Leonard, ICS Director

**ISSUE:** To Adopt a Records Retention Ordinance for Chatham County

**BACKGROUND:** This proposed ordinance abolishes the existing Local Records Retention Board and adopts the State Division of Archives and History’s records retention schedule for local governments as the policy of Chatham County.

**FACTS AND FINDINGS:**

- 1. The existing Records Retention Board has not met since approximately 1987.
- 2. The Division of Archives and History and State Retention Board revise the Records Retention Schedule for local governments every two years.
- 3. The proposed ordinance does not include judicial Records that are regulated by State statute.
- 4. State retention requirements will be the minimum retention requirements.
- 5. All County departments have been given an opportunity to comment on this proposed ordinance.

**FUNDING:** Not Applicable

**POLICY ANALYSIS:**

This Records Retention Ordinance brings Chatham County’s practices in line with other counties in Georgia and utilizes the administrative effort of the Division of Archives and History in the creation and maintenance of the retention schedules for non-judicial local records. This Ordinance replaces a system that is currently not working.

**ALTERNATIVES:**

- 1. Adopt Records Retention Ordinance
- 2. Direct Staff to devise alternative strategies for managing records retention.

**RECOMMENDATION:**

Alternative # 1

STATE OF GEORGIA     )  
   )  
 COUNTY OF CHATHAM   )

**(Draft Two)**

**RECORDS RETENTION ORDINANCE**

AN AMENDMENT TO CHAPTER 4, ADMINISTRATION, OF THE CODE OF CHATHAM COUNTY TO ADD ARTICLE V, "RECORDS RETENTION ORDINANCE"

**WHEREAS**, since at least the 1970's, Chatham County has had a records management program for the purpose of maintaining and storing County records and following approved retention schedules for these records; and

**WHEREAS**, upon information and belief the Chatham County Board of Commissioners ("Commission") established a Records Retention Committee in the past and this committee has not met since approximately 1987; and

**WHEREAS**, Title 50, Article 5, of the Official Code of Georgia is known as the "Georgia Records Act;" and

**WHEREAS** O.C.G.A. § 50-18-99 authorizes records management programs for local governments and requires such programs to be established by resolution or ordinance; and

**WHEREAS**, O.C.G.A. § 50-18-99 states that the Division of Archives and History of the Office of the Secretary of State shall provide local governments with a list of common types of records maintained together with recommended retention periods and shall provide training and assistance as required; and

**WHEREAS**, O.C.G.A. § 50-18-99 excludes court records as defined in O.C.G.A. § 50-18-91; and

**WHEREAS**, Georgia counties are abolishing local records retention boards and following the Retention Schedules for Local Government Records as recommended by the Division of Archives and History of the Office of the Secretary of State; and

**WHEREAS**, the retention schedules recommended by the Division of Archives and History of the Office of the Secretary of State are the minimum length of time that records must be retained; and

**WHEREAS**, the maintenance and security of records is essential for the efficient operation of the County; and

**WHEREAS**, it is in the County's best interest to have a current records management program and to follow the State's recommended retention schedules.

**NOW, THEREFORE, BE IT RESOLVED** by the Chatham County Board of Commissioners that Chapter 4, Administration, of the Code of Chatham County be amended to add Article V, "Records Retention Ordinance," to repeal all ordinances in conflict therewith and for other purposes:

§ 4-501. Title. This ordinance shall be entitled "Records Retention Ordinance."

§ 4-502. Records Retention Committee Abolished and Prior Records Management Ordinances, etc. Repealed.

The Records Retention Committee is hereby abolished. Any ordinances, resolutions or policies pertaining to records retention which were in existence prior to the effective date of this ordinance are hereby repealed.

§ 4-503. Retention Schedules, Georgia Records Act and Georgia Law.

The County hereby adopts the Retention Schedules for Local Government Records which are applicable to the County or become applicable to the County in the future as recommended by the Division of Archives and History of the Office of the Secretary of State. It is the express intent of the County to follow applicable State laws and guidelines regarding records retention and any amendments to State laws and guidelines regarding records retention.

§ 4-504. Administration of Records Retention Ordinance.

The County Manager or his designee shall be responsible for the administration of this Ordinance.

§ 4-505. 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.

§ 4-506. 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]

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**XII. SECOND READINGS**

None.

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**XIII. INFORMATION ITEMS**

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

**ACTION OF THE BOARD:**

A status report was attached for review.

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**2. LIST OF PURCHASING ITEMS BETWEEN \$2,500 AND \$9,999 (SEE ATTACHED). *None for this meeting.***

**ACTION OF THE BOARD:**

There was no report attached for this meeting.

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**3. STATUS OF ACS CONTRACT TO FINISH NOVALIS PROJECT.**

Chairman Liakakis said on Item 3 on Information Items, Status of ACS Contract to finish NovaLIS project. Do you want to come up and give us some information on that because that's really important? Go ahead.

Mr. Lewis Leonard said, well, negotiations are underway with ACS, who bought the intellectual property of the defunct NovaLIS Corporation. The groups involved are Building Safety, Board of Assessors, MPC, Engineering and the ICS Department at this point. We have been going — leading more or less constantly amongst ourselves and with representatives of ACS and we're very close to having an agreement. We had hoped to bring it to you today, but there were still some items to clean up with the Board of Assessors on features, functions and benefits, and so we provided you with the information instead of the actual agreement. Hopefully at your next meeting we will have the agreement.

Chairman Liakakis asked, on this, the — what is a ballpark figure for this now? Mr. Leonard said, I do not know. I do not have that. Chairman Liakakis said, okay. You'll bring that to the next meeting? Mr. Leonard said, yes sir. There are — we're still negotiating. We want to make sure there's a performance bond because there wasn't in the past, and some other things that we'll require some financing. Chairman Liakakis said, well, I'm glad that you're looking over these kind of contracts before we put it out again because this past contract with NovaLIS cost the citizens of Chatham County a considerable amount of money what's going to have to be paid because if they had done their job and done it properly, we wouldn't be in this kind of a situation right now, and they were way behind and we should never have paid them in advance.

Mr. Lewis said, that's one of the items that's being addressed is the payment schedule and making sure that the deliverables are acceptable to the individual users and that we have sign-offs that those items have been delivered, that they are functioning as prescribed, and then we'll authorize payment. I think we've got a lot of protections in there as well as the performance bond for the entire amount.

Chairman Liakakis said, well, good. We appreciate your work on it and we appreciate the County Manager getting these things set up, you know, so that we are not in that same kind of a situation in the future. Mr. Leonard said, yes sir. Chairman Liakakis said, thank you very much.

**ACTION OF THE BOARD:**

A status report was attached as information.

**AGENDA ITEM: XIII-3****AGENDA DATE: September 22, 2006**

**TO:** Board of Commissioners  
**THRU:** R. E. Abolt, County Manager  
**FROM:** Lewis L. Leonard, ICS Director

**ISSUE:** To provide the Commission information regarding contract negotiations with ACS to complete the NovaLIS computer automation project.

**BACKGROUND:**

NovaLIS software for the Building Safety Department, Board of Assessors, Engineering, and MPC was purchased by Chatham County. During the installation and customization process, NovaLIS became bankrupt and ACS purchased their intellectual property.

**FACTS AND FINDINGS:**

1. For many weeks now, negotiations have been taking place between County Staff and ACS.
2. ACS is responsive to questions and County demands. Significant progress has been made toward crafting an acceptable agreement.
3. ACS will provide a performance bond for the amount of the final agreement.
4. It is expected that negotiations will end soon and that the agreement will be brought to the Commission within two weeks.

**FUNDING:** Not Applicable**POLICY ANALYSIS:** Not Applicable**ALTERNATIVES:** Information Only**RECOMMENDATION:** Information Only

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Commissioner Kicklighter said, Mr. Chairman, I don't think you noticed, but Mr. Pierce has had his hand up.

Chairman Liakakis said, oh, John [Pierce], do you want to come up to the microphone? Pull the microphone, John [Pierce], down so that you can talk. Sybil — John [Pierce], before you start speaking, that's John Saxon Pierce. Okay, go ahead, John [Pierce].

Mr. John Saxon Pierce said, I thank y'all. I told y'all it'd pass [SPLOST]. Thank y'all for [inaudible] it would pass. And I'm going to — if I had to do some more work, I've got to do some more work. Let's give Pete [Liakakis] and staff a hand. Give him a hand. [Applause.] Because he cooperated, staff ain't getting mad. We've got to do what we've got to do. We've got a Mayor. We've got everything we've got, thank God. I thank the people that carried it. Thank God for Otis [Johnson], thank God for staff. I'm proud of y'all, I am proud. It's not the [inaudible] and living like that. We want to say, thank you, Pete [Liakakis], and may God bless.

Chairman Liakakis said, thank you. We've got great Commissioners, too, and all of them did good work like you just stated. Thank you.

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**EXECUTIVE SESSION**

Upon motion being made by Commissioner Gellatly and seconded by Commissioner Stone the board recessed at 10:43 a.m. to go into Executive Session for the purpose of discussing litigation, land acquisition and personnel.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 12:30 p.m.

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**ITEMS FROM EXECUTIVE SESSION**

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

**ACTION OF THE BOARD:**

Commissioner Shay moved to approve a motion to authorize the Chairman to execute an Affidavit that the Executive Session was held in compliance with the Open Meetings Act. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present when this vote was taken.]

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**ADJOURNMENT**

Commissioner Thomas moved that the meeting be adjourned. Commissioner Stone seconded the motion and it carried unanimously. There being no further business to come before the meeting, Chairman Liakakis declared the meeting adjourned at 12:31 p.m.

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

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

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SYBIL E. TILLMAN, CLERK OF COMMISSION