

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, JUNE 22, 2007, IN THE COMMISSION MEETING ROOM ON THE SECOND FLOOR OF THE CHATHAM COUNTY COURTHOUSE, LEGISLATIVE AND ADMINISTRATIVE BUILDING, 124 BULL STREET, SAVANNAH, GEORGIA.

I. CALL TO ORDER

Chairman Pete Liakakis called the meeting to order at 9:40 a.m., Friday, June 22, 2007.

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II. INVOCATION

Commissioner Helen Stone introduced The Reverend Curtis F. Mears from St. Johns 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
 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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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

1. STEP UP GRADUATION.

Chairman Liakakis said, in case some people might still not know about our Step Up Program, in 2005 the Chatham County Commission joined up with the Savannah Poverty Initiative Program so that we could help people in our community in the poverty area and low income, and we started that particular project in 2005, and what happened in that original program, and it continues now, the Home Builders of Savannah, what they do after the participants graduate from the class, they hire them at higher wages, and that's been a really good thing. In 2006, we doubled the budget and then, of course, it's in the budget again for this year. But this program has been very successful. We welcome all the friends, the relatives and the others who came this morning to see the graduation for the Step Up Program. We're really proud, and I'd like to call on the administrators now for the Step Up Program to come up to the podium.

Ms. Katherine Martin said, good morning, Commissioners. I'm Katherine Martin with your Health Department. Today I'm representing Mr. Daniel Dodd, who is Executive Director of the Step Up Initiative. As a teacher, I am offering a pleasure and had the honor of presenting to you the individuals who have made this program successful thanks to your commitment and dedication of resources and your interest in this program. Today I'd like to call on Mr. Mike Vacquer, who is with the Home Builders Association, to come forward and talk to us about his success with this program, along with Tara Sinclair, who is the Coordinator for the Construction Apprentice Program.

Mr. Mike Vacquer said, thank you and good morning. It's a pleasure to be here once again. It's hard to believe that we started this program in 2005 and have gone through our Class Four with these individuals. We have a track record of success and certainly want to thank the Commissioners for the support that you have provided to this program over the past two years and also thank our Home Builders for the support and dedication that they have provided to this. It continues to be somewhat of an administrative and logistical challenge to pair up the students with the Home Builders subcontractors and the like, but it is working. We have a track record now of producing folks that have skills that can be valuably placed in the marketplace, and we certainly look forward to our continued participation and your continued participation and support in this program. Thank you.

Chairman Liakakis said, thank you, Mike [Vacquer].

Ms. Tara Sinclair said, good morning, Commissioners. My name is Tara Sinclair and I am the Program Manager of the Construction Apprentice Program. It is an honor this morning to stand before you to introduce the graduating class of the Construction Apprentice Program. These graduates have persevered in trials, tribulations, pop quizzes, mid-terms, final exams, lectures from me on just representing themselves in a professional manner along with representing CAP. They've received numerous notes from the desk of Tara Sinclair stressing the importance of attendance, being on time, good communication and a good work ethic. Today we will celebrate seven graduates. Three of the seven worked their apprenticeships through Home Builders Association and were offered full-time employment. Four of the seven worked their apprenticeships outside of Home Builders and were offered full-time employment. One unfortunately had to decline her offer of employment due to transportation and child care issues; however, she is actively job-searching. Class Four, when I met you on March 22nd, I told you I would complete this program with you. We did it. You did it. Before presenting the certificates, I would like to give you just a brief update on Class Five. We don't have all of Class Five in attendance today due to conflicting work schedules. Class Five that are here, please stand. This class term will run May 29th through September 14th. To date, we have 26 students on role and prayfully 26 students will complete the Construction Apprentice Program. Without further ado, we will hear from the graduates. You can have a seat please.

Mr. Wallace Bell said, good morning, Commission. My name is Wallace Bell and before going any further, this class respectfully requests a moment to honor the memory of one of us who was unexpectedly died before completing this course. We ask for a moment of silence for the memory of Bradford Sroufe. Thank you. I was proudly sponsored by a builder, C. Wilson, and my apprenticeship was with Honor Electric in the electrical field. Mr. Herndon of Honor Electric has offered me a full-time position and CAP has awarded me the opportunity to start a new career as an electrician, which I am proud of. I have connected with a good company willing to pay — willing to work with me as I advance in my new career. I'd like to thank everyone involved with my new opportunity.

Chairman Liakakis said, thank you, and again congratulations.

Ms. DeAnna Carmody said, good morning, Commissioners. My name is Deanna Carmody. I was employed by Southern Reserve Roofing and my area of study is roofing — and no, I don't work in the office. I'm actually a roofer. CAP has been a wonderful opportunity for me. I have gained much needed self-confidence to enter the work field and move up in society. I have also continued to seek employment, but have gained the skills necessary to obtain employment to care for my family financially. Thank you.

Chairman Liakakis said, thank you. Congratulations.

Mr. Bronslow Cutter said, good morning, Commissioners. My name is Bronslow Cutter. I'm employed with Holton Plumbing and my field of choice is plumbing. CAP has awarded me the opportunity to equip myself with a trade and employment to better establish myself in society productively, and I want to thank CAP as well as the Commissioners and the County of Chatham for making this possible. Thank you.

Chairman Liakakis said, thank you.

Mr. Brian Garner said, good morning, Commissioners. My name is Brian Garner. I was sponsored by Ernest Homes and apprenticeship is Burkett Electric. Mr. Burkett has offered me a full-time position and CAP has been a wonderful opportunity for me to expand my knowledge in the construction field, and I'd just like to thank them and thank y'all. I have offered to become a full-time student for construction — electrical construction. Thank you.

Chairman Liakakis said, thank you for participating.

Ms. Sonja Hines said, my name is Sonja Hines. I'm in Class Four. I will soon be a graduate. My sponsor was DreamMakers. I did my apprenticeship with MAO in Brunswick, Georgia. I appreciate the opportunity that CAP has given me to give me a change in my life so I can become a construction worker in my field of carpentry and masonry. I appreciate the opportunity and again thank you.

Chairman Liakakis said, thank you for participating.

Ms. Sinclair said, now we will have the presentations of certificates. Chairman, if you don't mind, would you participate with us please? Commissioners Farrell, Shay and Holmes, will you all join us? Certificates will be presented by Dale Carson Bebout.

Ms. Bebout said, good morning. It's my honor to be able to present these certificates to our graduates:

Wallace Bell

DeAnna Carmody

Bronslow Cutter

Anthony Ford — Anthony is not with us today because he actually went to work. So that says something about his participation.

Brian Garner

Ethann Green — He is also working.

Sonja Hines

Ms. Sinclair said, thank you, Dale and Commissioners. T-E-A-M, team. Together everyone achieves more. There's no "I" in team. I didn't do it alone and I couldn't do it by myself. As I call your name, please stand. These are the members of my village. Richard Dunbar, who could not be with us today, of DreamMakers Construction, Larry Walker of the Walker Group, Sam Byrd of Byrd's Heating and Air, Charlie Burkett of Burkett Electric, Tommy Reagan of R&R Electric, Chris Brown of CCR Plumbing, and Dwayne Rovette [phonetic] of Toucan Taxi and Transportation. We also have a special awards, and I'll just call your name. Bronslow Cutter received the Best Effort Award. Bronslow had a legal obligation once a week and, therefore, he would make it to class close to quitting time, but he still showed up every Tuesday regardless of what time it was just to get assignments and to get notes. So we felt like he demonstrated the best effort. Wallace Bell was our star student. Wallace passed all exams with A's. Wallace actually got an A out of the class and he aced his mid-terms. A special thank you to my co-captain and cheerleaders. Co-captain is Delonia Williams. I couldn't — my right hand. My cheerleaders: Daniel Dodd and Dale Carson Bebout. Commissioners, I would like to thank you for giving the residents of Chatham County a second chance at life and the opportunity of a lifetime. Thank you.

Chairman Liakakis said, all of our Commissioners are really enthused about this particular program to make available employment for low income and people who do not have jobs in our community, and we really do appreciate the Home Builders of Savannah and the other organizations that have hired, you know, that will continue to hire the graduates and especially the Home Builders because not only are they hiring many of the graduates, but also they gave us a \$5,000 contribution to put in the Step Up Program, which was really good. So they put money in it in addition to hiring the people, and we do appreciate that and we thank Mike [Vacquer] to give the word to the Home Builders and to Katherine [Martin] and, of course, to Daniel Dodd, all of those people. And we thank each and every one of you, and I know all of the family members and friends and, you know, people that are here for this occasion are really proud and we're glad that we are able to participate and continue to do things because we want to help more people in our community so we can raise the standards of living for as many people as possible. Thank you and —. Excuse me. Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, thank you, Mr. Chairman. I know you said it all, but I would be remiss because I am just so excited over the fact that these young people have been so very successful and that you have taken the opportunity afforded to you and to move forward with this. One other thing I want to ask you, as you get in a position to do like the Home Builders Association and others, that you would reach back and help some others along the way as well. I wish you much speed in the future and congratulations.

Commissioner Farrell said, I'd also like to mention once again, as the Chairman already has, that one of the very important components of the success of this program is the enthusiastic support of our local Home Builders and Contractors that have gotten behind this, not only at the end of the game when it's time to hire, which is extremely important, but also during the process, and they're putting quite a bit of their own financial resources into this on a voluntary basis and I for me, and I believe I speak for most everyone on the Commission, I really appreciate the Home Builders and Contractors of the Coastal Empire stepping up and making this program work. So I want to make sure that everyone realizes what an important component that the Home Builders are in this program. Thank you.

Commissioner Stone said, Mr. Chairman, I'd just like to say on the heels of that to apprise this audience that the ACCG gave our Chairman — presented our Chairman for this program and I understand that the same or a similar award will be mentioned at the NACo Conference in July. So I just wanted the people of this community to know that this is a program that people are watching. Commissioner Farrell said, throughout the country.

Chairman Liakakis said, and what we will do now, we'll continue with our agenda. If anybody would like to leave at this point, they are welcome to do so because we are going to continue our Chatham County Commission agenda now.

ACTION OF THE BOARD:

Presentation of graduation certificates were presented to seven individuals who completed the Step Up Program

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2. PROCLAMATION HONORING GLORIA LARRY ON HER RETIREMENT FROM THE ADMINISTRATIVE SERVICES DEPARTMENT AFTER MORE THAN 28 YEARS OF SERVICE.

Chairman Liakakis said, I call on Commissioner Patrick Farrell to present that proclamation and we'd like for her to come forward and for her people to stand up with her today.

Commissioner Farrell said, it gives me great pleasure to present this proclamation this morning.

PROCLAMATION

WHEREAS, there comes a time when an employee decides to retire and pursue other dreams and in that respect, we salute Gloria Larry, dedicated employee of the Chatham County Administrative Services; and

WHEREAS, Gloria Larry began her career with Chatham County on December 18, 1978, in the Maintenance Department as Building Custodian, and later promoted to Maintenance Clerk; and

WHEREAS, in 1988, Gloria Larry transferred from the Maintenance Department and became a Clerk in the Print Shop and in 1989, she was promoted to Clerical Assistant and has held that position to this day. Among the numerous duties she performed, Gloria became the voice of the "Chatham County Information Line"; and

WHEREAS, Gloria Larry is an active member of Genesis New Life Apostolic Holiness Church where she serves as the Church Mother.

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

GLORIA LARRY

upon her retirement and express sincere appreciation for over twenty-eight years of dedicated service to Chatham County and extend best wishes for a long happy and healthy retirement and success in all endeavors.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 22nd of June 2007.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Frances Q. Rasmussen, Deputy Clerk

Commissioner Farrell said, congratulations.

County Manager Abolt said, Mr. Chairman, I would like to have Mr. Leonard, the department head, to make a special presentation to our honoree.

Mr. Lewis Leonard said, good morning. She's known as "Ms. G" to the rest of us, and she's really been here 29 years, but this lamp is for you with the Chatham County seal on it, and we hope that you'll be doing a lot of reading and enjoying that with the light of Chatham County.

Ms. Larry said, thank you. I'm going to introduce my family. This is my husband, Samuel Larry, this is my sister, Barbara Hudson, this is the Evangelist of my church, Evangelist Williams, this is her husband, Elder Williams, this is my friend, Jackie Lane, and this is Assistant Supervisor, John Savage. And Lem [Jones] is not here, he's downstairs. But, you know, I am so grateful to be here. You know, when I came here in 1978 I never thought that I would be here that long, but the people that I work for was so sweet and I thank God for just being a part of the Chatham County family. I enjoyed every minute of it and I thank you.

Chairman Liakakis said, Gloria [Larry], on behalf of the County Commission we thank you for the wonderful service that you have rendered to the citizens of Chatham County all these years. You've been a dedicated, loyal employee and many of the other employees really praise you besides the citizens when you help them. And, again, we thank you.

Commissioner Odell said, just one thing and just to trail on Pete [Liakakis]. We appreciate what you've done, but there's one thing that you did not do. You have a young man standing behind you in red and we don't know who he is and we need to put him on TV. What's his name? Ms. Larry said, this is Jontronya Young, my great-grandson.

Chairman Liakakis said, okay. Thank you. Ms. Larry said, thank you.

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VI. CHAIRMAN'S ITEMS

None.

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VII. COMMISSIONERS' ITEMS

- 1. REQUEST BOARD ADOPT A RESOLUTION ADVOCATING THE INTRODUCTION AND ADOPTION OF LEGISLATION IN THE GEORGIA GENERAL ASSEMBLY FACILITATING THE PROVISION OF OPERATING ASSISTANCE FOR TRANSIT SYSTEMS IN THE STATE OF GEORGIA (COMMISSIONER ODELL).**

Chairman Liakakis said, I call on Commissioner Harris Odell.

Commissioner Odell said, at the last Chatham Area Transit Authority meeting we were again reminded of the fact that federal fundings are drying up to the tune of approximately \$1.8 million. Georgia is one of seven states of the United States that does not provide financial assistance to the individual transit authorities. It was my hope that we would send a resolution to our legislators requesting funding for not only the Chatham Area Transit Authority, but for transit authorities in general. It is foolish to believe that we will ever reach the point that we can pave through concrete asphalt our way out of the transit crisis which we are going to face here in Georgia. We have to encourage mass transit. We encourage it. We have to be willing to fund it. We think the State of Georgia should actively participate in the funding of Chatham County. And you all have received the resolution and I would be honored if I could get a second and —. Commissioner Stone said, I second that. Commissioner Odell said, okay.

Chairman Liakakis said, okay. We have a motion on the floor and a second to adopt that resolution going to the Georgia General Assembly. Let's go on the board. The motion carried unanimously. The motion passes, and that's really important because we have a number of our citizens in our community that don't have transportation and because of that some of them are not being employed because they just can't get back and forth to work, and we really need the State Assembly to come on board and to provide money, as Commissioner Odell was stating that we're only one of seven states in the entire country that does not put funding into the bus transit system in the State of Georgia and, rightly so, and if you read in the *Morning News* this morning, they had information in there and I hope people realize, and we'd like the citizens too at the time of the next legislature or if you happen to know some of them, or if you don't you can send them cards or give them phone calls to encourage our local legislators. And I assure you that what's going to happen for the next assembly that we will be talking with them and lobbying because public transportation is very important. Not only to those people that don't have transportation in our community, but also to save people money because we know the fuel prices are up dramatically at this particular point. It reduces pollution in the community and people with our transit system will add additional bus service if necessary when the citizens of Chatham County want to come on board and join the transit system like they do all over the country.

ACTION OF THE BOARD:

Commissioner Odell moved to adopt a resolution advocating the introduction and adoption of legislation in the Georgia General Assembly facilitating the provision of operating assistance for transit systems in the State of Georgia. Commissioner Stone seconded the motion and it carried unanimously.

AGENDA ITEM: VII-1
AGENDA DATE: June 22, 2007

TO: Chatham Area Transit Authority
THRU: R. E. Abolt, County Manager
FROM: Carl L. Palmer, Executive Director
Chatham Area Transit Authority

ISSUE:

Advocating the introduction and adoption of legislation in the Georgia General Assembly facilitating the provision of operating assistance for transit systems in the State of Georgia.

BACKGROUND:

Public transportation systems serving urbanized areas (UZAs) exceeding 200,000 in population can not use federal funds for general operating expenses – only capital expenditures and asset maintenance. While the 200,000 population threshold is used elsewhere in transportation formulas, crossing this threshold always carries benefits, such as further access to federal funds, for transportation entities, except transit. There are now over 110 small transit systems operating less than 100 peak buses across the country that have lost the flexibility on the use of federal funds because they serve areas over 200,000 population.

At its June 11, 2007 meeting, it was the consensus of the Chatham Area Transit Authority (CAT) Board of Directors to address the loss of federal funds as described above through a letter writing campaign and other advocacy measures directed at the Georgia General Assembly.

The commitment to a letter writing campaign and other advocacy measures is to be carried out by the Chatham County Board of Commissioners as set forth in a formal resolution to be adopted by the same body.

FACTS and FINDINGS:

- Of the over 110 transit systems operating less than 100 peak buses, 55 went over the 200,000 population threshold with the 2000 Census; the phasing out of operating assistance for these systems will result in major service reductions of 20-30% or more in the very near future; these UZAs are some of the fastest growing areas in the country; this loss of flexibility and resulting service reductions will further exacerbate the loss of jobs, traffic congestion, air pollution, and energy consumption in these areas.
- Chatham County is among the fastest growing UZAs in the country; CAT is among the 110 transit systems having fewer than 100 peak hour buses in its operating fleet and among the 55 that went over the 200,000 population threshold with the 2000 census.
- The State of Georgia is one of seven states that do not partner with local governments and the federal government to assist in supporting the burden of operating costs of public transit systems.
- CAT's federal operating assistance will be completely eliminated by July 2008.
- The CAT Board of Directors proposes that the Chatham County Board of Commissioners adopt a formal resolution advocating the introduction and adoption of legislation in the Georgia General Assembly facilitating the provision of operating assistance for transit systems in the State of Georgia.

FUNDING:

The Chatham County Board of Commissioners has set the millage rate supporting CAT's budget. CAT's millage rate for FY 2008 is 0.82. CAT's federal operating assistance will be totally eliminated by July 2008.

ALTERNATIVES:

The Board could approve recommending the adoption of the resolution by the Chatham County Board of Commissioners as presented or the Board could approve the recommended resolution with changes.

POLICY ANALYSIS:

It is the Board's policy to approve recommended resolutions for actions by the Chatham County Board of Commissioners.

RECOMMENDATION:

Staff recommends that the Chatham County Board of Commissioners approve the adoption of the attached resolution advocating Georgia General Assembly legislation that will facilitate the provision of operating assistance for transit systems in the State of Georgia.

RESOLUTION

Chatham County Board of Commissioners, State of Georgia

Advocating the Introduction and Adoption of Legislation in the Georgia General Assembly Facilitating the Provision of Operating Assistance for Transit Systems in the State of Georgia

WHEREAS, public transportation systems serving urbanized areas (UZAs) exceeding 200,000 in population can not use federal funds for general operating expenses – only capital expenditures and asset maintenance. While the 200,000 population threshold is used elsewhere in transportation formulas, crossing this threshold always carries benefits, such as further access to federal funds, for transportation entities, except transit. There are now over 110 small transit systems operating less than 100 peak buses across the country that have lost the flexibility on the use of federal funds because they serve areas over 200,000 population;

WHEREAS, of the over 110 transit systems operating less than 100 peak buses, 55 went over the 200,000 population threshold with the 2000 Census; that the phasing out of operating assistance for these systems will result in major service reductions of 20-30% or more in the very near future; that these UZAs are some of the fastest growing areas in the country; that this loss of flexibility and resulting service reductions will further exacerbate the loss of jobs, traffic congestion, air pollution, and energy consumption in these areas;

WHEREAS, Chatham County is among the fastest growing UZAs in the country; that Chatham Area Transit Authority is among the 110 transit systems having fewer than 100 peak hour buses in its operating fleet and among the 55 that went over the 200,000 population threshold with the 2000 census; that Chatham Area Transit Authority’s federal operating assistance will be totally eliminated by July 2008;

WHEREAS, the Chatham County Board of Commissioners adopted a resolution supporting proposed federal legislation, the Transit System Flexibility Protection Act of 2007 (S.406 and H.R. 734), on March 23, 2007; that said Act, if approved, will add an amendment to current law that allows operating costs of equipment and facilities for use in public transportation in an urbanized area with a population of more than 200,000, if such public transportation system operates less than 100 buses on fixed-route service during peak service hours;

WHEREAS, the State of Georgia is one of seven states that do not partner with local governments and the federal government to assist in supporting the burden of operating costs of public transit systems;

NOW, THEREFORE BE IT RESOLVED that the Board of Chatham County Commissioners, in the State of Georgia, advocates the introduction and adoption of legislation in the Georgia General Assembly facilitating the provision operating assistance for transit systems in the State of Georgia.

Duly adopted this 22nd day of June, 2007.

The Chatham County Board of Commissioners

BY: _____
Pete Liakakis, Chairman

ATTEST:

By: _____
Sybil Tillman, Clerk of Commission

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2. REQUEST BOARD ADOPT A RESOLUTION NAMING THE SOCCER FIELDS FOR JENNIFER L. ROSS (COMMISSIONER STONE AND COMMISSIONER SHAY).

Commissioner Stone said, I don’t have anything to add, Mr. Chairman, other than the resolution. Commissioner Stone read the following resolution into the record:

RESOLUTION

WHEREAS, in the early 1990s, the community broadened the planned uses of the 1% Special Purpose Local Option Sale Tax from just road, drainage and infrastructure projects to include cultural, civic and recreational projects, and the Coastal Georgia Soccer

Association under the leadership of Rusty Ross proffered the concept of a soccer complex as recommended through the Vision 2000 Committee; and

WHEREAS, it would be fitting to honor Jennifer Ross, a life-long soccer enthusiast and competitor throughout her adolescent and teenage years, by memorializing in her name a County facility which encourages youths to participate in sports, remain physically fit, and appreciate team camaraderie; and

WHEREAS, Jennifer Ross' life will endure in the memories of her parents, Rusty and Coren Ross, her brother, Joseph, and friends who will never forget her bubbly personality and spunk as well as her competitive nature in soccer and in her approach to life; and

WHEREAS, it would be appropriate to select the Chatham County Soccer Complex to memorialize Jennifer Ross not only because she played and competed on those fields but also her family represents the quintessential soccer family by providing leadership on behalf of the Coastal Georgia Soccer Association as well as her father's contributions in coaching soccer teams on those fields; her brother's competing on those fields; and her mother's active involvement in the Association.

NOW THEREFORE, I, Pete Liakakis, as Chairman, with the Board of Commissioners of Chatham County, do hereby designate the Chatham County Soccer Complex as the Jennifer Ross Memorial Soccer Fields and authorize installation of a memorial plaque and signage to commemorate this designation.

ADOPTED THIS 22nd DAY OF JUNE, 2007

Attest:

Pete Liakakis, Chairman

Sybil E. Tillman, Clerk

Chairman Liakakis recognized Commissioner Patrick Shay.

Commissioner Shay said, Mr. Chairman, Rusty and Coren [Ross], when Helen [Stone] came to me and said she wanted to suggest doing this, I jumped at the opportunity, and I did that not only out of a respect for the tragedy, but also you're family. I think there are two Commissioners here that were on the County Commission back in the early 1990's when we were wrestling with a lot of the issues that had to do with what we would do as a community with the first SPLOST that was ever going to be used for projects beyond roads and drainage. Your courage and your perseverance and your persistence not only got that Soccer Complex onto the ballot and got it built, you probably helped us as anybody else get the whole referendum passed by the support that was engendered for that Soccer Complex, and I've had two sons that in many ways grew up on those fields and I've watched thousands and thousands and thousands of other young people grow and mature and learn how to cooperate teams. It's a great thing. I think it's a wonderful thing that we're going to name this in your family's name, and I just want to tell you how much we all appreciate the hard work and perseverance that you put into that you put into the effort. Thank you.

Chairman Liakakis said, personally I'd like to also thank you and your family because you worked really hard. You know, recreation is part of the quality of life of our community and it has made a difference in many of the young people's lives because, you know, keeping the interest up, being involved in an athletic endeavor, what we can see is that most of those that are in that particular area, they don't get into trouble and that's really good because we want to continue to do what we can for the young people in our community and those soccer fields because of your hard work and, you know, your wife's hard work to push this that we do have some great soccer fields in Chatham County so that we are able to provide that for the participants and their families. So again thank you very much.

Commissioner Odell said, Rusty [Ross], I've known you forever and I only met your wife on one occasion. We share something in that we both have lost children and until you've lost a child you never know the hurt that you sustain. I am honored that we do this in recognition of your daughter. I really am, and we were talking this morning, birthdays are hard, Christmas is hard, particular days, look at certain jerseys, it's hard, or hear a song that reminds you, it's very difficult, and until you've been there you do not appreciate the overwhelming grief of loss. While I did not personally know your daughter, I know the loss that you experienced and my heart went out to you and your wife. As I said, I've known you forever. We've worked together at Memorial. You were an attorney, an in-house attorney, and I am proud that we are doing this.

Chairman Liakakis asked, would you like to say anything?

Mr. Ross said, just real briefly. I know y'all have a very busy schedule today, Mr. Chairman and Commissioners. Thank you all. This is a very humbling, humbling thing that you have done. Our family will never forget it. This is both a very solemn and sober day for us and also a joyful day. It was our daughter's 21st birthday yesterday, it just so happens, and as Commissioner Odell knows, those feels are always with you when you lose a child. They sit on your shoulder and they never leave you, but on days like that, they swirl all about you and change you. As my wife and I said to on another when we were leaving the hospital they day my daughter died, we turned to one another and said we never thought it would come to this. I've got to tell you that when we were working hard on the soccer fields and gutting it out to make those

happen, we certainly never thought that this would happen. But it's a joyful occasion for us as well. It's a tremendous honor that you've bestowed upon us, but I hope that all the families who have lost children will understand that we're accepting this on behalf of all of us, Commissioner Odell. Commissioner Odell said, and Russ Abolt. Mr. Ross said, and yes, absolutely, Mr. Abolt. It is a tremendous honor we bear. Thank you.

Chairman Liakakis said, thank you very much.

Commissioner Thomas said, Mr. Chairman. Chairman Liakakis said, yes. Commissioner Thomas said, I'd just like to add something to that. I, too, share the sorrows. I wish I could sit here today and say that our feelings are better today than what they were — one, at the time when you lost your daughter. I also lost a nephew and two other relatives within the same year. So I know the feeling as well, so our families are grieving but we are very happy for you and we're happy to do this for Jennifer, and that this gives a signal to other young people to let them know that we really do care and we also want to say to you to continue to be strong and God bless you.

Commissioner Kicklighter said, Mr. Chairman, I thought I remotely knew what parents went through. I talked to parents several times when my brother was murdered when I was 17 and he was 23, but after I had my own kids I had no clue to what my parents went through. I admire all of you for waking up and plugging along every day. I watched my parents struggle and it's — I'm just truly sorry and I know after my brother — Groves High School named a weightlifting center after him and I know how that made my family feel. I know that the loved one stays mentally every single day with you and hopefully I take a little bit of pride or something knowing that not only he's like my brother and my memory, but his name is hopefully going to be there forever on something. I just thank y'all and I'm just truly sorry for what y'all went through.

Ms. Coren Ross said, well, Commissioners, let me just add my thanks to those that Rusty has already expressed and tell you that one of the other things we said just after Jennifer died was that we were not going to ask the question why because there's nothing good that comes out of that, but rather what comes of this, and this is just the latest wonderful example of what this community has decided to do in the wake of Jennifer's death. There's been an enormous sense, I believe, of coming together, of uniting behind common causes, of developing a sensibility for our friends and our neighbors that perhaps we simply didn't have before, and this gives us such great comfort. I just want to thank all of you very, very much and tell you that we will never forget you.

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CHATHAM AREA TRANSIT AUTHORITY

Upon a motion made by Commissioner Thomas, seconded by Commissioner Odell and unanimously approved, the Board recessed as the County Commission at approximately 10:25 a.m., and convened as Chatham Area Transit Authority.

The Board reconvened as the County Commission at approximately 10:30 a.m.

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VIII. TABLED/RECONSIDERED ITEMS

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

None.

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IX. ITEMS FOR INDIVIDUAL ACTION

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

- 1. **TO REQUEST APPROVAL OF THE FOLLOWING: (1) AMENDMENTS TO THE GENERAL M&O FUND TO: A) TRANSFER \$5,000 FROM CONTINGENCY TO SPECIAL APPROPRIATION FOR 4TH OF JULY FIREWORKS ON RIVER STREET, B) TRANSFER \$6,210 WITHIN THE**

CORONER'S BUDGET TO SALARIES, C) TRANSFER \$232,530 FROM THE DETENTION CENTER BUDGET TO TRANSFER OUT TO CIP, AND D) TRANSFER \$160,000 FROM THE MOSQUITO CONTROL BUDGET TO TRANSFER OUT TO CIP, (2)AMENDMENTS TO THE CIP FUND TO: A) RECOGNIZE A TRANSFER IN FROM THE GENERAL M&O FUND OF \$392,530 AND INCREASE APPROPRIATIONS \$160,000 FOR VEHICLE REPLACEMENT, \$47,530 FOR SHERIFF DEPARTMENT EQUIPMENT, \$25,000 FOR DETENTION CENTER EQUIPMENT, AND \$160,000 FOR MOSQUITO CONTROL PROJECTS, (3) AN AMENDMENT TO SERIES 2005 DSA BOND FUND TO INCREASE REVENUES BY \$279,729 FROM A PAYMENT BY UNION MISSION AND INCREASE THE APPROPRIATION FOR THE BEHAVIORAL HEALTH CLINIC PROJECT BY \$279,729, (4) AN AMENDMENT TO THE LAND BANK AUTHORITY FUND TO INCREASE REVENUES AND EXPENDITURES BY \$41,095 FROM SALE OF CAPITAL ASSETS, AND (5) AN AMENDMENT TO THE SALES TAX II FUND TO TRANSFER \$100,000 FROM THE ABERCORN SAFETY PROJECT TO THE MIDDLEGROUND ROAD PROJECT.

Chairman Liakakis asked, do we have a motion on the floor to approve these?

Commissioner Odell said, so moved. Commissioner Stone said, second. Commissioner Holmes said, second.

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

County Manager Abolt said, Mr. Chairman, if I may reinforce as we did last time. I believe the Board was very appreciative of it. Here is where we are looking at any dollars that are not going to be spent in budgets, like the Sheriff and the Seed Control, and transferring those into capital needs and then taking care of needed decision-packet items. I'll give you two examples. Dr. Lewandowski in his budget came to us and said he believes he could allocate enough money to seal the decking out at the hangar of Mosquito Control very well designed and well used building plus begin to set aside some monies so we can at least purchase the rotary ditcher at the DMCA's, and the same essentially applies to the Sheriff and his staff. We're addressing decision packages we think in a very prudent and timely fashion.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the following: (1) Amendments to the General M&O Fund to: a) transfer \$5,000 from contingency to special appropriation for 4th of July fireworks on River Street, b) transfer \$6,210 within the Coroner's budget to salaries, c) transfer \$232,530 from the Detention Center Budget to Transfer Out to CIP, and d) transfer \$160,000 from the Mosquito Control budget to Transfer Out to CIP, (2)amendments to the CIP Fund to: a) recognize a Transfer In from the General M&O Fund of \$392,530 and increase appropriations \$160,000 for vehicle replacement, \$47,530 for Sheriff Department equipment, \$25,000 for Detention Center Equipment, and \$160,000 for Mosquito Control projects, (3) an amendment to Series 2005 DSA Bond Fund to increase revenues by \$279,729 from a payment by Union Mission and increase the appropriation for the Behavioral Health Clinic project by \$279,729, (4) an amendment to the Land Bank Authority Fund to increase revenues and expenditures by \$41,095 from Sale of Capital Assets, and (5) an amendment to the Sales Tax II Fund to transfer \$100,000 from the Abercorn Safety Project to the Middleground Road Project. Commissioners Stone and Holmes seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

AGENDA ITEM: IX-1
AGENDA DATE: June 22, 2007

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

ISSUE: To request approval of the following: (1) amendments to the General M&O Fund to: a) transfer \$5,000 from contingency to special appropriation for 4th of July fireworks on River Street, b) transfer \$6,210 within the Coroner's budget to salaries, c) transfer \$232,530 from the Detention Center Budget to Transfer Out to CIP, and d) transfer \$160,000 from the Mosquito Control budget to Transfer Out to CIP, (2)amendments to the CIP Fund to: a) recognize a Transfer In from the General M&O Fund of \$392,530 and increase appropriations \$160,000 for vehicle replacement, \$47,530 for Sheriff Department equipment, \$25,000 for Detention Center Equipment, and \$160,000 for Mosquito Control projects, (3) an amendment to Series 2005 DSA Bond Fund to increase revenues by \$279,729 from a payment by Union Mission and increase the appropriation for the Behavioral Health Clinic project by \$279,729, (4) an amendment to the Land Bank Authority Fund to increase revenues and expenditures by \$41,095 from Sale of Capital Assets, and (5) an amendment to the Sales Tax II Fund to transfer \$100,000 from the Abercorn Safety Project to the Middleground Road Project.

BACKGROUND:

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

FACTS AND FINDINGS:

- 1) On June 11, 2007 the Board approved financial participation in 4th of July fireworks on River Street. A transfer of \$5,000 from General Fund M&O contingency will provide funding.
- 2) A transfer within the Coroner's budget is necessary to move funds for car allowance to the appropriate account code.
- 3) The Detention Center has requested a transfer of \$232,530 from the departmental budget to the Capital Improvement Program (CIP) Fund. The funds will be appropriated as follows: \$160,000 for vehicle replacement, \$47,530 for Sheriff Department equipment, and \$25,000 for Detention Center Equipment Budget. Resolutions have been prepared.
- 4) The Mosquito Control Director has requested a transfer of \$160,000 from the departmental budget to the Capital Improvement Program (CIP) Fund. The funds will be appropriated to resurface hanger floors (\$40,000) and to offset the acquisition of an amphibious long reach excavator (\$120,000). A staff report is attached. Resolutions have been prepared.
- 5) The Board of Commissioners approved a funding plan for construction of the Behavioral Health Clinic at their meeting held April 21, 2006. The plan included participation by Union Mission. An additional payment of \$279,729 has been received. An amendment to recognize the revenue and adjust the project budget is attached.
- 6) Revenues for the Land Bank Authority Fund have exceeded budget. An amendment to increase revenues and expenditures by \$41,095 has been prepared.
- 7) The County Engineer has requested a transfer of \$100,000 from the Abercorn Safety Project to the Middleground Road Project in Sales Tax II. Correspondence is attached.

FUNDING: The budget amendments will establish funding in the CIP, Series 2005 DSA Bond, Multiple Grant, and Land Bank Authority Funds. Funds are available in the General Fund M&O Contingency, the Coroner, the Detention Center and the Sales Tax II budgets for the transfers.

ALTERNATIVES:

1. That the Board approve the following:

GENERAL FUND M&O

- (a) transfer \$5,000 from contingency to special appropriation,
- (b) transfer \$6,210 within the Coroner budget for car allowance,
- (c) transfer \$232,530 from the Detention Center budget to Transfer Out to CIP,
- (d) transfer \$160,000 from the Mosquito Control budget to Transfer Out to CIP.

CAPITAL IMPROVEMENT PROGRAM FUND

- (a) recognize a Transfer In from the General M&O Fund of \$392,530 and increase project budgets as follows: \$160,000 for vehicle replacement, \$47,530 for Sheriff Department equipment, \$25,000 for Detention Center Equipment, and \$160,000 for Mosquito Control projects.

SERIES 2005 DSA BOND FUND

an amendment to increase revenues by \$279,729 from a payment by Union Mission and increase the appropriation for the Behavioral Health Clinic project by \$279,729.

LAND BANK AUTHORITY

an amendment to increase revenues and expenditures by \$41,095 from Sale of Capital Assets.

SALES TAX II FUND

a transfer of \$100,000 from the Abercorn Safety Project to the Middleground Road Project

- (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 ADOPT THE FY2008 BUDGET RESOLUTIONS AS SHOWN ON THE ATTACHED RESOLUTIONS IN THE FOLLOWING SEQUENCE: FY2008 BUDGET RESOLUTIONS AS SHOWN ON THE ATTACHED RESOLUTIONS IN THE FOLLOWING SEQUENCE: 1) THE COUNTY FUNDS LISTED WHICH EXCLUDE THE GENERAL FUND M&O AND THE SPECIAL SERVICE DISTRICT, AMENDING THE CHATHAM EMERGENCY MANAGEMENT SPECIAL REVENUE FUND TO INCREASE REVENUES AND APPROPRIATIONS \$20,800, 2) THE GENERAL FUND M&O AMENDED AS FOLLOWS: A) TRANSFER \$17,830 TO THE SALARY APPROPRIATION WITHIN THE PROPOSED BUDGET FOR THE ELECTIONS BOARD, B) INCREASE TRANSFER OUT TO CEMA \$20,800, AND C) REDUCE CONTINGENCY \$20,800, 3) THE SPECIAL SERVICE DISTRICT; TO AUTHORIZE AN EMPLOYEE COST OF LIVING ADJUSTMENT (COLA) EQUAL TO THE AMOUNT FUNDED IN THE PROPOSED BUDGET PRESENTED MAY 11, 2007 WITH AN EFFECTIVE DATE OF JULY 1, 2007.**

County Manager Abolt said, Mr. Chairman, Ladies and Gentlemen, as we discussed in the pre-meeting and with your patience and permission, if you would go, if you have the staff report in front of you, Mr. Chairman just read the issues statement. On page two is the first resolution and the first resolution adopts all funds before you, save and except General Fund M&O and Special Service District.

Chairman Liakakis said, and the item on the employee cost of living —. County Manager Abolt said, no. We'd like a motion on that —. Chairman Liakakis said, oh, okay. County Manager Abolt said, the first resolution adopts everything except M&O and SSD. Chairman Liakakis asked, do we have a motion on the floor?

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

Chairman Liakakis said, we have a motion on the floor and a second. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.] Chairman Liakakis said, the motion passes.

County Manager Abolt said, and the second resolution, Item (b) on page three, that would adopt your M&O budget.

Chairman Liakakis asked, okay do we have a motion on the floor for that items that was just read.

Commissioner Farrell said, so moved. Commissioner Holmes 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: Commissioners Odell and Kicklighter were not present.]

County Manager Abolt said, Mr. Chairman, and then the resolution item (c) would adopt your SSD budget.

Chairman Liakakis asked, do we have a motion on the floor for Item (c).

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

Chairman Liakakis said, we have a motion on the floor and a second to adopt the third resolution. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.] Chairman Liakakis said, the motion passes.

County Manager Abolt said, Mr. Chairman, and the last item would be for the Board to declare the cost of living increase for County employees.

Chairman Liakakis said, yes, and the amount that has been given is five percent. We'd like a motion on the floor for the COLA for the employees of the County.

Commissioner Shay said, move for approval Mr. Chairman. Commissioner Holmes 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: Commissioners Odell and Kicklighter were not present.] Chairman Liakakis said, the motion passes. And that covers all of that.

* * *

Commissioner Kicklighter said, Mr. Chairman, beings I was out of the room, I was shocked that was passed through that quick. For the record, I supported the budget as proposed and, I guess, passed. Chairman Liakakis said, okay.

ACTION OF THE BOARD:

The FY2008 Budget Resolutions were adopted in the following sequence:

- a. Farrell moved to adopt a resolution which encompasses all funds except the General Fund M&O and the Special Service District (SSD) amending the Chatham Emergency Management Special Revenue Fund to increase revenues and appropriations \$20,800, which funds include the Special Service District Funds (except for the SSD Fund), the Internal Service Funds, the Capital Improvement Funds, the Enterprise Funds, and the Debt Service Fund. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.]
- b. Commissioner Farrell moved to adopt a resolution that establishes a budget for the General Fund M&O amended as follows: (i) transfer \$17,830 to the salary appropriation within the proposed budget for the Elections Board, (ii) increase Transfer Out to CEMA \$20,800, and (iii) reduce Contingency \$20,800. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.]
- c. Commissioner Holmes moved to adopt the Special Service District (SSD) Special Revenue Fund budget. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.]
- d. Commissioner Shay moved to adopt an employee cost of living adjustment (COLA) equal to the amount funded in the proposed budget (five percent) to be effective July 1, 2007 (paycheck dated July 13, 2007). Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.]

AGENDA ITEM: IX-2
AGENDA DATE: June 22, 2007

DATE: June 15, 2007
TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Linda Cramer, Finance Director

ISSUE:

To adopt FY2008 Budget Resolutions as shown on the attached resolutions in the following sequence: 1) the County funds listed which exclude the General Fund M&O and the Special Service District, amending the Chatham Emergency Management Special Revenue Fund to increase revenues and appropriations \$20,800, 2) the General Fund M&O amended as follows: a) transfer \$17,830 to the salary appropriation within the proposed budget for the Elections Board, b) increase Transfer Out to CEMA \$20,800, and c) reduce Contingency \$20,800, 3) the Special Service District; to authorize an employee cost of living adjustment (COLA) equal to the amount funded in the proposed budget presented May 11, 2007 with an effective date of July 1, 2007.

BACKGROUND:

Chatham County is required by state law to adopt balanced annual budgets for its General Fund, Special Revenue Funds and Debt Service Funds. Project-length budgets can be adopted for Capital Improvement Funds.

FACTS & FINDINGS:

- (1) A public hearing was held during the Chatham County Commission meeting on May 25, 2007. Copies of the proposed budget were made available in the Finance Department as well as at all Chatham County branches of the Live Oak Public Library.
- (2) By law, Chatham County is required to wait one week after the public hearing before adopting budget Resolutions. Budget adoption was advertised on Wednesday, June 6, 2007 in the *Savannah Morning News* for adoption on Friday, June 22, 2007.

- (3) Chatham County has a total of thirty (30) funds scheduled for adoption. Three Resolutions are attached outlining budgets for the thirty funds. The Resolutions are based on the proposed budget presented on May 11, 2007.
- (4) If the budget is not adopted on June 22, 2007, the Board must revise the budget calendar, and re-advertise the budget adoption at least one week prior to adoption in accordance with state law.
- (5) The funded employee cost of living adjustment (COLA) will be effective July 1, 2007 (paycheck dated July 13, 2007). Insurance premium increases will be effective concurrent with the COLA.
- (6) County taxes are applied to the Chatham County Stephens Day Value shown in Box 6 on the Assessment Notice, not the Market Value shown in Box 5. The Chatham County Stephens Day Value has remained unchanged for seven years.
- (7) State law does not require budget adoption for Internal Service and Enterprise funds. However, Chatham County adopts budgets for these funds to use as a management tool.
- (8) Actual digest growth at the current millage rate yields revenues in excess of that shown in the proposed budget. Following adoption of the millage levy, the Board may wish to amend the proposed budget to allocate use of the incremental revenue.
- (9) Information received since May 25, 2007 indicates the desirability of two adjustments to the proposed budget.
- (10) The Elections Board approved salary adjustments for two employees. The adjustments were not included in the original budget request. The adjustment to the salary appropriation can be accomplished through a transfer within the departmental budget. The total appropriation for the Board of elections will remain at \$1,085,806.
- (11) The Decision Package for the Chatham Emergency Management Agency (CEMA) includes \$20,800 for sirens. This amount is for maintenance of existing sirens rather than additional sirens. It is appropriate to consider this item as part of the base budget rather than a new program. An increase in the Transfer Out to CEMA in the proposed General Fund M&O budget will provide funding for this item. This action will require a corresponding reduction of \$20,800 to the General Fund M&O Contingency account to keep the fund in balance. This action will also require an amendment to the Chatham Emergency Management Special Revenue Fund to increase revenues and appropriations by \$20,800.

FUNDING:

Funding sources are identified in each of the budget resolutions. Detail is on file in the Chatham County Finance Department.

ALTERNATIVES:

- (1) That the Board adopt the FY2008 budgets as shown on the attached resolutions in the following sequence:
 - a) the first resolution which encompasses all funds except the General Fund M&O, and the Special Service District (SSD) Special Revenue Fund amending the Chatham Emergency Management Special Revenue Fund to increase revenues and appropriations \$20,800. The funds covered include: the Special Revenue Funds (except for the SSD Fund), the Internal Service Funds, the Capital Improvement Funds, the Enterprise Funds, and the Debt Service Fund,
 - b) the second resolution that establishes a budget for the General Fund M&O amended as follows: a) transfer \$17,830 to the salary appropriation within the proposed budget for the Elections Board, b) increase Transfer Out to CEMA \$20,800, and c) reduce Contingency \$20,800,
 - c) the third resolution to adopt the Special Service District (SSD) Special Revenue Fund budget,
 - d) an employee cost of living adjustment (COLA) equal to the amount funded in the proposed budget to be effective July 1, 2007 (paycheck dated July 13, 2007).
- (2) That the Board amend the proposed budgets and adopt amended resolutions.
- (3) That the Board provide other direction.

POLICY ANALYSIS:

State law requires that annual budgets be adopted by the Board of Commissioners for its General Fund, Special Revenue Funds and Debt Service Funds. Project-length budgets should be adopted for Capital Projects Funds.

RECOMMENDATION:

That the Board approve Alternative 1.

PREPARED BY: Read DeHaven

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**3. BOARD CONSIDERATION OF MS. ELIZABETH NAZARETH'S REQUEST FOR A WATER AND SEWER BILL ADJUSTMENT FOR 150 RICE MILL DRIVE.
[DISTRICT 6.]**

Chairman Liakakis said, you have information in there and our employees checked that out and found that she did not have a swimming pool or anything and just didn't know how that occurred, and so the staff has looked into it so it's been recommended that we adjust that bill, and the bill would be \$622. County Manager Abolt said, that's the write-off, sir. Chairman Liakakis said, write-off for that.

County Manager Abolt said, and this is in Commissioner Gellatly district, I believe. We had one instance like this several months ago. We've always approached it that the tie goes to the runner. If there's a difference in what the customer feels and we cannot prove, we give them the benefit of the doubt the first time. Obviously, if there's a reoccurrence of this, we will rethink in the future.

Chairman Liakakis said, this is in your district. Would you like to make that motion. Commissioner Gellatly said, yeah. I'll make a motion to approve. Commissioner Farrell said, second. Chairman Liakakis said, I have a motion on the floor and a second to — the \$622 that was on Ms. Elizabeth Nazareth's bill, on her water and sewer bill, and we're asking that to be negated because our staff has checked that out and found that we should do this. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Shay and Odell were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Gellatly moved to approve the request of Ms. Elizabeth Nazareth for a water and sewer bill adjustment of \$622.22 for Rice Mill Drive. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Shay and Odell were not present.]

AGENDA ITEM: IX-3

AGENDA DATE: June 22, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Linda B. Cramer, Finance Director
Robert W. Drewry, Director of Public Works & Park Services

ISSUE:

Board consideration of Ms. Elizabeth Nazareth's request for a water & sewer bill adjustment for 150 Rice Mill Drive.

BACKGROUND:

Only the Board of Commissioners has the authority to write-off all or a portion of a water & sewer customer's balance due.

FACTS AND FINDINGS:

- (1) Customer Name and address: Elizabeth Nazareth, 150 Rice Mill Drive, Savannah GA 31419.
- (2) This customer's water consumption during the period of September 25th to November 30th was 316 units. That resulted in a bill of \$711.91.
- (3) The customer called Water & Sewer after they received the bill in January. A work order was issued and Public Works re-read the meter on January 11th. The new reading suggested that the previous reading was correct.
- (4) A second work order was issued to test the accuracy of the meter. On January 29th, Public Works found the meter to be in fine working order.

- (5) The customer contacted Water & Sewer on April 20th. After ascertaining that the customer had not used any unusual amounts of water for any specific purposes during that period nor did not have any leaks, Water & Sewer advised the customer that the only recourse was to petition the Board of Commissioners to adjust or write-off the amount in question.
- (6) The customer wrote to the Board on June 4, 2007.
- (7) Based on this customer's history of water consumption since they began their account on April 5, 2005, an adjustment to their average consumption prior to this reading would result in a billing of \$89.69 based on 22.5 units of water.
- (8) An adjustment to reduce this customer's \$711.91 January bill to their average billing of \$89.69 would require a write-off of \$622.22.
- (9) It should be noted that prior to the high reading the customer's billings ranged from a low of \$70.46 to a high of \$111.90. Customer stated in their June 4, 2007 letter to the Board that their average bill is around \$50.00.

FUNDING:

Not applicable.

POLICY ANALYSIS:

Again, only the Board of Commissioners has the authority to write-off all or a portion of a water & sewer customer's balance due.

ALTERNATIVES:

1. That the Board of Commissioners approves the write-off of \$622.22. The new amount due would be \$89.69.
2. That the Board of Commissioners denies or amends the request.

RECOMMENDATION:

Approve Alternative #1.

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4. REQUEST BOARD APPROVE REQUEST OF WEST BROAD STREET YMCA TO FORGIVE OR ABATE ANY PREVIOUSLY ASSESSED TAXES FOR PARCEL 20052-05004, 1110 MAY STREET, SAVANNAH, GEORGIA, FOR TAX YEAR 2006. NOTE: THIS ONLY ABATES THE COUNTY TAX, NOT THE CITY OF SAVANNAH. [DISTRICT 8.]

Chairman Liakakis said, and we have to abate that and it was wrongly assessed. We need a motion on the floor to abate this.

Commissioner Thomas said, move for approval. Commissioner Holmes 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: Commissioners Shay and Odell were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Thomas moved to approve the request of West Broad Street YMCA to authorize the abatement of Chatham County's taxes for parcel 20052-05004, 1110 May Street, Savannah, Georgia, for tax year 2006. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioners Shay and Odell were not present.]

AGENDA ITEM: IX-4

AGENDA DATE: June 22, 2007

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

ISSUE:

To approve request of West Broad Street YMCA to forgive or abate any previously assessed taxes for parcel 20052-05004, 1110 May Street, Savannah, Georgia, for tax year 2006.

BACKGROUND:

This is a request by the West Broad Street YMCA to forgive or abate any previously assessed taxes for parcel 20052-05004, 1110 May Street, Savannah, Georgia, for tax year 2006, for tax year 2006. West Broad Street YMCA was granted an exemption for 2007.

FACTS & FINDINGS:

- (1) West Broad Street YMCA is a non-profit organization.
- (2) O.C.G.A. 48-5-154 provides the County governing authority shall have jurisdiction and the power to correct all errors in the digest to order abatement or cancellation of taxes erroneously assessed and to make other adjustments in the digest of a similar nature and to reflect the same in the account as stated.
- (3) West Broad Street YMCA has requested an abatement of 2006 taxes.

FUNDING:

N/A

POLICY ANALYSIS:

West Broad Street YMCA is exempt from ad valorem property taxes. An abatement of taxes for 2006 should be granted and an appropriate adjustment to the digest should be made.

ALTERNATIVES:

1. The Commission should authorize an abatement and cancellation of taxes erroneously assessed and to correct and adjust errors in the digest for tax year 2006.
2. The Commission should not authorize an abatement and cancellation of taxes erroneously assessed and to correct and adjust errors in the digest for tax year 2006.

RECOMMENDATION:

Alternative 1.

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5. REQUEST BOARD APPROVE REQUEST OF GARDEN CITY UNITED METHODIST CHURCH TO FORGIVE OR ABATE ANY PREVIOUSLY ASSESSED TAXES FOR PARCEL 60009-03009, 60 VARNEDOE AVENUE, GARDEN CITY, GEORGIA, FOR TAX YEAR 2006. [DISTRICT 7.]

Chairman Liakakis said, and this is another item that was wrongly assessed. I need a motion on the floor.

Commissioner Kicklighter said, I make a motion to approve. Commissioner Farrell 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.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request of Garden City United Methodist Church to abate and cancel any taxes erroneously assessed and to correct and adjust errors in the digest for tax year 2006 for Parcel 60009-03009, 60 Varnedoe Avenue, Garden City, Georgia. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: IX-6
AGENDA DATE: June 22, 2007

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

ISSUE:

To approve request of Garden City United Methodist Church to forgive or abate any previously assessed taxes for parcel 60009-03009, 60 Varnedoe Avenue, Garden City, Georgia, for tax year 2006.

BACKGROUND:

This is a request by Garden City United Methodist Church to forgive or abate any previously assessed taxes for parcel 60009-03009, 60 Varnedoe Avenue, Garden City, Georgia, for tax year 2006. Garden City United Methodist Church was granted an exemption for 2007. The church did not realize they failed to apply for an exemption in 2006 until they received the tax bill in November, 2006.

FACTS & FINDINGS:

- 1. Garden City United Methodist Church is a non-profit organization and a church.
- 2. O.C.G.A. 48-5-154 provides the County governing authority shall have jurisdiction and the power to correct all errors in the digest to order abatement or cancellation of taxes erroneously assessed and to make other adjustments in the digest of a similar nature and to reflect the same in the account as stated.
- 3. Garden City United Methodist Church has requested an abatement of 2006 taxes.

FUNDING:

N/A

POLICY ANALYSIS:

Garden City United Methodist Church is exempt from ad valorem property taxes. An abatement of taxes for 2006 should be granted and an appropriate adjustment to the digest should be made.

ALTERNATIVES:

- 1. The Commission should authorize an abatement and cancellation of taxes erroneously assessed and to correct and adjust errors in the digest for tax year 2006.
- 2. The Commission should not authorize an abatement and cancellation of taxes erroneously assessed and to correct and adjust errors in the digest for tax year 2006.

RECOMMENDATION:

Alternative 1.

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6. REQUEST BOARD ADJUST THE 2006 TAX BILL FOR GRAND LAKE HOLDINGS, LLC, PIN 142055, BASED ON RESULTS OF THE 2006 AND 2007 AUDIT OF TAXABLE VALUE PERFORMED BY THE TAX ASSESSOR'S OFFICE TO ABATE \$6,288,416, LEAVING A REMAINING AMOUNT OF \$532,302 BEING THE TAXABLE VALUE FOR TAX YEAR 2006. [DISTRICT 7.]

Chairman Liakakis said, this was also — this higher amount was assessed on that particular piece of property and it's been brought to our attention. Chairman Liakakis recognized County Attorney Hart.

County Attorney Hart said, yeah, this is a situation in which through no real fault, as in the other two cases, of the Board of Assessors. We had a company that had several names. All the names were very, very similar. There was an operational side of that equation. There was a holding company and then there was some sale of lease-backs of equipment and it was a transaction that the property was subsequently sold and then restructured again and in the process of that, the tax bill ended up going to one entity that thought the other entity was supposed to pay for it, and through no real fault on the Board of Assessors, it is very easy to understand how that confusion came about. The people did pay their taxes, but we made an assessment that did not belong in the column that it was. So the Board of Assessors went out there and audited the situation and determined that this was an appropriate adjustment and, as you know, the ability of the County Commission to adjust some of these things has become a little more flexible with the Department of Revenue so we will request that you allow that in a sense of fairness. While I'm on this topic, I'd just also like to make sure that the public knows that in the other two situations that was again not an error on the part of the Board of Assessors. That was simply situations where the exemption was due as a technical matter of the law, but not applied for by either one of those entities. But the Board of Assessors did what they should have done, but after the application was made recognized that it was probably exempt property and wanted to treat people fairly. We would ask the same thing happen here.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, I'd like to make a motion to approve the request to adjust the 2006 tax bill for Grand Lake Holdings, LLC. Commissioner Kicklighter said, second.

Chairman Liakakis said, that's 2006 and 2007. Commissioner Kicklighter said, yes sir. County Attorney Hart said, that's Alternative 1. Chairman Liakakis said, okay. All right, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved to authorize an abatement of \$6,288,416 of taxable value for tax year 2006 for Grand Lake Holdings, LLC, PIN 142055, and correct the digest to reflect the value for 2006 tax year in the amount of \$532,302 of taxable value. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: IX-6

AGENDA DATE: June 22, 2007

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

ISSUE:

To request that the Board adjust the 2006 tax bill for Grand Lake Holdings, LLC, PIN 142055 based on results of the 2006 and 2007 audit of taxable value performed by the Tax Assessors' Office to abate \$6,288,416, leaving a remaining amount of \$532,302 being the taxable value for tax year 2006.

BACKGROUND:

Grand Lake Holdings, LLC owns the Grand Lake Fitness Club and the majority of the furniture and fixtures utilized to operate the club. Grand Lake Holdings leases the fitness club and all equipment to Grand Lake Fitness Club, LLC, which is an unrelated entity. This ownership arrangement created confusion with the Chatham County Board of Tax Assessors who had contact with the managers of Great Lake Fitness and not Grand Lake Holdings. Additionally, when the Tax Assessors' Office contacted Grand Lake Holdings, Grand Lake Holdings staff also thought Grand Lake Fitness were responsible for the tax bills. As a result of this confusion, neither entity filed a personal property tax return for 2006 and the Tax Assessors' Office created a return based on the fitness clubs at the Landings.

Grand Lake Holdings did file a personal property tax return for 2007, showing a total value of \$448,677.00, resulting in a tax liability of \$5,620.50. Grand Lake Holdings has paid \$5,620.50 for the 2006 taxes.

FACTS AND FINDINGS:

1. To request that the Board adjust the 2006 tax bill for Grand Lake Holdings, LLC, PIN 142055 based on results of the 2006 and 2007 audit performed by the Tax Assessors' Office to abate \$6,288,416 of taxable value, leaving the remaining amount of \$532,302 as the taxable value for 2006.

- 2. Grand Lake Holdings, LLC owns the Grand Lake Fitness Club and the majority of the furniture and fixtures utilized to operate the club. Grand Lake Holdings leases the fitness club and all equipment to Grand Lake Fitness Club, LLC, which is an unrelated entity.
- 3. This ownership arrangement created confusion with the Chatham County Board of Tax Assessors who had contact with the managers of Great Lake Fitness and not Grand Lake holdings.
- 4. Additionally, when the Tax Assessors' Office contacted Grand Lake Holdings, Grand Lake Holdings staff also thought Grand Lake Fitness were responsible for the tax bills.
- 5. As a result of this confusion, neither entity filed a personal property tax return for 2006 and the Tax Assessors' Office created a return based on the fitness clubs at the Landings.
- 6. Grand Lake Holdings did file a personal property tax return for 2007, showing a total value of \$448,677.00, resulting in a tax liability of \$5,620.50.
- 7. Grand Lake Holdings has paid \$5,620.50 for the 2006 taxes.
- 8. O.C.G.A. 48-5-154 provides the County governing authority shall have jurisdiction and the power to correct all errors in the digest to order abatement or cancellation of taxes erroneously assessed and to make other adjustments in the digest of a similar nature and to reflect the same in the account as stated.

FUNDING:

N/A

POLICY ANALYSIS:

It is in the best interest of the citizens of Chatham County to have property assessed based on its true taxable value. The bill should be adjusted for tax year 2006 based on the 2006 and 2007 audit performed by the Tax Assessors' Office.

ALTERNATIVES:

- 1. The Commission should authorize an abatement of \$6,288,416 of taxable value for tax year 2006 for Grand Lake Holdings, LLC and correct the digest to reflect the value for 2006 tax year in the amount of \$532,302 of taxable value.
- 2. The Commission should not authorize an abatement of \$6,288,416 of taxable value for tax year 2006 for Grand Lake Holdings, LLC and not correct the digest to reflect the value for 2006 tax year in the amount of \$532,302 of taxable value.

RECOMMENDATION:

Alternative 1.

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7. REQUEST FOR BOARD DIRECTION TO AMEND OR REDEFINE THE ANIMAL CONTROL ORDINANCE REGARDING INVISIBLE FENCING.

Chairman Liakakis said, what I'd like to do is make a statement here. Revising this ordinance to put up fencing and do away with invisible fencing has been something that's concerned a lot of citizens because we have a lot of people in our community that they have covenants and the covenants say that they cannot put up fences, and what we would be doing is putting a negative on those people in our community because they are unable to put fences — regular fences as opposed to invisible fencing and, of course, that would be unfair they feel to their pets and themselves, you know, in this instance. But, of course, it's up to the Board to make a decision on that, but I'll let you know that there has been some concern over that.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, Mr. Chairman, when I read through this I had some concerns and I'll just share my concerns with you because the County encompasses a large amount of space, some of which is in the city limits and some of which is not. My concern is invisible fencing, when you get in some of the rural areas, and no one is aware that there is a fence up and if a child crosses over because you see no fence and gets hurt for an animal that is on the inside of that fence, it could be horrible. On the other hand, I understand in some of your gated communities where actual traditional fencing is not allowed, this could be an acceptable means of fencing. But I just see problems on both sides of the coin here that if we allow invisible fences to be a means of fencing, that it could pose a safety hazard to young children or to adults, or you may have a dog which — actually I know of these dogs — will run right straight through the invisible fence. They might get a shock, but if they go fast enough they can go right through the fence and shock doesn't bother. So I just want to be very careful in how we move forward with this because I don't want a child to be injured or killed because of an invisible fence that the child was not aware that there's a fence or an even a dog on the property.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, what we call an invisible fence is not a fence at all. It's a training device for animals and it just merely provides an electrical shock of different degrees if you pass a certain point on the property. So I think it's incumbent that we not try to confuse the issue of an invisible fence with what we traditionally call a restraining method, such as a leash or a physical fence because an invisible fence is not a fence. It's just a training device, and with the number of dog-bite cases that are out there, we should not confuse this issue. If we just want to let dogs run free, that's a decision, but to be confused that an invisible fence is equal to a true fence, in my opinion, they are not the same category.

County Manager Abolt said, Mr. Chairman, what you have before you I'm waiting for the Chief to arrive, but you'll recall in your correspondence in the weeks gone by, Animal Control brought essentially the same issues y'all are talking about, and there's this inconsistency. And you're not doing anything today other than conceptually giving us direction. If you want to make changes in the ordinance to deal with a rigid fence, then you would so direct and we would come back with an amendment. If your feeling is to the contrary, then nothing more would be done.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman. Possibly could we give consideration to putting a weight limit on an animal that — you know, personally I am not really worried about a three-pound miniature. If someone does not want to construct a big old ugly fence to keep it in, but they'll put an invisible fence out there. Well, I say that, those little dogs will bite quicker than a big one, but I think that the danger is pit bulls running around and an electric fence or a huge dog, could we possibly give some type of weight limit? That away [sic] like anything under ten pounds —.

County Attorney Hart said, you could try to structure something like that, but the problem with that is that becomes an enforcement nightmare. I mean, what are we going to do — go around weighing dogs? Commissioner Kicklighter said, why not. County Attorney Hart said, and that's a — from the dog — from the people who do our Animal Control, that gets to be pretty burdensome. You know, this is a situation that no matter what you do here, you're not going to be able to totally solve the problem. You've got a lot of planned communities that do not allow fences [inaudible] to the point means if you say invisible fences are not an adequate enclosure, which is what you're doing here, then if the homeowner puts that in and something happens, then that's their liability. Okay? On the other hand, if you say the invisible fence is an enclosure, then they have met the responsibility from the standpoint of enclosing the property. And it's just sort of your viewpoint. Some people would say well what happens if a child wanders over into a yard, somebody else might say well what's the child being left alone to wander in the yard. Those are all good questions. No matter what you do, whether you decide on invisible fences or against invisible fences or to call them enclosures or non-enclosures, everybody in this community has the responsibility to keep their dog or animal under control, and an animal running at large there's all kinds of liability there to the owner. So, if we do nothing, then you can continue as it presently is and in which they put in the invisible fence and then they take the risk of whether their dog is going to stay within that fence. At the same time, surrounding property owners have to incur the risk of whether somebody is going to intrude across that line. The other thing you could do is consider an invisible fence as only in a backyard situation. So I tried to lay out four options for you trying to think about it. None of them are totally clean, we recognize that, and that's why we didn't want to spend a lot of time trying to draw something until we sort of had a sense of direction of whether you wanted to do anything about the situation.

Chairman Liakakis asked, Dean [Kicklighter], do you want to finish yours up and then I'll call on Helen [Stone].

Commissioner Kicklighter said, I — to me the simplest solution is the first thing you said. You just don't consider a means of a fence, and that's at their own discretion at that point. That away [sic] you're not protecting them if they're allowing a pit bull to be outside because I can't imagine people calling complaining for a small dog that runs out in the yard to use the restroom or whatever and it's an invisible fence, but if someone's allowing a large dog to do it, then, you know, they may be scared. So I think what you said would solve the problem really pretty easy, just not call it a fence and that's it.

County Attorney Hart said, if that's the case, then there would be no requirement for us to do anything because the invisible fence did not meet the definition of an enclosure. Commissioner Kicklighter said, that solves it.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I just have one question and perhaps the attorney can answer that. In a planned community the homeowners association, would that have any bearing? In other words, if you have a planned development where the homeowners association would dictate whether an invisible fence would be an adequate means of fencing, then, you

know, would that take the burden off of us? I don't know, but the other thing that concerns me is that with invisible fencing just as Commissioner Farrell said, it really is a training mechanism and a lot of people get these and don't properly train the animal and take the time to make sure that the animal is aware of what invisible fencing is about. And if you don't go through the proper training, of course, the fencing — they can run right through it rather than expose the animal to it, walking it up to where the boundaries are, showing the animal what the boundaries are, because there are other forms of fencing or — fencing is not the correct word — there are other means of electronic devices that are not underground. For instance, there are boxes that you can purchase that give the animal a certain radius in which the animal travels. They still wear the collar, but there is no underground fencing, and that brings up the issue with that count. I don't have the answers to these questions, but I would wonder if — let me go back to my first question because I'm not being very clear here. Could a homeowners association be the ones to dictate in a planned development whether they would allow invisible fencing as a means of fencing?

County Attorney Hart said, to try to answer those questions, I don't know if I'm going to get them in the exact order they came: number one, there is no burden on the Commission to do anything. We have a dog ordinance, we have one of the best dog ordinances in the country. Number two, in any planned development you have covenants and those covenants basically are private contracts between the association and anybody choosing to live in that development. A private contract can pretty much say anything that the parties agree to, and if you don't like it, don't live there. Okay? So if the development wanted fences, they could require fences. If they wanted to eliminate underground or these types of situations, they could address that issue, too, and say it's inadequate for association purposes. Now that doesn't carry the force of law, that carries a private contract breach if someone were to put something in there. Okay? So that can be handled that way. From your standpoint, the only issue that I see here is whether you want to try to change the definition of enclosure to incur and include these two items: the underground fence or the collar. If you do not want to call those an enclosure under your definition, then the homeowner can still go out and put in an underground fence, but technically they will not have their dog in an enclosure, and if something happens, then somebody will raise that ordinance and say you did not have your dog under patrol, and at that point that is the risk that the homeowner takes. On the other hand, if they want to fence it, they don't have that problem because that will meet the definition of enclosure. The real burden here is, if there is a burden, and I don't see it as a burden, I see it as a calculated risk that every animal owner decides on, whether they want to put up an enclosure; if they can't put up an enclosure in their planned community, then they're going to have to have the dog secured on a leash, or they can put in this under — this electronic system. That may ver well work. It may work satisfactory, but on the other hand, if it doesn't work, then they're going to be construed as having a dog at large in violation of the ordinance.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, if I may, Commissioner Stone, any covenants community, they can — their covenants can actually be stricter than the government's ordinances, but they can't be less. They can't, you know, the law actually is more in all cases, but they can be a lot stricter. But they can never do less.

Chairman Liakakis said, well, I mean — does this Board want to amend or redefine it at this point or have the staff come back with some additional information to us?

Commissioner Farrell said, I recommend we just leave it alone. Commissioner Stone said, and I would second that. Commissioner Shay said, agreed. Commissioner Kicklighter asked, we don't want to vote on it, do we?

County Attorney Hart said, if we have no direction, we will do absolutely nothing.

Chairman Liakakis said, all right. County Manager Abolt said, with vigor. Chairman Liakakis said, okay.

ACTION OF THE BOARD:

The Board was in agreement to not proceed on the issue of amending or redefining the Animal Control Ordinance regarding invisible fencing.

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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, we have under Item X, Action Calendar, we have Items 1 through 12 and under Item 12 they go from Items A through V. One of those items Commissioner Kicklighter would like to hold off on Item 6 at the present time and the County Manager would like to discuss Item 11. So can we at this time have, if there are any other objections, that we have a motion on the board to approve all of those items except the two requested by Kicklighter and our County Manager.

Commissioner Kicklighter said, move for approval. Commissioner Thomas said, second. Commissioner Gellatly said, second.

Chairman Liakakis said, okay. We have a motion on the floor and a second for approval on all of those items. Let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve Items 1 through 12-V except Items 6 and 11. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

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

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1. APPROVAL OF THE MINUTES FOR THE REGULAR MEETING OF JUNE 11, 2007, AS MAILED.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the minutes of the regular meeting of June 11, 2007. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD MAY 31 THROUGH JUNE 13, 2007.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to authorize the Finance Director to pay the claims against the County for the period May 31, 2007, through June 13, 2007, in the amount of \$6,991,855. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

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3. REQUEST BOARD APPROVAL TO WRITE OFF ACCOUNTS RECEIVABLE DEEMED TO BE UNCOLLECTIBLE AND SETUP ALLOWANCE FOR BAD DEBT.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request to write off accounts receivable deemed to be uncollectible and set up allowance for bad debt. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-3
AGENDA DATE: June 22, 2007

DATE: June 18, 2007
TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Linda B. Cramer, Finance Director

ISSUE:

Write-off of accounts receivable deemed to be uncollectible and setup allowance for bad debt.

BACKGROUND:

Chatham County performs due diligence in its collection efforts of all accounts receivable amounts due. Periodically, some accounts are determined to be uncollectible and taken off the books.

FACTS AND FINDINGS:

1. Since June 2003 Chatham County has amassed \$11,738.83 due from the Civil Rights Museum in account #100.11.27120. These charges are for maintenance work, supplies and materials. List is attached. To date no payments have been received. There is no allowance for bad debt funded for this amount.
2. The County Attorney's office has been pursuing collection of a delinquent landfill account from Johnson Demolition in the amount of \$7,696.78 since April 1998. Payments were sporadic at best and have ceased altogether as of September 2005. In a letter from the Assistant County Attorney to the Finance Director in August 2004, it was their opinion that there was a very low probability that the remaining funds could be collected. The balance remaining due in account #540.11.19001 is \$2,015.64. The allowance for bad debt is currently \$500.
3. Our auditors, Karp, Ronning & Tindol, P.C. concur that these accounts should be written off at this time.

FUNDING:

1. An allowance for bad debt in the amount of \$11,738.83 will have to be funded from General Fund contingency.
2. The allowance for bad debt will have to be increased by \$1,515.64 from net assets in the Solid Waste Fund.

POLICY ANALYSIS:

The County Commission has previously forgiven delinquent accounts deemed uncollectible.

ALTERNATIVES:

1. Approve the write-off of each account and fund the allowance for bad debt.
2. Do not approve and direct staff to continue with collection efforts.

RECOMMENDATION:

Approve Alternative #1.

Prepared by: Cheryl N. Deariso, Assistant Finance Director

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4. REQUEST FROM KERN-COLEMAN, ENGINEER FOR THE DEVELOPER, NORTH GODLEY DEVELOPERS, INC., TO RELEASE THE FINANCIAL GUARANTEE AND ACCEPT THE DEDICATED IMPROVEMENTS FOR CHAPEL PARK, PHASE 1. [DISTRICT 7.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request from Kern-Coleman, engineer for the developer, North Godley Developers, Inc., to release the financial guarantee and accept the dedicated improvements for Chapel Park, Phase 1. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-4
AGENDA DATE: June 22, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To release the financial guarantee and accept the dedicated improvements for Chapel Park, Phase 1.

BACKGROUND: The engineer, Kern-Coleman, for the developer, North Godley Developers, Inc., requests that the County release the financial guarantee and accept the dedicated improvements for maintenance.

FACTS AND FINDINGS:

1. Chapel Park is a single-family residential subdivision located in Berwick Plantation. This phase of Chapel Park consists of 86 lots on 29.73 acres. Paving and drainage improvements will be maintained by the County. Water and sewer are maintained by Consolidated Utilities, Inc.
2. Construction of the subdivision infrastructure is complete. It has been inspected and found to be acceptable. The required warranty period is complete
3. The letter of credit that was provided as a financial guarantee will be released upon the Board's approval.

ALTERNATIVES:

1. To accept the dedicated improvements for County maintenance and release the financial guarantee for Chapel Park, Phase 1.
2. Do not approve the request.

POLICY ANALYSIS: This action is consistent with the subdivision regulations.

RECOMMENDATION: That the Commissioners adopt Alternative number 1.

District 7

PREPARED BY: Suzanne Cooler

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- 5. REQUEST BOARD AUTHORIZE ADDITIONAL FUNDS IN THE AMOUNT OF \$277,699 FOR AN AGREEMENT BETWEEN THE GEORGIA DEPARTMENT OF TRANSPORTATION AND CHATHAM COUNTY TO RELOCATE THE CITY OF SAVANNAH UTILITIES ON THE MIDDLEGROUND ROAD WIDENING PROJECT, AND TO TRANSFER \$100,000 FROM THE 1993-1998 SPLOST ABERCORN SAFETY PROJECT (NO. 50870) TO MIDDLEGROUND ROAD (NO. 50730).
[DISTRICTS 5 AND 6.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request to authorize additional funds in the amount of \$277,699 for an agreement between the Georgia Department of Transportation and Chatham County to relocate the City of Savannah Utilities on the Middleground Road Widening Project, and to transfer \$100,000 from the 1993-1998 SPLOST Abercorn Safety Project (No. 50870) to Middleground Road (No. 50730). Commissioner Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-5

AGENDA DATE: June 22, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To authorize additional funds in the amount of \$277,699 for an agreement between the Georgia Department of Transportation (GDOT) and Chatham County to relocate the City of Savannah utilities on the Middleground Road Widening Project, and to transfer \$100,000 from the 1993 -1998 SPLOST Abercorn Safety Project (No. 50870) to Middleground Road (No. 50730).

BACKGROUND: The construction contract to widen Middleground Road and Montgomery Cross Road is a GDOT contract and is funded by the GDOT. The cost to relocate utilities is a local responsibility. The Board approved an agreement with the GDOT on April 16, 2004, in the amount of \$889,630 for relocation of the City's water and sewer utilities as part of the Middleground Road widening project. On March 23, 2007, an additional \$418,842 was authorized based on the actual bid.

FACTS AND FINDINGS:

During construction of the project, it was determined that the City's 24 inch sewer force main had to be relocated in order to build the project. The GDOT negotiated the cost of the additional work with its contractor. The GDOT notified the County by letter dated June 1, 2007, of the additional request for funds in the amount of \$277,699.

ALTERNATIVES:

1. That the Board authorize the additional funding in the amount of \$277,699 and the transfer of \$100,000 between projects within the 1993-1998 SPLOST.

2. That the Board not authorize the additional funding.

FUNDING: Funds are available in the 1993-1998 SPLOST, Middleground Road Widening Project (Fund/Dept. 3214220, Project No. 32150736, Acct. No. 54.14007) and are available in Abercorn Safety Project (Project No. 32150870) for the transfer.

POLICY ANALYSIS: The Board approves funding of intergovernmental agreements.

RECOMMENDATION: That the Board approve Alternative No. 1.

Districts 5, 6

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6. REQUEST THAT THE BOARD DECLARE AS SURPLUS THE PROPERTY PURCHASED BY THE COUNTY FOR A WETLANDS MITIGATION SITE FOR THE PIPEMAKERS CANAL DRAINAGE IMPROVEMENT PROJECT, SET A MINIMUM VALUE AND PROCEED WITH SELLING THE SURPLUS PROPERTY, AND TO PURCHASE UP TO \$600,000 WORTH OF MITIGATION CREDITS FROM A COMMERCIAL SOURCE FOR THE PIPEMAKERS CANAL PHASE 2 PROJECT.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, yes sir. I'd just like to ask to recuse me from this vote. I may have a financial interest in trying to sell this property.

Commissioner Shay said, Mr. Chairman, I'd like to make a motion to recuse Commissioner Kicklighter from voting on this item. Commissioner Farrell said, second.

Chairman Liakakis said, all right then. Let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present; Commissioner Kicklighter did not vote on this item.] Chairman Liakakis said, the motion passes.

Commissioner Shay said, Mr. Chairman, I'd like to make a motion to go ahead and pass the provision that Mr. Kicklighter has recused himself on. Commissioner Farrell said, second.

Chairman Liakakis said, all right. We have a motion on the board. Let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present; Commissioner Kicklighter was recused from voting.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

- a. Commissioner Shay moved to recuse Commissioner Kicklighter from voting on this item due to a possible financial conflict regarding this item. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present; Commissioner Kicklighter did not cast a vote on this motion.]
- b. Commissioner Shay moved to approve the request to declare as surplus the property purchased by the County for a wetlands mitigation site for the Pipemakers Canal Drainage Improvement Project, set a minimum value and proceed with selling the surplus property, and purchasing up to \$600,000 worth of mitigation credits from a commercial source for the Pipemakers Canal Phase 2 Project. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present; Commissioner Kicklighter was recused from voting on this motion.]

AGENDA ITEM: X-6

AGENDA DATE: June 22, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: Request that the Board declare as surplus the property purchased by the County for a wetlands mitigation site for the Pipemakers Canal drainage improvement project, set a minimum value and proceed with selling the surplus property, and to purchase up to

\$600,000 worth of mitigation credits from a commercial source for the Pipemakers Canal Phase 2 project.

BACKGROUND: The Pipemakers Canal Drainage Improvement project is a part of the 1998 - 2003 SPLOST. Pipemakers Drainage Improvements Phase 1 are completed. Construction of Phase 2 requires mitigation of impacts to wetlands which the County intended to accomplish by developing a wetland mitigation site for the project.

FACTS AND FINDINGS:

1. The County purchased land in 1999 to be used as a wetlands mitigation site (otherwise known as the Kahn site) for the Pipemakers Canal Drainage Improvement project. The County has invested \$668,000 into the Kahn site by way of land purchase and engineering design costs. Funds were provided from the 1998-2003 SPLOST Pipemakers Canal project.

2. In early 2006, the County submitted application to the U.S. Army Corps of Engineers (USACE) for a permit to construct Pipemakers Canal Phase 2 drainage improvements. The permit application included the Kahn site wetlands mitigation plan. The USACE issued a Joint Public Notice for the project and received three comments, the most problematic being objections by the Federal Aviation Administration (FAA) to the Kahn site.

3. The FAA's objections are based upon guidelines contained in Advisory Circular (AC) No. 150/5200-33A Hazardous Wildlife Attractants on or near Airports, dated July 27, 2004. The purpose of the AC is to give guidance to airport sponsors on certain land uses that have potential to attract wildlife known to be hazardous to aircraft operations. The AC guidelines strongly recommend against construction of wetlands mitigation sites within certain distance of the airport. The Kahn site, being close to the airport, fits within this distance and is therefore subject to the AC recommendations.

4. Staff engaged the FAA and USACE in dialogue to establish how the AC guidelines should be addressed in the permit. The FAA would retract its objections subject to several special conditions. The special conditions would require the County to follow certain procedures and also "everything possible" to ensure no hazardous wildlife would be attracted to the Kahn site. These conditions would bind the County into becoming perpetually responsible for aircraft safety related to the presence of hazardous wildlife.

5. Staff started to look at the possibility of selling all or part of the Kahn site. Based on recent sales of nearby land, the minimum value of the three parcels should be set at \$1.4 million (approximately twice the County's invested cost).

6. The three parcels are identified as PIN 6-0986-01-004, PIN 6-0924-05-010, and PIN 6-0924-05-011.

7. As a wetlands mitigation site for drainage improvements to the Pipemakers Canal (all phases), the Kahn site is equivalent to approximately \$900,000 worth of mitigation credits purchased from a commercial wetlands mitigation bank. The Pipemakers Canal Phase 2 project requires approximately \$500,000 worth of mitigation credits. The mitigation credits that would be needed for Pipemakers Canal Phase 3 and other Pipemakers Canal projects is unknown at this time.

8. As a wetlands mitigation site for Pipemakers Canal drainage improvement projects, the Kahn site will require perpetual effort to maintain and the special conditions of the FAA will make the County perpetually responsible for aircraft safety. Staff recommends that selling part or all of the property and purchasing credits from a commercial wetlands mitigation bank is a better long-term solution for the County.

9. Staff does not recommend accepting the FAA's special conditions. Believing that the FAA will not be deterred from imposing its special conditions onto the County through the USACE permit, staff recommends purchasing wetland mitigation credits from a commercial source and allowing permitting and the project construction to move forward. At this time, staff anticipates that the USACE permit will authorize purchasing the required credits from an approved commercial mitigation bank.

ALTERNATIVES:

1. That the Board declare as surplus the property purchased by the County for a wetlands mitigation site for the Pipemakers Canal drainage improvement project, set a minimum value and proceed with selling the surplus property, and to purchase up to \$600,000 worth of mitigation credits from a commercial source for the Pipemakers Canal Phase 2 project.

2. That the Board take no action.

FUNDING: No funding is required.

POLICY ANALYSIS: Georgia Code § 36-9-3 et. al provides certain legal requirements for the disposition of publicly-owned property to maintain fiduciary responsibility for publicly-owned assets. Funds to purchase the mitigation credits from a commercial source are available in the 1998-2003 SPLOST Drainage, Pipemakers Project. Fund/Department 322-4250 / Account Code 54-11031 / Project 322-80214.

RECOMMENDATION: That the Board approve Alternative 1.

District 7

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

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7. REQUEST BOARD AUTHORIZE INCREASING MATCHING FUNDS FOR GEMA GRANT BY \$66,300 (SPLOST IV) FOR FLOOD HAZARD MITIGATION AT 912 PENN WALLER ROAD. [DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved to authorize increasing matching funds for GEMA Grant of \$66,300 (SPLOST IV) for Flood Hazard Mitigation at 912 Penn Waller Road. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-7

AGENDA DATE: June 22, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To authorize increasing matching funds for a Georgia Emergency Management Agency grant by \$66,300 (SPLOST IV) for flood mitigation at 912 Penn Waller Road.

BACKGROUND: The Federal Emergency Management Agency (FEMA), Flood Mitigation Assistance (FMA) Grant Program (administered by the Georgia Emergency Management Agency (GEMA)) made funding available to local government for the purpose of mitigating repetitive flood loss properties. On March 9, 2007, the Board approved the grant application to provide a minimum 25% matching funds in the amount of \$68,025 (based on tax value) for flood hazard mitigation at 912 Penn Waller Road. SPLOST IV included providing funds for flood hazard mitigation.

FACTS AND FINDINGS:

1. The grant application was approved by the Georgia Emergency Management Agency (GEMA), which authorized the County to commence work as of January 18, 2007.

2. The grant provides \$204,075 in Federal funds to the County to be spent within 180 days from the date the grant was awarded (by July 17, 2007).

3. The Property Acquisition, Statement of Voluntary Participation Agreement between the "Sub-grantee" or Chatham County and the "Seller" or Mr. and Mrs. Neal R. Whitfield was made and entered into on March 24, 2006. Subsequent to Board's authorization to apply for the grant, the County had an appraisal prepared (March 29, 2007) for a Fair Market Value (FMV) of \$338,000 (an increase of \$66,300 over tax value).

4. The owners accepted the offer of FMV on April 20, 2007. In the meantime, the "seller" relied on the offer agreement to enter into a sales contract for the purchase of replacement housing (set to close on or about June 28, 2007).

FUNDING: The funds are available in the 2003-2008 SPLOST, Drainage/Hazard Flood Mitigation (Fund/Dept 3234210, Project No. 32380433, Acct No. 54.11001).

ALTERNATIVES:

1. To authorize increasing matching funds for a Georgia Emergency Management Agency grant by \$66,300 (SPLOST IV) for flood hazard mitigation at 912 Penn Waller Road.

2. To not authorize the increase in matching funds.

POLICY ANALYSIS: The Board must approve amendments to intergovernmental agreements and changes in fund authorizations.

RECOMMENDATION: That the Commissioners approve Alternative No. 1.

District 4

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8. REQUEST BOARD QUIT CLAIM CHATHAM COUNTY'S INTEREST IN A PROPERTY PREVIOUSLY HELD BY TAX DEED IN THE 500 BLOCK OF TATEM STREET. [DISTRICT 5.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request to quitclaim Chatham County's interest in a property previously held by tax deed in the 500 block of Tatem Street, PIN 2-0111-01-006, with a legal description as "Lots 12 and 14, Block X, Tatemville E Dewitt Ward." Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-8
AGENDA DATE: June 22, 2007

TO: Board of Commissioners
THRU: R.E. Abolt, County Manager
FROM: Patrick Monahan, Asst. County Manager

ISSUE:

To quit claim Chatham County's interest in a property previously held by tax deed in the 500 block of Tatem Street.

BACKGROUND:

During a title search on PIN 2-0111-01-006 (500 block of Tatem Street) the new owner discovered a tax deed which knocked off the property in the early 1990s. Despite that all county taxes are paid, a cloud lingers on the title from this action. The owner could go through a quiet title action, but since the county taxes remain the only issue, a quit claim would satisfy the title company.

FACTS & FINDINGS:

1. Chatham County no longer holds any tax interest in PIN 2-0111-01-006 with a legal description as "Lots 12 and 14, Block X, Tatemville E Dewitt Ward.
2. A quit claim would resolve a cloud on the title without any adverse affect on the County. A quit claim provides no assurance of title—only that if the County has any interest in the property, that interest can be conveyed.

FUNDING:

Not applicable.

ALTERNATIVES:

1. That the Board authorize issuance of a quit claim deed on PIN 2-0111-01-006, 500 block of Tatem Street, with a legal description as "Lots 12 and 14, Block X, Tatemville E Dewitt Ward.
2. That the Board take no action.

POLICY ANALYSIS:

Because the county's only interest would be taxes owed on this property, and since there are no taxes owed, a quit claim would provide an prompt way of clearing the title.

RECOMMENDATION:

That the Board adopt Alternative 1.

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9. REQUEST BOARD APPROVE AN INTERGOVERNMENTAL AGREEMENT FOR CHATHAM COUNTY'S CONTINUED PARTICIPATION IN THE SAVANNAH AREA GEOGRAPHIC INFORMATION SYSTEM (SAGIS).

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve an intergovernmental agreement for Chatham County's continued participation in the Savannah Area Geographic Information System (SAGIS). Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-9

AGENDA DATE: June 22, 2007

TO: Board of Commissioners
THRU: R.E. Abolt, County Manager
FROM: Patrick Monahan, Asst. County Manager

ISSUE:

To approve an intergovernmental agreement for Chatham County's continued participation in the Savannah Area Geographic Information System (SAGIS).

BACKGROUND:

In 1991, Chatham County became a founding partner with the City of Savannah, MPC and Savannah Electric & Power Co. (SEPCO) to begin SAGIS. SAGIS provides geographic data in digital format aimed at improving government services and enhancing economic development opportunities. It provides tools for such important services as addressing used for the 9-1-1 system, land planning, tax information, utility locations, drainage, topographic layers, mosquito control analysis and property and rights-of-way. New generations of data will assist emergency responders, especially police and fire, and provide demographic data to improve the delivery of human services.

FACTS & FINDINGS:

1. While the 1991 agreement helped form SAGIS, the organization has lacked structure and consistent funding to reach its full potential.
2. The proposed intergovernmental agreement (see attached) would not only continue SAGIS but also provide a structure and funding which will help maintain its vision: "Create an exemplary public-private partnership to develop and manage an Enterprise Geographic Information System that improves government services and enhances economic development."
 - 2a. The City of Savannah and Chatham County will continue as charter founders. Georgia Power, successor to SEPCO, will continue to be represented on the governing board with G-Tech (Georgia Tech)'s Savannah President. Other board members may be added in accordance with the by-laws.
 - 2b. SAGIS will function as a department of the MPC and funded by the City of Savannah and Chatham County.
 - 2c. SAGIS will adopt a more structured core staff, including a director and two analysts. Other positions, particularly for the necessary support and maintenance of data, could be added as needed. The agreement does not preclude county and city analysts for data layers necessary for particular services unique to each organization.
 - 2d. SAGIS is seeking to gain more participation by other municipalities and on a regional basis. The participation of municipalities particularly becomes critical to configure and maintain the master addressing database, which is the key data component of the 9-1-1 system.
3. Chatham County will be represented on the SAGIS Board by the County Manager.

FUNDING:

Chatham County's participation in SAGIS funding is within the SSD/MPC Budget for FY 2008 (pending adoption as of this staff report).

ALTERNATIVES:

1. That the Board approve the intergovernmental agreement and authorize executing the document.
2. That the Board take no action, thereby not approving the intergovernmental agreement and Chatham County's participation in SAGIS.

POLICY ANALYSIS:

The Enabling Act requires that the Board approve all contracts.

RECOMMENDATION:

That the Board adopt Alternative 1.

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**10. REQUEST BOARD APPROVAL AUTHORIZING MR. RADEK PARNICA OF COASTAL TRIATHLON, LLC, TO HOST A TRIATHLON ON OCTOBER 7 AND 8, 2007, AT L. SCOTT STELL COMMUNITY PARK.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request to authorize Mr. Radek Parnica of Coastal Triathlon, LLC, to host a Triathlon on October 7 and 8, 2007, at L. Scott Stell Community Park. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-10

AGENDA DATE: June 22, 2007

TO: Board of Commissioners
THRU: R.E. Abolt, County Manager
FROM: Robert Drewry Director, Public Works and Park Services

ISSUE:

Request the Board approval authorizing the Mr. Radek Parnica of Coastal Triathlon, LLC., to host a triathlon at L. Scott Stell Community Park

BACKGROUND:

Staff met with Mr. Radek Parnica on June 6, 2007 regarding his request to host a triathlon at L. Scott Stell Community Park on October 7 & 8, 2007. The key issue in approving this event is allowing participants to swim in the lake at L. Scott Stell Community Park. This has been prohibited since the park initially opened in March of 1984. Staff advised Mr. Parnica to present his concept to the Board of Commission to obtain authorization to proceed.

FACTS AND FINDINGS:

1. Swimming is prohibited by ordinance at L. Scott Stell Community Park. Board approval is required to waive that prohibition for this event.
2. Mr. Pakek Parnica will have the lake water at L. Scott Stell Community Park tested by the Chatham County Health Department to determine if the water is safe for swimming.
3. Mr. Parnica will obtain liability insurance to cover his event.
4. Mr. Parnica will present a detailed plan to staff, to include, the number of lifeguards, rescue personnel and equipment, and the lake course that will be used for the triathlon.
5. If the testing reveals the lake at L. Scott Stell Community Park is safe for swimming and all additional requirements are met, Public Works and Park Services staff will issue Mr. Parnica a permit for the triathlon.
6. Staff believes this event could set a precedent for the many potential uses at L. Scott Stell Community Park.

FUNDING:

N/A

ALTERNATIVES:

1. That the Board approves Mr. Radek Parnica's concept of hosting a triathlon at L. Scott Stell Community Park on October 7 & 8 of 2007 and waive the prohibition for swimming for this event, provided the applicant meets the conditions as outlined.
2. That the Board does not approve Mr. Radek Parnica's concept of hosting a triathlon at L. Scott Stell Community Park on October 7 & 8 of 2007.
3. That the Board provide other direction.

POLICY ANALYSIS:

It is consistent with Board policy to approve recommendations that enhance recreational facilities in Chatham County.

RECOMMENDATIONS:

That the Board approve Alternative 1.

[District 7]

Attachment

RWD:vb

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11. REQUEST BOARD APPROVAL TO ESTABLISH A 401(A) GOVERNMENTAL MONEY PURCHASE PLAN AND TRUST AGREEMENT AND AUTHORIZE THE CHAIRMAN TO SIGN THE NECESSARY AGREEMENTS WITH THE INTERNATIONAL CITY/COUNTY MANAGEMENT ASSOCIATION—RETIREMENT CORPORATION (ICMA/RC) AND NATIONWIDE RETIREMENT SOLUTIONS APPROPRIATE FOR IMPLEMENTATION.

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, ladies and gentlemen, this is another benefit for our employees. It costs County government, as such, no money. It is a 401 System. It allows our employees, if they choose, given where they are in their career, to set aside money for their retirement. It is a 401 program. It is complimentary to what we refer to as 457. It does again give those employees a chance to plan for their future and address many unknown needs, like health care.

Commissioner Odell said, move for approval. Chairman Liakakis asked, do I have a second? Commissioner Holmes said, second.

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

Commissioner Odell said, compliments to staff, this is a great idea, Russ [Abolt]. This is a great idea. Employees — we need to tell this to every employee so that they'll know. County Manager Abolt said, I want to underscore, and this Board has done so much for employees in the last two years and with your commitment to look at the compensation, you're doing even more. But I do agree, and as I mentioned to you in your budget workshops, this is only from personal experience based on the surgery that I had that sometimes the government makes it more difficult for one to use their money in an appropriate way to plan for those eventualities. This is another option — not the same, but it does give our employees those choices and it's very, very important.

Chairman Liakakis said, okay. Thank you.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request to establish a 401(A) Governmental Money Purchase Plan and Trust Agreement and authorize the Chairman to sign the necessary agreements with the International City/County Management Association—Retirement Corporation (ICMA/RC) and Nationwide Retirement Solutions appropriate for implementation. Commissioner Holmes seconded the motion and it carried unanimously.

AGENDA ITEM: X-11
AGENDA DATE: June 22, 2007

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

Issue: To request Board approval to establish a 401(a) Governmental Money Purchase Plan and Trust program and authorize the Chairman to sign the necessary resolutions and agreements with the International City/County Management Association - Retirement Corporation (ICMA/RC) and Nationwide Retirement Solutions appropriate for implementation.

Background: Chatham County has a 457 Deferred Compensation Plan for supplemental tax deferred retirement savings for the employees of Chatham County. Currently there are two providers, ICMA/RC and Nationwide Retirement Solutions, which administer these plans.

Deferred Compensation plans, as most 401(a) plans and other retirement savings plans, have defined limits as to how much may be tax deferred. A 401(a) Governmental Money Purchase Plan and Trust will provide an added vehicle for eligible employees to voluntarily set aside additional tax deferred retirement savings that may be of interest above and beyond the limits of the 457 plan. These plans, like the 457 programs, would not require Chatham County to contribute any funds to them but would have to establish a trust for the employees and their beneficiaries.

Facts and Findings:

1. Both ICMA/RC and Nationwide Retirement Solutions will administer 401(a) - Money Purchase Plans for Chatham County if the County establishes a trust fund for these tax deferred retirement savings mechanisms.
2. The funds are invested through the various options and mutual funds offered through the chosen administrator and have various options to meet the participants individual retirement needs.
3. All plan administration fees and mutual fund service fees are paid by the participant based upon their selections, and there are no hidden fees.
4. These programs are national, portable, and come with excellent reporting and comprehensive participant services by both providers.

Funding: No additional funding required by Chatham County. All fees associated with this program are paid by the participants themselves.

Alternatives:

1. To approve the establishment of a 401(a) Governmental Money Purchase Plan and Trust program and authorize the Chairman to sign the necessary resolution and agreements with ICMA/RC and Nationwide Retirement Solutions for implementation.
2. Do not approve the plans.
3. Provide staff with other direction.

Policy Analysis: The goal of providing comprehensive benefits, which provides a means for employees to help them prepare for their own retirement savings, is promoted further by adoption of a 401(a) Money Purchase Plan.

Recommendation: Staff recommends that the Board approve Alternative 1.

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12. 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. Construction contract to pave Old Pine Barren Road	SPLOST	Griffin Contracting, Inc.	\$380,456	SPLOST (2003-2008) - Old Pine Barren Road
B. One (1) used non-typical replacement vehicle	Child Support	Vaden Nissan	\$18,600	Child Support Enforcement
C. Confirmation of emergency replacement purchase of one (1) 40 ton Trane heat pump chiller unit	CNT	Trane	\$34,174	Land Bank Authority
D. Change Order No 1 to the annual contract to provide weekly door mat rental services to add two (2) locations	Facilities Maintenance and Operations	Aramark Uniform Services	\$500	•General Fund/M&O - Tax Commissioner •General Fund/M&O - Facilities Maintenance and Operations

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
E. Annual contract with automatic renewal option for four (4) additional one (1) year terms to provide mowing of drainage canals and landfills	Public Works	Myers and Son	<ul style="list-style-type: none"> •1st Year: \$68,029 •2nd Year: \$70,733 •3rd Year: \$73,579 •4th Year: \$76,568 •5th Year: \$79,557 	<ul style="list-style-type: none"> •General Fund/M&O - Public Works •Solid Waste Enterprise Fund
F. Contract for furnishing and installation of carpeting and cove base for the Judicial Courthouse and the Old Courthouse	Facilities Maintenance and Operations	A & R Floorcovering	\$74,182	<ul style="list-style-type: none"> •General Fund/M&O - District Attorney •General Fund/M&O - State Court Clerk •CIP - Facilities Maintenance and Operations •CIP - Engineering
G. Task order contract for environmental consulting services	Engineering	Sligh Environmental Consultants	Not to Exceed \$200,000	<ul style="list-style-type: none"> •SPLOST (1985-1993) •SPLOST (1998-2003) •SPLOST (2003-2008)
H. Renew contract to provide professional engineering services to Chatham County relating to the County road program	SPLOST	Frank Sweat, PE d/b/a Road Systems Management, Inc.	Not to Exceed \$5,900 per month	<ul style="list-style-type: none"> •SPLOST (1985-1993) •SPLOST (1993-1998) •SPLOST (1998-2003) •SPLOST (2003-2008)
I. One (1) year extension to the contract to provide gasoline and diesel fuel	Fleet Operations	<ul style="list-style-type: none"> •Sommers Oil •Barrett Oil 	Varies by usage	•General Fund/M&O - Inventory
J. Annual contract with automatic renewal option for four (4) additional one (1) year terms to provide uniform rental services	Various	Aramark Uniform Services	\$34,653	<ul style="list-style-type: none"> •General Fund/M&O - Various •SSD - Various •Water and Sewer •Solid Waste
K. 30 touch screen voting machines	Elections Board	Diebold Election Systems (Sole Source)	\$84,410	General Fund/M&O - Elections Board
L. 628 - 12 volt batteries	Elections Board	Diebold Election Systems (Sole Source)	\$15,391	General Fund/M&O - Elections Board
M. Olympex single color display scoreboard	Aquatic Center	Colorado Time Systems, Inc. (Sole Source)	\$39,945	General Fund/M&O - Aquatic Center
N. Annual maintenance on Spectra Logic backup system	ICS	Veristor Systems (Sole Source)	\$27,377	General Fund/M&O - ICS
O. Annual maintenance on software	ICS	Dell Marketing (State Contract)	\$71,433	General Fund/M&O - ICS
P. Two (2) network tape drives	ICS	Veristor Systems (State Contract)	\$32,445	General Fund/M&O - ICS
Q. Annual maintenance on financial system software	ICS	Sungard Pentamation (Sole Source)	\$52,337	General Fund/M&O - ICS
R. On-site technical training for ICS staff	ICS	Global Knowledge Training	\$11,700	General Fund/M&O - ICS
S. Backup Internet satellite service	ICS	Tachyon Networks, Inc.	\$10,680	General Fund/M&O - Communications
T. 23 computers with monitors	Tax Commissioner	Dell Marketing (State Contract)	\$28,980	General Fund/M&O - Tax Commissioner
U. 43 computers - no monitors, sound bars or floppy drives	Assessor	Dell Marketing (State Contract)	\$44,290	General Fund/M&O - Assessor
V. Debris monitoring contract	Public Works and Park Services	Beck Disaster Recovery, Inc.	Varies by service	Catastrophic Claims Fund

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve Items A through V, both inclusive. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

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XI. FIRST READINGS

Proposed changes to ordinances must be read or presented in written form at two meetings held not less than one week apart. A vote on the following listed matters will occur at the next regularly scheduled meeting.
On first reading, presentation by MPC staff and discussion only by Commissioners will be heard.
Comments, discussion and debate from members of the public will be received only at the meeting at which a vote is to be taken on one of the following listed items.

1. **THE PETITIONER, GREGORY DEAN ELMGREN, IS REQUESTING TO REZONE 124 QUACCO ROAD FROM AN R-1 (SINGLE FAMILY RESIDENTIAL - 5 UNITS PER NET ACRE) TO A P-B-1 (PLANNED BUSINESS LIMITED). THE MPC RECOMMENDED DENIAL. MPC FILE NO. Z-070430-40223-1 [DISTRICT 7.]**

ACTION OF THE BOARD:

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

AGENDA ITEM: XI-1
AGENDA DATE: June 22, 2007

TO: BOARD OF COMMISSIONERS
THRU: R. E. ABOLT, COUNTY MANAGER
FROM: THOMAS L. THOMSON, EXECUTIVE DIRECTOR

LEGAL NOTICE/AGENDA HEADING:

The petitioner, Gregory Dean Elmgren, is requesting to rezone 124 Quacco Road from an R-1 (Single Family Residential - 5 Units Per Net Acre) to a P-B-1 (Planned Business Limited). The MPC recommended denial. MPC File No. Z-070430-40223-1

ISSUE:

Rezoning from an R-1 (Single Family Residential – 5 Units Per Net Acre) classification to a P-B-1 (Planned Business Limited) classification.

FACTS AND FINDINGS:

1. **Public Notice:** All property owners located within 200 feet of the petitioned site(s) were notified of the rezoning petition.
2. **Site:** The subject property is 1.12 acres in size and is located on the north side of Quacco Road approximately 1,300 feet west of U.S. Highway 17 South (Ogeechee Road). The site is presently occupied by a single family residential structure and a detached garage.
3. **Request/Site History:** The petitioner requests that the site be rezoned to a P-B-1 zoning classification in order to establish an office as the principal use and an accessory use storage yard.

The site was purchased by the petitioner 13 months ago (April 17, 2006) as an existing single family residence. The Chatham County Zoning Administrator advised staff that the petitioner/owner, soon after purchasing the property, applied for a home occupation permit for the purpose of establishing a landscaping business in

accordance with the provisions of the Chatham County Zoning Regulations, Section 2-28 Home Occupation. However, in response to a complaint, an inspection of the subject site by a Chatham County zoning Inspector revealed the following: 1) The single family house was being used as a graphic arts office; 2) the rear portion of the property was being used to store lawncare and landscaping equipment including landscaping materials; and, 3) it appeared that no one actually lived at the site. The owner/petitioner was cited by the Zoning Administrator for non-compliance with the provisions for a home occupation use.

- 4. **Zoning History/Existing Development Pattern:** The subject site was rezoned from an R-A classification to its present R-1 classification on September 28, 1984 (MPC File Number 84-6659-C). Other properties that have been rezoned within the last 25 years include:

A site located on both sides of Larchmont Drive from Ogeechee Road to Larchmont Estates was rezoned from R-A and R-A-S classifications to its present PUD-B and PUD-R classifications on September 28, 2004 (MPC File Number 84-6659-C); 2) a site located on the south side of Quacco Road approximately 1,425 feet east of Holiday Circle was rezoned from an R-A classification to its present P-D-R classification on January 29, 1986 (MPC File Number 86-7403-C); 3) a site located between Larchmont Drive and Quacco Road approximately 775 feet west of Ogeechee Road was rezoned from PUD-M-12 to its present PUD-B-C classification on July 25, 2003 (MPC File Number Z-030514-30448-1); 4) a site located on the south side of Quacco Road approximately 200 feet west of Laurel Green Court was rezoned from an R-A classification to its present PUD-M-12 classification on September 8, 2006 (MPC File Number Z-060516-56325-1). The adjacent land uses and zoning districts surrounding the subject property include:

<u>Location</u>	<u>Land Use</u>	<u>Zoning</u>
North	Vacant Land	PUD-M-12 [1]
South	Quacco Road Mobile Home Park Mobile Homes/Vacant Land	R-M-H-1 [2] R-A
East	Single Family	R-1
West	Single Family	R-1

[1] PUD-M-12 - Planned Unit Development Multi-Family 12 Units Per Net Acre
 [2] R-M-H-1 - Residential Mobile Home Park

The areas along both sides of Quacco Road in the general area have remained relatively unchanged over the last 20 years with the exception of the development of new single family subdivisions and the development of properties located at the corner of Quacco Road and Ogeechee Road (U.S. Highway 17 South) as a convenience store, including the sale of fuel, and a boat sales lot. The predominate use along both sides of Quacco Road continues to be residential.

- 5. **Existing R-1 Zoning Districts:**
 - a. **Intent of the R-1 District:** According to the Zoning Ordinance, the purpose of the R-1 district is to create an environment in which one-family dwellings, and certain non residential uses are permitted in order to promote stability and character of low-density residential development with adequate open space.
 - b. **Allowed Uses:** The uses allowed within the R-1 district appear in the attached chart.
 - c. **Development Standards:** The development standards for the R-1 district appear in the attached table (Table 1).
- 6. **Proposed P-B-1 Zoning District:**
 - a. **Intent of the P-B-1 District:** According to the Zoning Ordinance, the purpose of the P-R-1 district is create and protect areas in which limited business and certain industrial activities like activities, which have limited traffic generation potential, are permitted. This district is intended to be applied in areas, which would not be appropriate for more intensive commercial districts because of the character of the surrounding land uses and other factors.

- b. **Allowed Uses:** The uses allowed within the P-R-1 district appear in the attached chart.
- c. **Development Standards:** The development standards for the P-B-1 district appear in the attached table (Table 1).
7. **Land Use Element: Land Use Element:** The Chatham County Comprehensive Plan Future Land Use Map designates the subject property as Suburban Single Family Residential. Approval of the zoning map amendment would not be consistent with the Future Land Use Map.
8. **Transportation Network:** The property is accessed from Quacco Road. Quacco Road is a two lane public road. According to the Street Classification Map Number 1 of the Chatham County Zoning Ordinance, Section 4-6, Quacco Road is classified as a secondary arterial roadway. The 2004 average daily traffic count for Quacco Road between Ogeechee Road and Interstate 95 was 3,900 vehicles per day.
9. **Public Services and Facilities:** The property is served by Metropolitan police, Southside Fire Department fire protection, and by Consolidated Utilities, Incorporated water and sanitary sewer. The subject site is presently served by the Chatham Transit Authority (CAT).

SUMMARY OF FINDINGS

1. Will the proposed zoning district permit uses that would create traffic volumes, noise level, odor, airborne particulate matter, visual blight, reduce light or increased density of development that would adversely impact the livability or quality of life in the surrounding neighborhood?
- Yes ___ No X
2. Will the proposed zoning district permit uses that would adversely impact adjacent and nearby properties by rendering such properties less desirable and therefore less marketable for the type of development permitted under the current zoning?
- Yes X No ___
3. Will the proposed zoning district permit uses that would generate a type or mix of vehicular traffic on a street or highway that is incompatible with the type of land use development along such street or highway?
- Yes ___ No X
4. Will the proposed zoning district permit uses that would generate greater traffic volumes at vehicular access points and cross streets than is generated by uses permitted under the current zoning district to the detriment of maintaining acceptable or current volume capacity?
- Yes ___ No X
5. Will the proposed zoning district permit uses or scale of development that would require a greater level of public services such as drainage facilities, utilities, or safety services above that required for uses permitted under the current zoning district such that the provision of these services will create financial burden to the public?
- Yes ___ No X
6. Will the proposed zoning district permit uses or scale of development that would adversely impact the improvement or development of adjacent and nearby properties in accordance with existing zoning regulations and development controls deemed necessary to maintain the stability and livability of the surrounding neighborhood?
- Yes ___ No X
7. Will the proposed zoning district permit development that is inconsistent with the comprehensive land use plan?
- Yes X No ___

ALTERNATIVES:

1. Approve the petitioner’s request to rezone the property from an R-1 classification to a P-B-1 classification.
2. Deny the petitioner’s request.

POLICY ANALYSIS:

The proposed rezoning is not consistent with Chatham County’s Comprehensive Future Land Use Plan. The proposed P-B-1 classification would allow non-residential uses within an area that is predominately low density residential and would adversely impact the existing residential properties in the general area.

RECOMMENDATION: The MPC and Director of Building Safety and Regulatory Services recommend Denial of the petitioner’s request to rezone the property known as 124 Quacco Road (PIN-1-1006B-05-011) from an R-1 (Single Family Residential - 5 units per net acre) classification to a P-B-1 (Planned Business Limited) classification.

PREPARED BY: Jim Hansen, AICP, Director
Development Services

May 15, 2007

Gregori Anderson, Director
BUILDING SAFETY AND REGULATORY SERVICES



C H A T H A M C O U N T Y - S A V A N N A H

METROPOLITAN PLANNING COMMISSION

“Planning the Future - Respecting the Past”

M E M O R A N D U M

DATE: May 15, 2007

TO: CHATHAM COUNTY COMMISSION

FROM: METROPOLITAN PLANNING COMMISSION

SUBJECT: MPC ZONING RECOMMENDATION

PETITION REFERENCED:

Gregory Dean Elmgren, Petitioner/Owner
124 Quacco Road
MPC File No. Z-070430-40223-1

MPC ACTION:

Denial of the petitioner’s request to rezone the property known as 124 Quacco Road from an R-1 (Single Family Residential-5 Units Per Net Acre) classification to a P-B-1 (Planned Business Limited) classification.

MPC STAFF RECOMMENDATION:

Denial of the petitioner’s request to rezone the property known as 124 Quacco Road from an R-1 (Single Family Residential-5 Units Per Net Acre) classification to a P-B-1 (Planned Business Limited) classification.

MEMBERS PRESENT: 9 + Vice-Chairman

Robert Ray, Vice-Chairman
 Michael Brown
 Douglas Bean
 Adam Ragsdale
 David Hoover

Jon Todd, Secretary
 Shedrick Coleman
 Timothy Mackey
 Lacy Manigault
 Ben Farmer

VOTING FOR MOTION

Robert Ray
 Jon Todd
 Michael Brown
 Shedrick Coleman

VOTING AGAINST MOTION

***ABSENT OR **FAILING TO VOTE**

*Susan Myers
 *Russ Abolt
 *Freddie Gilyard
 *Stephen Lufburrow

Douglas Bean
Timothy Mackey
Adam Ragsdale
Lacy Manigault
David Hoover
Ben Farmer

FOR APPROVAL: 10 FOR DENIAL: 0 ABSTAINING: 0

Respectfully submitted,

/s/ Thomas L. Thomson

Thomas L. Thomson
Executive Director

/cbm

Enclosure

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- 2. THE PETITIONER HAROLD YELLIN, AGENT (FOR TERRY MONTFORD, OWNER) IS REQUESTING REZONING OF 1617 EAST MONTGOMERY CROSSROAD AND 8402-8404 OLD MONTGOMERY ROAD FROM AN R-1/EO CLASSIFICATION TO A PUD-IS-B/EO CLASSIFICATION INCLUDING THE REQUEST TO ESTABLISH A MEDICAL SUPPLY RETAILER AS A SPECIAL USE. THE MPC RECOMMENDED DENIAL. MPC FILE NO. Z-070412-50994-1 [DISTRICT 1.]

ACTION OF THE BOARD:

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

AGENDA ITEM: XI-2
AGENDA DATE: June 22, 2007

TO: BOARD OF COMMISSIONERS
THRU: R. E. ABOLT, COUNTY MANAGER
FROM: THOMAS L. THOMSON, EXECUTIVE DIRECTOR

LEGAL NOTICE/AGENDA HEADING:

The petitioner Harold Yellin, Agent (for Terry Montford, Owner) is requesting rezoning of 1617 East Montgomery Cross Road and 8402-8404 Old Montgomery Road from an R-1/EO classification to a PUD-IS-B/EO classification including the request to establish a medical supply retailer as a special use. The MPC recommended denial. MPC File No. Z-070412-50994-1

ISSUE:

Rezoning from an R-1/EO (Single Family Residential – 5 Units Per Net Acre – Environmental Overlay) classification to a PUD-IS-B/EO (Planned Unit Development-Institutional/Environmental Overlay) classification to allow a medical complex that will include offices for patient care (patient infusion medical center) and corporate offices.

NOTICE:

As required, notice of the proposed action was sent to all property owners within a 200 foot radius of the subject property. The property is not located within a typical suburban subdivision and is not part of a property owners association. Mayfair Subdivision is located east of the site and north of the site on the opposite side of Montgomery Cross Road and Cresthill Subdivision is located west of the site on the opposite side of Old Montgomery Road. Notice of the proposed action was sent to the Mayfair Neighborhood Association. There is no known homeowners association established for Cresthill Subdivision.

BACKGROUND:

1. The subject site is located on the south side of Montgomery Cross Road and the east side of Old Montgomery Road. The 2.01 acre site (three separate parcels) is presently occupied by three single family detached residential structures, one residential duplex, one garage apartment, and three accessory structures.
2. **Zoning History/Existing Development Pattern:** The site was initially zoned R-1 (Single Family Residential 5 units per net acre) when zoning was adopted by Chatham County in 1962. The zoning classification of properties within the general area has remained unchanged for the past 15 years with the following exceptions:

(1) All R-1 zoned properties in this area were rezoned to an R-1/EO classification in conjunction with the adoption of the Southeast Chatham County Community Plan by the Chatham County Commissioners on June 13, 2003; and, 2) The southwest corner of East Montgomery Cross Road and Old Montgomery Road was rezoned from P-B-R-1 to its present B-N-1 classification on November 4, 1994 (MPC File Number Z-94-10714-C). With the exception of this site, all properties in the general area of the petitioned site are zoned and developed as residential uses. The adjacent land uses and zoning districts surrounding the subject property include:

<u>Location</u>	<u>Land Use</u>	<u>Zoning</u>
North	East Montgomery Cross Road Single Family	R-1/EO
South	Single Family	R-1/EO
East	Single Family	R-1/EO
West	Old Montgomery Road Doctor's Office Parking Lot (for doctor's office)	B-N-1/EO R-1/EO

FACTS AND FINDINGS:

1. The petitioner is proposing to retain the existing structures and convert them into a medical office complex to include infusions, durable medical equipment, and corporate offices. Staff requested clarification on the intended uses and was advised that the uses would include: 1) Medical offices where patients receive medical treatment on-site including the sale of medical supplies such as wheelchairs, walkers, oxygen masks, etc.; and, 2) the establishment of corporate offices for the medical supply operation. However, the proposed use will also include the sale and delivery of medical supplies including large items such as wheelchairs and beds. The applicant has stated that the majority of the purchases would be made by patients. However, sales to the general public would be permitted.

The Chatham County Zoning Ordinance defines the PUD-IS-B zoning district as follows: "Any institutional, professional, or office development consisting of less than three acres." The categories of uses permitted as a matter of right are: 1) Cultural Facilities; 2) Office Health Services/Practitioners; 3) Health Service Clinic; and 4) General Office Uses. All other uses are classified as a Special Use and must be approved by the Metropolitan Planning Commission and the Chatham County Commissioners. A medical office for treating patients with various forms of intravenous infusions by a licensed physician and a corporate office are uses that would be permitted as a matter of right within the PUD-IS-B zoning district. However, maintaining a large inventory of products for sale, including large items such as wheelchairs and beds that will routinely be delivered off-site, in the opinion of the MPC staff, is not a use that would be permitted as a matter of right within the PUD-IS-B zoning district. The County Zoning Administrator has determined that the retail portion of the proposed development would be more appropriately classified as a medical supply retailer and thus must be approved as "Other Business Uses". Based on these findings, the petitioner must seek approval of a Special Use as well as a zoning map amendment.

2. **Special Use:** In October, 2002 the Chatham County Commissioners approved an amendment to the Zoning Ordinance to require their approval of a special use request within the following zoning districts: PUD-IS-B, PUD-IS (Planned Unit Development-Institutional), PUD-M (Planned Unit Development-Multi-Family), and PUD-R (Planned Unit Development-Residential). This change reflected an amendment to State law in 2000 regarding zoning decisions.

According to Section 36-66-3 of the Official Code of Georgia a zoning decision is the "final legislative action by a local government". A zoning decision includes the following:

- A) The adoption of a zoning ordinance;
 - B) The adoption of an amendment to a zoning ordinance which changes the text of the zoning ordinance;
 - C) The adoption of an amendment to a zoning ordinance which rezones property from one zoning classification to another;
 - D) The adoption of an amendment to a zoning ordinance by a municipal local government, which rezones property to be annexed into a municipality;
 - E) The grant of a permit relating to a special use of property.
3. A medical supply retailer is not identified as a use in either the "C and R" Use Schedule (the list of uses allowed within conservation and residential districts) or the "B and I" Use Schedule (the list of uses allowed within commercial and industrial districts).
4. The Zoning Ordinance does not provide an intent statement for the PUD-IS-B district. However the definition states, in part, that "Under this district, institutional, professional or office development, and residential townhouses, apartment row houses, and/or condominium units shall be permitted on a lot or tract of land consisting of less than three(3) acres. The net dwelling unit density for this zone shall be established at the time of rezoning..." In essence, this district serves as a transitional zone between residential areas and more intensive commercial areas.
5. A list of the allowed PUD-IS-B uses is attached. The list includes "other uses" (i.e., special uses) that can be approved by the Chatham County Commissioners. The required findings or review criteria appear in Finding 6.
6. "Other uses" are referred to as special uses in accordance with State law because they require a legislative finding. A special use review must be in accordance with Section 10-6.2 (1-11). The criteria include:
- [a] The proposed use does not affect adversely the general plans for the physical development of Chatham County, as embodied in this chapter, and in any Master Plan or portion thereof adopted by the Commissioners of Chatham County.**

The proposed medical supply retail use is inconsistent with the Chatham County Comprehensive Future Land Use Plan.
 - [b] The proposed use will not be contrary to the purposes stated for this chapter.**

The proposed use is not contrary to the purposes stated in the Ordinance.
 - [c] The proposed use will not affect adversely the health and safety of residents and workers in Chatham County.**

The proposed use will most likely not affect adversely the health and safety of residents and workers in Chatham County.
 - [d] The proposed use will not be detrimental to the use or development of adjacent properties or the general neighborhood.**

The encroachment into the residentially zoned areas on east and south sides of the petitioned site could adversely impact the enjoyment now experienced by the owners/residents of residential properties.
 - [e] The proposed use will not be affected adversely by the existing uses.**

The proposed use would not be adversely affected by existing uses.
 - [f] The proposed use will be placed on a lot of sufficient size to satisfy the space requirements of such use.**

Because both the total square footage of the existing properties and the total area required for the proposed uses is not known, it cannot be determined at this time as to whether the site is of sufficient size to accommodate the intended use including the required off-street parking.

- [g] The proposed use will not constitute a nuisance or hazard because of the number of persons who will attend or use such facility, vehicular movement, noise or fume generation, or type of physical activity.**

Because of the multiple uses, including the required off-street parking spaces, the residential uses in close proximity could be adversely impacted.

- [h] The standards set forth for each particular use for which a permit may be granted have been met.**

The development standards of the PUD-IS-B zoning district require that a 50 foot buffer be established adjacent to all residentially zoned properties. The subject site will abut residentially zoned properties on the south and east. The proposed off-street parking lot and some of the existing structures that will become non-residential uses will not comply with the required buffer.

- [i] Provided, that the Board of Appeals [in this case, the MPC and Chatham County] may impose or require such additional restrictions and standards as may be necessary to protect the health and safety of workers and residents in the community, and to protect the value and use of property in the general neighborhood.**

It is suggested that if a recommendation for approval is made that a more appropriate privacy fence and extensive landscaping be required. The privacy fence should be not less than 8 feet in height and constructed of either solid masonry or board-on-board with a masonry column not more than 20 feet on-center and the landscaping should be of sufficient density, as determined by the County Arborist, to adequately diffuse the non-residential activities for the adjacent residential properties.

- [j] Provided, that the proposed use shall be subject to the minimum area, setback and other locational requirements of the zoning district in which it will be located.**

Refer to (h) above.

- [k] Provided, that the proposed use shall be subject to the off-street parking and service requirements of this chapter.**

The off-street parking requirement for the proposed development has not been determined.

7. The proposed medical supply retail use does not meet all of the criteria listed above and is inconsistent with the Chatham County Comprehensive Future Land Use Map. The rezoning of properties to allow non-residential uses at this location would adversely impact the quality of life for the residents in this area which would create additional pressure and demands to rezone additional residential properties in the general area.

ALTERNATIVES:

1. Approve the petitioner's request to rezone the property from an R-1/EO classification to a PUD-IS-B/EO classification including the requested special use.
2. Approve the petitioner's request to rezone the property from an R-1/EO classification to a PUD-IS-B/EO classification but deny the requested special use.
3. Deny the petitioner's request to rezone the property from an R-1/EO classification to a PUD-IS-B/EO classification.

POLICY ANALYSIS:

The proposed rezoning is inconsistent with the recently approved Future Land Use Plan. Rezoning this site to a PUD-IS-B classification will allow the expansion of non-residential uses into an established single family residential area. Such an intrusion could be detrimental to the adjacent residential properties which could increase the pressure to rezone additional properties and further erode the stability of the residential properties in close proximity.

RECOMMENDATION: The MPC and Director of Building Safety and Regulatory Services recommend Denial of the request to rezone 1617 East Montgomery Cross Road and 8402-8404 Old Montgomery Road (PIN 1-0477-08-020) from an R-1/EO

classification to a PUD-IS-B classification including a request to establish a medical supply retailer as a special use.

PREPARED BY: Jim Hansen, AICP, Director
Development Services

May 15, 2007

Gregori Anderson, Director
BUILDING SAFETY AND REGULATORY SERVICES



C H A T H A M C O U N T Y - S A V A N N A H

METROPOLITAN PLANNING COMMISSION

"Planning the Future - Respecting the Past"

M E M O R A N D U M

DATE: May 15, 2007
TO: CHATHAM COUNTY COMMISSION
FROM: METROPOLITAN PLANNING COMMISSION
SUBJECT: MPC ZONING RECOMMENDATION

PETITION REFERENCED:

Terry Montford, Owner/Petitioner
Harold B. Yellin, Agent
1617 East Montgomery Cross Road and
8402-8404 Old Montgomery Road
MPC File No. Z-070412-50994-1

MPC ACTION: Denial of the request to rezone 1617 East Montgomery Cross Road and 8402-8404 Old Montgomery Road from an R-1/EO classification to a PUD-IS-B/EO classification including.

<u>VOTING FOR MOTION</u>	<u>VOTING AGAINST MOTION</u>	<u>*ABSENT OR **FAILING TO VOTE</u>
Robert Ray	Douglas Bean	*Stephen Lufburrow
Jon Todd	Ben Farmer	*Freddie Gilyard
Susan Myers	Timothy Mackey	*Russ Abolt
Shedrick Coleman	David Hoover	
Lacy Manigault	Adam Ragsdale	
Michael Brown		

FOR APPROVAL: 6 **FOR DENIAL:** 5 **ABSTAINING:** 0

MPC ACTION: Denial of the request to establish a medical supply retailer as a special use.

<u>VOTING FOR MOTION</u>	<u>VOTING AGAINST MOTION</u>	<u>*ABSENT OR **FAILING TO VOTE</u>
Robert Ray	Ben Farmer	*Stephen Lufburrow
Jon Todd	Timothy Mackey	*Freddie Gilyard
Susan Meyer	David Hoover	*Russ Abolt
Shedrick Coleman	Adam Ragsdale	
Lacy Manigault		
Michael Brown		
Douglas Bean		

FOR APPROVAL: 7 **FOR DENIAL:** 4 **ABSTAINING:** 0

MPC STAFF RECOMMENDATION: Denial of the request to rezone 1617 East Montgomery Cross Road and

8402-8404 Old Montgomery Road from an R-1/EO classification to a PUD-IS-B/EO classification including Denial of the request to establish a medical supply retailer as a special us.

MEMBERS PRESENT: 10 + Vice-Chairman

- | | |
|---------------------------|---------------------|
| Robert Ray, Vice-Chairman | Jon Todd, Secretary |
| Susan Myers, Treasurer | Michael Brown |
| Shedrick Coleman | Douglas Bean |
| Timothy Mackey | Adam Ragsdale |
| Lacy Manigault | David Hoover |
| Ben Farmer | |

Respectfully submitted,

/s/ Thomas L. Thomson

Thomas L. Thomson
Executive Director

/cbm

Enclosure

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XII. SECOND READINGS

1. AMENDMENT TO THE CHATHAM COUNTY REVENUE ORDINANCE, ARTICLE O, BY ADDING SECTION 8, WIRELESS TELECOMMUNICATION FACILITIES (WTF) FILING FEES.

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, this is just a conclusion of your program adopted recently to better control cell towers. Mr. — the MPC staff, Mr. Thomson, has come forward with a revenue ordinance that in effect will fund the applications for these future sites and do so with minimal impact on property taxes.

Commissioner Kicklighter said, move to approve. Chairman Liakakis asked, do we have a second? Commissioner Gellatly said, second. Commissioner Holmes said, second.

Chairman Liakakis said, it's been seconded. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the item passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to adopt an amendment to the Chatham County Revenue Ordinance, Article O, by adding Section 8, Wireless Telecommunication Facilities (WTF) Filing Fees. Commissioners Holmes and Gellatly seconded the motion and it carried unanimously.

AGENDA ITEM: ~~XI-1~~
AGENDA DATE: ~~June 11, 2007~~
AGENDA ITEM: XII-1
AGENDA DATE: June 22, 2007

TO: Board of Commissioners
THRU: Russ Abolt, County Manager
FROM: Thomas Thomson, Executive Director

LEGAL NOTICE/AGENDA HEADING:

Amend the Chatham County Revenue Ordinance, Article O, by adding Section 8, Wireless Telecommunication Facilities (WTF) Filing Fees.

ISSUE:

Amending Article O, by adding Section 8, Wireless Telecommunication Facilities Filing Fees.

BACKGROUND:

Recently, the MPC completed an exhaustive study of Wireless Telecommunication Facilities (WTF) and recommended appropriate amendments to the Chatham County Zoning Ordinance, Section 4-11, Development Standards for Telecommunications Towers and Antenna. A new Fee Schedule for filing applications has been created. CityScape, a consulting firm, assisted in the process of updating the Wireless Telecommunication Facilities Ordinance and revising the WTF Fee Schedule.

FINDINGS:

1. Seven separate application types have been identified (Concealed Attached WTF, Colocation or Combining or Modification on Existing Antenna Support Structure, Attached WTF, Replacement of Existing Antenna Support Structure, Concealed WTF, New Non-Concealed Support Structure, and Temporary WTF). Each type of application will have its own fee.
2. A comparative study of other cities/counties and application types has been prepared (see Appendix 1).
3. A proposal for application fees has been prepared (see Appendix 2). This proposal includes existing engineering review fee, proposed base fee, proposed study recovery fee, and fee for third party review.

ALTERNATIVES:

1. Approve amendment to Article O, by adding Section 8, Wireless Telecommunication Facilities Filing Fees.
2. Approve an alternate fee schedule.
3. Do not approve amendment to Article O, Wireless Telecommunication Facilities Fees of the County Revenue Ordinance to include Section 8.

POLICY ANALYSIS:

The revised Wireless Telecommunication Facilities Ordinance meets the requirements of the wireless telecommunication industry and technology while balancing the needs of the community. Simultaneously a fee schedule for petitions for wireless telecommunication facilities has been prepared. Establishing application fees will help recover the cost of processing the applications and will further the purpose and intent of the ordinance.

RECOMMENDATION:

Staff recommends Approval of amending Article O, Wireless Telecommunication Facilities Filing Fees of the Chatham County Revenue Ordinance to include Article 8, as follows:

ENACT

Section 8. Wireless Telecommunication Facilities Filing Fees

Petition Type	Base Fee	Engineering Review Fee	Study Recovery Fee	Third Party Review
Concealed Attached WTF	\$2,100	Base Fee (\$500) + No. of Acres x \$400/ac (Min. \$700)	\$1,000 / Application	\$3,500 / If required
Colocation or Combining or Modification on Existing Antenna Support Structure	\$2,100	Base Fee (\$500) + No. of Acres x \$400/ac (Min. \$700)	\$1,000 / Application	\$3,500 / If required

Attached WTF	\$2,100	Base Fee (\$500) + No. of Acres x \$400/ac (Min. \$700)	\$1,000 / Application	\$3,500 / If required
Replacement of Existing Antenna Support Structure	\$3,100	Base Fee (\$500) + No. of Acres x \$400/ac (Min. \$700)	\$1,000 / Application	\$3,500 / If required
Concealed WTF	\$4,000	Base Fee (\$500) + No. of Acres x \$400/ac (Min. \$700)	\$1,000 / Application	\$3,500 / If required
New Non- Concealed Antenna Support Structure	\$5,000	Base Fee (\$500) + No. of Acres x \$400/ac (Min. \$700)	\$1,000 / Application	\$3,500 / If required
Temporary WTF (Cell on Wheels)	\$2,100	Base Fee (\$500) + No. of Acres x \$400/ac (Min. \$700)	\$1,000 / Application	\$3,500 / If required

- a. **Petition Type:** For details on petition type see Section 16 of the Wireless Telecommunication Facilities Ordinance.
- b. **Base Fee, Engineering Fee, and Study Recovery Fees:** Every petition for WTF shall pay the base fee, engineering fee, and study recovery fee.
- c. **Third Party Review:** Review procedures vary by the type of WTF facility proposed. Where due to the complexity of the methodology or analysis required to review an application for a WTF requiring radio frequency analysis, the Executive Director or Planning Commission may require a technical expert review as described in Section 16 of the Wireless Telecommunication Facilities Ordinance.
- d. **“After-the-Fact” Application:** Fees for any application for which work has already started or proceeded prior to obtaining an “Approval”, the fees herein specified shall be doubled, but the payment of such doubled fees shall not relieve any persons from fully complying with the requirements of the ordinance in the exception of the work nor from any other penalties as prescribed herein.

PREPARED BY: Harmit Bedi
 Thomas Thomson, Executive Director
 Linda Cramer, Finance Director

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2. TO AMEND THE CHATHAM COUNTY EMPLOYEE’S RETIREMENT PLAN ORDINANCE TO CHANGE THE REQUIRED EMPLOYEE CONTRIBUTION FROM 2 ½% POST TAX TO 3 ½% PRE TAX EFFECTIVE JULY 1, 2007.

County Manager Abolt said, again Mr. Chairman and Members of the Board, this goes back to your last action. On the budget proposal you’ll recall there was discussion on increasing employee contribution. Now it goes from a post versus a pre tax to be implemented when the cost is increased and will have minimal effect on take-home pay.

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

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

ACTION OF THE BOARD:

Commissioner Gellatly moved to adopt an amendment to the Chatham County Employee’s Retirement Plan Ordinance to change the required employee contribution from 2½% post tax to 3½% pre tax effective July 1, 2007. Commissioner Holmes seconded the motion and it carried unanimously.

AGENDA ITEM: XI-2
AGENDA DATE: June 1, 2007

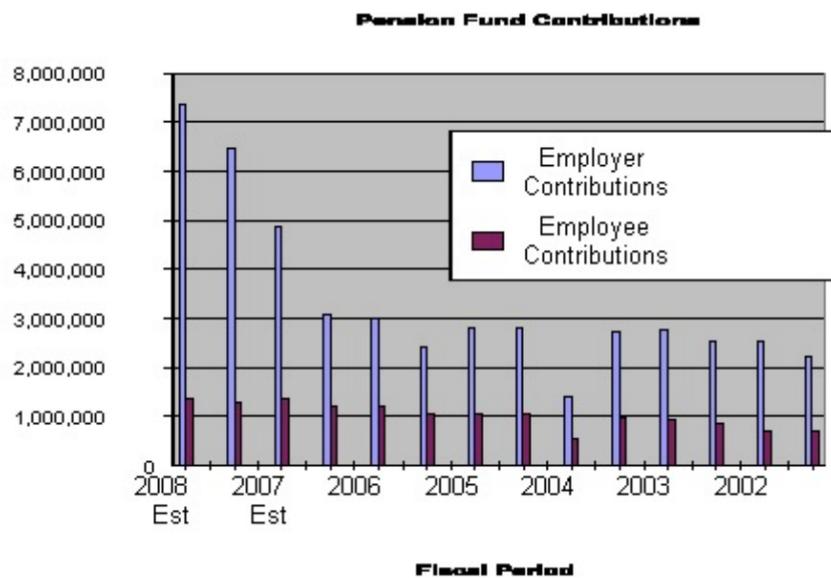
TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Michael A. Kaigler, Director
 Human Resources and Services

Issue: To amend the Chatham County Employee’s Retirement Plan Ordinance to change the required employee contributions from 2 ½% post tax to 3 ½% pre-tax effective July 1, 2007.

Background: Under Article XIII, Section 13.1 of the current Chatham County Employee’s Retirement Plan, participants under the plan are required to make contributions of 2 ½% of the participant’s earnings on a post tax basis for each full or partial month in which the participant is employed by the County.

Facts and Findings:

1. The Chatham County Employee’s Retirement Plan was adopted July 1, 1972 with a 2 ½% employee contribution rate and has been the same since that date.
2. Since the plans’ inception in 1972, there have been multiple plan amendments and improvements that have enhanced the value of these benefits to participants, more than doubling the value of the plan to the participant over that period of time without increasing the employee required contribution. While the employee contribution remained the same, the cost to the County has increased significantly over the years (see chart below).



3. The County must also begin meeting the required governmental accounting standards board (GASB statement 45) for other post employment benefits (OPEB). County staff has recommended the establishment of an OPEB trust fund similar to the pension fund to cover these future benefits.
4. The increase of 1% to the employee’s contribution rate would generate an additional \$554,000 to help fund the required contributions to the plan. In spite of bringing in more from employees, the County also has an increased required contribution of \$640,000 for FY2008. In the recommended FY 2008 budget, the new percentage pension contribution by the County is 11.45% of pay.
5. Increasing the employee’s required contribution to 3 ½% of salary and allowing employees to pre-tax their contribution will have a nominal effect on the employees take home pay. Examples provided by staff show that the effect on employees who make up to \$70,000 will be a matter of additional pennies per pay period.
6. On May 22, 2007, the Pension Board voted to recommend to the Board of Commissioners that an amendment to the Chatham County Pension Plan ordinance be adopted. The Board adopted to increase the contribution and shift to a pretax basis.

- 7. The amendment to Article XIII, Section 13.1 and 13.2, Article I, Section 1.15 and 1.29, and Article V, Section 5.11 of the Chatham County Employee's Retirement Plan is attached (see Attachment I).

Funding: Revenue generating therefore, no additional funding required.

Alternatives:

- 1. Conduct at the June 11, 2007 meeting the first reading and June 21, 2007 the second reading, with amendment to ordinance to be effective July 1, 2007.
- 2. Revise the dates for the first and second reading.
- 3. Do not adopt the recommendation of the Pension Board.

Policy Analysis: The County has authority to adopt a new Ordinance and/or revise the Chatham County Employee's Retirement Plan Ordinance. The Chatham County Pension Board have such powers as are necessary for the proper administration of the Plan.

Recommendation: That the Board approve Alternative 1.

PREPARED BY: Ramona Hill
Chairperson

Attachment I

STATE OF GEORGIA)

COUNTY OF CHATHAM)

CHATHAM COUNTY EMPLOYEE'S RETIREMENT PLAN ORDINANCE
OF CHATHAM COUNTY

AN AMENDMENT TO THE CHATHAM COUNTY EMPLOYEE'S RETIREMENT
PLAN ORDINANCE OF CHATHAM COUNTY

BE IT ORDAINED by the Chatham County Board of Commissioners as follows:

1.15 "Earnings" means, for any Participant:

(a) except as otherwise provided in this definition, his or her basic rate of pay (*i.e.*, base pay), including, but not limited to, pre-tax, pick-up contributions contributed on or after July 1, 2007. [rest of (a) and the remainder of 1.15 unchanged]

1.29 "Participant-Funded Benefit" means for a Participant, as of any date of determination, the portion of the Participant's Accrued Benefit derived from Participant Contributions computed by taking the total amount of the Participant's post-tax Contributions as of the date of determination, but not later than June 30, 2007, plus Credited Interest thereon, from the date contributed to the date of determination, on such post-tax Required Contributions, and converting the total amount into the normal form benefit using the assumptions in Schedule A of this Plan.

The Participant-Funded Benefit attributable to both pre-tax, pick-up Required Contributions and post-tax Required Contributions shall be fully vested at all times.

13.1 "Regular Required Contributions."

(a) For periods of participation prior to July 1, 2007, as of the date an Employee becomes a Participant he or she shall make Required Contributions to the Plan. Required Contributions shall be equal to two and one-half percent (2 ½%) of the Participant's earnings for each full or partial month in which the Participant is employed by the County. Required Contributions shall be deducted by the County from the Participant's earnings on a post-tax basis, and the amounts deducted shall be paid over to the Trustee.

(b) For periods of participation on and after July 1, 2007, as of the date an Employee becomes a Participant he or she shall make Required Contributions to the Plan. Required Contributions shall be equal to three and one-half

percent (3 1/2%) of the Participant's earnings for each full or partial month in which the Participant is employed by the County. Required Contributions shall be deducted by the County from the Participant's earnings on a pre-tax basis, pursuant to Section 414(h)(2) of the Code.

5.11 "Maximum Benefit." The provisions of this Section shall be effective for Limitation Years beginning in 1987 and thereafter, except as otherwise indicated, and shall be construed to comply with Section 415 of the Code.

(a)(1) Notwithstanding anything in this Article to the contrary, in no event shall the combined annual benefit payable (excluding any benefits attributable to post-tax Participant Required Contributions made prior to July 1, 2007, as determined under Section 415 of the Code and applicable regulations) with respect to a Participant on a single life basis, under this and any other defined benefit plan to which the County or an affiliate contributes, exceed the dollar limit prescribed in Section 415(b)(1)(A) of the Code (\$160,000, effective January 1, 2002) (or such other amount as may be prescribed under regulations issued by the Secretary of the Treasury under Section 415(d) of the Code.

[remainder of Section 5.11 unchanged]

13.2 "Permitted Payment of Required Contributions for Periods of Absence."

(a)(1) [no change]

(2) Credited Service shall not be provided for a period of absence described in Section 13.2(a)(1), unless: (a) Credited Service for such period of absence does not exceed twelve (12) months; (b) the Participant commences payments of Required Contributions by the due date specified in the notice; (c) the Participant makes all required payments in accordance with the County's notice through pre-tax, pick-up contributions commencing as soon as practicable after July 1, 2007; and (d) the Participant completes all required payments by a period specified by the Human Resources Department, but not to exceed twelve (12) months from the date the Employee returns to County employment.

ADOPTED AND APPROVED, this _____ day of _____, 2007, and effective on July 1, 2007.

Pete Liakakis, Chairman
Chatham County Commission

Sybil Tillman, Clerk
Chatham County Commission

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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.

=====

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

ACTION OF THE BOARD:

A status report was attached for review.

AGENDA ITEM: XIII-2
AGENDA DATE: June 22, 2007

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

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
Additional reporting tool software for Finance Department to prepare financial statements in-house	Finance	Harris Computer Systems	\$4,500	General Fund/M&O - Finance
Six (6) computers	District Attorney	Dell Marketing (State Contract)	\$8,857	General Fund/M&O - District Attorney
One (1) large server	ICS	Dell Marketing (State Contract)	\$5,666	General Fund/M&O - Communications
Two (2) small servers	ICS	Dell Marketing (State Contract)	\$7,645	General Fund/M&O - Communications
One (1) day training of for five (5) staff personnel for Formative Application software (forms for GroupWise)	ICS	Concentrico, Inc. (Sole Source)	\$9,900	General Fund/M&O - Communications
Install fiber optic cable for new Dell cabinet in the Communications room for adding additional servers to the cabinet	ICS	Entre Solution (MBE)	\$4,023	General Fund/M&O - Communications
14 Mitel telephones to be used for spares	ICS	Integrated Network Solutions, Inc.	\$2,955	General Fund/M&O - Communications
Annual software agreement for server	ICS	Symantec Software	\$8,161	General Fund/M&O - ICS
Install additional card reader to existing system for file room	Juvenile Court	Simplex Grinnell (Sole Source)	\$5,154	General Fund/M&O - Juvenile Court
Four (4) channel digital audio/video recorder	Juvenile Court	BIS Digital (Sole Source)	\$8,195	General Fund/M&O - Juvenile Court
Install card reader to existing system to exterior door for access by modular unit staff	Juvenile Court	Simplex Grinnell (Sole Source)	\$5,726	General Fund/M&O - Juvenile Court
Three (3) high speed paper shredders	Juvenile Court	Savannah Business Equipment	\$6,600	General Fund/M&O - Juvenile Court
Purchase and installation of wireless alarm verification system	Juvenile Court	Securetech Systems (Sole Source)	\$9,827	General Fund/M&O - Juvenile Court
Miscellaneous office furniture for modular unit	Juvenile Court	Bidlo Associates	\$5,845	General Fund/M&O - Juvenile Court
Miscellaneous grinder repair parts	Solid Waste	The Trading Company	\$9,527	Solid Waste
Charges to run electric line for Wilmington Island Drop Off Center upgrade	Solid Waste	Georgia Power	\$7,151	Solid Waste
Material and supplies for move to Broughton Street	SPLOST	Savannah Architectural	\$5,377	SPLOST (2003-2008) - Courthouse Construction
One (1) digital mobile radio	Mosquito Control	Motorola (State Contract)	\$4,402	General Fund/M&O - Mosquito Control
One (1) cool floor fan	Mosquito Control	Port-A-Cool	\$2,659	General Fund/M&O - Mosquito Control
Winglets to be installed on Piper Chieftan for better performance	Mosquito Control	Colemill Enterprises	\$9,500	General Fund/M&O - Mosquito Control

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
One (1) aircraft tug to move around aircraft	Mosquito Control	Carolina Ground Service Equipment	\$6,780	General Fund/M&O - Mosquito Control
Igniter box for helicopter	Mosquito Control	Aviall (Sole Source)	\$3,044	General Fund/M&O - Mosquito Control
One (1) used vehicle	Assessor	Fairway Lincoln Mercury	\$9,984	SPLOST (2003-2008) - Vehicle Replacement
Five (5) thermal receipt printers with accessories	Library	Raco Industries	\$2,578	SPLOST (1998-2003) - Library Technical Equipment
Parts and labor to repair quick cut mower	Parks and Recreation	Andy's Lawn Machinery	\$3,525	General Fund/M&O - Parks and Recreation
Two (2) each diesel generators, air compressors and edger/ trimmer	Parks and Recreation	Georgetown Hardware	\$8,207	General Fund/M&O - Parks and Recreation
Purchase and install above ground backflow for irrigation system at Charlie Brooks Sports Complex	Parks and Recreation	Savannah River Utilities Company	\$3,847	General Fund/M&O - Parks and Recreation
One (1) 72" deck liquid cool lawnmower	Parks and Recreation	Lawnmower Store	\$9,933	General Fund/M&O - Parks and Recreation
One (1) John Deere diesel utility vehicle	Parks and Recreation	Hendrix Machinery, Inc. (WBE)	\$9,434	General Fund/M&O - Parks and Recreation
One (1) 12x24 utility building for Charlie Brooks Sports Complex	Parks and Recreation	Handi-House of Savannah	\$3,815	General Fund/M&O - Parks and Recreation
One (1) walk behind reel mower	Parks and Recreation	Georgia Turf and Tractor	\$7,140	General Fund/M&O - Parks and Recreation
One (1) cargo trailer for Charlie Brooks Sports Complex	Parks and Recreation	K.C. Trailer Sales, Inc.	\$9,186	General Fund/M&O - Parks and Recreation
One (1) 4" submersible pump for Charlie Brooks Sports Complex	Parks and Recreation	GPM, Inc.	\$3,712	General Fund/M&O Parks and Recreation
Bermuda grass seed for various parks	Parks and Recreation	Lesco, Inc.	\$3,350	General Fund/M&O - Parks and Recreation
Miscellaneous fencing and supplies for various parks	Parks and Recreation	Savannah Fence and Entry	\$5,460	General Fund/M&O - Parks and Recreation
Various chain saws, edgers and pole saws	Parks and Recreation	Andy's Lawn Machinery	\$9,823	General Fund/M&O - Parks and Recreation
Signal design for the Southbridge/SR 307 (Dean Forest Road) intersection and interconnect plan with the I-16 ramp signal	SPLOST	Thomas and Hutton Engineering	\$9,950	SPLOST (1985-1993) - Southbridge Blvd.
Purchase and installation of projector and camera for Courtroom J	Superior Court Judiciary	Remote Technology (Sole Source)	\$7,225	General Fund/M&O - Court Expenditures
Two (2) cargo trailers for Critical Work Force usage	Public Works and Park Services	Dorsey Trailer Sales	\$8,030	SSD - Public Works
Two (2) combination air compressor with generator for Critical Work Force usage	Public Works and Park Services	Grainger	\$3,997	SSD - Public Works
Ten (10) stainless steel wall mount shower units	Detention Center	Atlantic Coastal Supply	\$3,385	General Fund/M&O - Detention Center
Five (5) computers	Detention Center	Dell Marketing (State Contract)	\$6,518	General Fund/M&O - Detention Center
Annual maintenance agreement for scan system	Detention Center	Comnetix (Sole Source)	\$3,000	General Fund/M&O - Detention Center
Annual maintenance agreement on two (2) fingerprint scanners	Detention Center	Comnetix (Sole Source)	\$4,500	General Fund/M&O - Detention Center

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
One (1) computer and ten (10) replacement monitors	Detention Center	Dell Marketing (State Contract)	\$3,905	General Fund/M&O - Detention Center
Nine (9) computers	Detention Center	Dell Marketing (State Contract)	\$9,131	General Fund/M&O - Detention Center
Five (5) computers	Detention Center	Dell Marketing (State Contract)	\$6,518	General Fund/M&O - Detention Center
One (1) server	Tax Commissioner	Dell Marketing (State Contract)	\$3,822	General Fund/M&O - Tax Commissioner
19 small laser jet printers	Tax Commissioner	Florida Micro (State Contract)	\$6,379	General Fund/M&O - Tax Commissioner
Lateral file cabinets	Manager	Office Services (State Contract)	\$4,027	General Fund/M&O - Manager
Computer workstation	Manager	Office Services (State Contract)	\$4,404	General Fund/M&O - Manager
Document conversion for Riverwalk project	SPLOST	Hussey, Gay, Bell and DeYoung	\$8,550	SPLOST (1998-2003) - Hutchinson Island Riverwalk
LCD projector and recessed screen	Weightlifting Center	Stagefront Presentation Systems	\$4,615	General Fund/M&O - Weightlifting Center
23 - 19" flat panel monitors	Superior Court Clerk	Georgia Superior Court Clerks Cooperative Authority	\$5,427	General Fund/M&O - Superior Court Clerk
Annual maintenance agreement on microfilm/ imaging equipment	Superior Court Clerk	Milner, Inc. (Sole Source)	\$3,500	General Fund/M&O - Superior Court Clerk
Trees for Citizens Service Center	Manager	Blankenship Landscape Company	\$4,363	Bond Fund - ANG Construction
Visual presenter	Elections Board	Technical Innovation (State Contract)	\$3,650	General Fund/M&O - Elections Board
Window treatments and accessories for Commission meeting room	Facilities Maintenance and Operations	Finishing Touches Designs	\$5,642	CIP - Old Courthouse Renovations
Ten (10) - 19" computer monitors	Magistrate Court	Dell Marketing (State Contract)	\$2,640	General Fund/M&O - Magistrate Court
Various computer items including keyboards, mouse and scanners	Magistrate Court	Florida Micro (State Contract)	\$3,493	General Fund/M&O - Magistrate Court
Reimbursement for landscape materials for the Rodney Hall Park	Land Bank	Environmental Landscapes of Savannah	\$9,227	Land Bank Authority

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REMINDER: ZONE CODE REVISION WORKSHOP

Chairman Liakakis said, a reminder now. There's a Zone Code Revision Workshop with MPC staff that follows today's Board meeting. So let's remember that everybody. You know, that was in your information packet that was sent to you about the Zone Code Revision.

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EXECUTIVE SESSION

Upon motion being made by Commissioner Kicklighter and seconded by Commissioner Stone, the board recessed at 11:05 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 approximately 12:50 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 Holmes moved to approve a motion to authorize the Chairman to execute an Affidavit that the Executive Session was held in compliance with the Open Meetings Act. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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APPOINTMENTS

1. **DEPARTMENT OF FAMILY AND CHILDREN SERVICES**

ACTION OF THE BOARD:

Commissioner Farrell moved to reappoint Larry Dane Kellog and appoint Dr. Quentina Miller-Fields and Ms. Carrie Nellis to the Department of Family and Children Services to terms which will expire June 30, 2012. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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2. **LIVE OAK REGIONAL LIBRARY**

ACTION OF THE BOARD:

Commissioner Thomas moved to appoint Dr. Allen Berger and Mr. Carl Pedigo to the Live Oak Regional to terms which will expire June 30, 2010. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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3. **BOARD OF TAX ASSESSORS**

ACTION OF THE BOARD:

Commissioner Thomas moved to reappoint Brunette Mitchell-Dixon and appoint Tommy Boondry to the Board of Tax Assessors. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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4. **HISTORIC PRESERVATION COMMISSION**

ACTION OF THE BOARD:

Commissioner Gellatly moved to appoint Mrs. Jane Feiler to the Historic Preservation Commission to replace Mr. Alexander Luten, which term will expire April 7, 2008. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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5. HISTORIC PRESERVATION ADVISORY COUNCIL – CGRDC

ACTION OF THE BOARD:

Commissioner Gellatly moved to reappoint Mr. Ralph Price and Ms. Ellen I. Harris to the Historic Preservation Advisory Council of the Coastal Georgia Regional Development Center to terms which will expire June 30, 2010. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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6. SOUTHEAST COASTAL REGIONAL BOARD (MENTAL HEALTH/MENTAL RETARDATION/ SUBSTANCE ABUSE)

ACTION OF THE BOARD:

Commissioner Farrell moved to appoint the following individuals to serve on the Southeast Coastal Regional Board (Mental Health/Mental Retardation/Substance Abuse): Ms. Johnnie Moore-Douglas to a term which will expire on December 31, 2010, and Helen L. Stone to a term which will expire December 31, 2008. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at approximately 12:55 p.m.

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APPROVED: THIS _____ DAY OF _____, 2007

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

SYBIL E. TILLMAN, CLERK OF COMMISSION