

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, JULY 6, 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, July 6, 2007.

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II. INVOCATION

Commissioner James J. Holmes 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
 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

Absent: Dr. Priscilla D. Thomas, Vice Chairman, District Eight
 Dean Kicklighter, Chairman Pro Tem, District Seven

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

Commissioner Odell moved to excuse the absence of Commissioners Kicklighter and Thomas. Commissioner Gellatly seconded the motion and it carried unanimously.

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

1. PROCLAMATION HONORING MAJOR JOHN MURRAY ON HIS RETIREMENT FROM THE SHERIFF’S DEPARTMENT AFTER 30 YEARS OF SERVICE.

Chairman Liakakis said, if he will come up to the podium with the Sheriff and his other patriots. Okay. You know, it’s important that we honor people, especially that have given long service to our community. I’ll say a few other things about that. One of the thing, too, when we have people especially in law enforcement who are protecting our public on a daily basis, it’s real important that we have people like Major Murray who has served this community for the length

of time because he's done an outstanding job working in law enforcement as long as he has. We appreciate that. I know the County Commissioners do on behalf of the public for your long service.

Chairman Liakakis read the following proclamation into the record:

PROCLAMATION

WHEREAS, there comes a time when an employee decides to retire and pursue other dreams and in that respect, we salute Major John Murray, a dedicated employee of the Chatham County Sheriff's Department; and

WHEREAS, Major John Murray began his career with Chatham County on May 6, 1974 in the Municipal Court Sheriff's Office as a Deputy Sheriff II, and was later promoted to Chief Deputy Clerk on May 5, 1975 by the Honorable Senior Judge Victor H. Mulling. Major Murray was later appointed Captain in 1985 in the newly combined Sheriff's Office and then appointed Major on September 19, 1988; and

WHEREAS, Major John Murray has been and will be an integral member of the Chatham County Sheriff's Department, and will be fondly remembered as the Commander of the Enforcement Bureau.

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

MAJOR JOHN MURRAY

upon his retirement and express sincere appreciation for over thirty-three 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 6th day of July 2007.

ATTEST:

Pete Liakakis, Chairman
Chatham County Commission

Sybil E. Tillman, Clerk

Chairman Liakakis said, congratulations, John [Murray].

Major Murphy said, Mr. Chairman, the Sheriff told me this came with a free lifetime membership to Henderson Golf Course. [Laughter.] Chairman Liakakis said, well, there's something else that you're going to be given and it might be somewhere in there hidden. Major Murphy said, okay. I'd like to thank the Commission for this proclamation. It's very special. In my 33 years at Chatham County, I've never known a Commission that was as cohesive working together as this one. You've accomplished a lot and have a lot to be proud of. I'd also like to thank Mr. Abolt, the County Manager. He has probably the toughest job in County government. I can't imagine a County Manager anywhere that can sell more than he do [sic]. And, of course, the Sheriff and his staff for putting up with me for 33 years. It's been a great adventure and God bless you all. Thank you.

St. Al Lawrence said, I guess we all have to retire sometime. John [Murray] is a very important part of the administration of that department. He dealt mostly with the very large budget and generally the administrative end of what it takes to run an organization like that, and he'll be sorely missed, but we've got some good younger folks coming up. We've got — the Colonel's here this morning. We've got one of our newer Majors, Major Terry Enoch, and of course the Under Sheriff here. We're all getting older and we're all going to have to go sometime, and somebody is going to have to set in our place and do it, but I thank y'all for doing this in honoring John Murray this morning because I think it's important that after 33 years that we give recognition to people that worked like he does. Thank y'all very much.

Chairman Liakakis said, wait a minute. They're going to do the presentation. Do you want to do the presentation?

St. Lawrence said, Chatham County wanted to present you with this lamp. You're eyes are getting bad — he's also a graduate of the University of Alabama, but I've never held that against him.

Chairman Liakakis recognized Commissioner Gellatly. Just a minute, John.

Commissioner Gellatly said, Major, I'd just like to make a comment also. I've had the distinct privilege and honor to have known you and observed your work and worked with you on occasion since 1980, and I've always been impressed with your thoroughness, your expertise. You're a very intelligent person, very methodical. I know that you

played an entragal part in the preparation and building of the jail. I would hope that with this new jail coming on board, that even though you're retired, that there is somewhere or another that we can continue to use and depend on your expertise because I'm here to tell you there are very few people in this State that know how to build a jail and know the intricacies and complications of a jail, such as the Major does here, so I hope there's some way that we can tap into your experience. It's been a pleasure working with you and you're a very competent person.

Major Murray said, thank you very much, sir. I told the Sheriff anything he wants me to do, I'll come help. That's very kind comments. Thank you very much.

St. Lawrence said, he will be involved in the new expansion. We've already talked about that subject. Commissioner Gellatly said, well, when a guy gets to retire and he's still on his feet and can think, you want to use that experience. St. Lawrence said, that's certainly better than the alternative. Commissioner Gellatly said, that's right.

Chairman Liakakis said, thank you again, John [Murray]. We do appreciate your service to the community on behalf of this Commission and, of course, all the people of Chatham County. We hope you have many great years ahead of you, healthy years, and may you blessed in those years to come. Major Murray said, thank you.

Commissioner Gellatly said, I'd also like to say that I congratulate and totally agree with the Sheriff's choice of a new Major. I've watched him during his career, too, and he's a very sharp young may and got a lot of career ahead of him, and I wish him the very best also.

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2. PROCLAMATION HONORING JOHN WALZ ON HIS RETIREMENT FROM THE PUBLIC WORKS AND PARK SERVICES DEPARTMENT AFTER 34 YEARS OF SERVICE.

Chairman Liakakis said, if he'll come forth with all of his people also. Commissioner Patrick Shay will do the proclamation for John [Walz].

Commissioner Shay read the following proclamation into the record:

PROCLAMATION

WHEREAS, Chatham County is privileged to have employees of high caliber that take great pride in their duties and responsibilities, and in that regard, we commend John F. Walz; and

WHEREAS, John Walz has been a knowledgeable and dedicated employee of the Chatham County Public Works and Park Services Department, who began his employment on August 6, 1973, after serving in the Vietnam War and receiving a Purple Heart; and

WHEREAS, he was hired as a Foreman III in Road Construction, building the Diamond Causeway, from Whitfield Avenue to Ferguson Avenue; he designed and constructed various boat ramps in Chatham County, including the Houlihan, Kings Ferry, Salt Creek, Rodney Hall, and Bells Landing. John also supervised the construction of twenty-one other roads within a eight and a half year period.

WHEREAS, John was promoted several times throughout his tenure, retiring as Maintenance and Operations Manager. His performance has always been extremely loyal and reliable, and he received many certificates for training and letters of commendation from the County Manager, County Engineer, Public Works Director, and citizens praising and complimenting him for many jobs well done; and

WHEREAS, John decided to further his education by attending Savannah Technical College to enhance his computer skills and knowledge. After extensive training with the National Safety Council, he taught flagging certification classes at Public Works and Park Services; and

WHEREAS, he was always depended upon to handle every job or project given to him, and was always willing and able to assist taxpayers in resolving any concerns they had, thus serving as an excellent role model for other employees to follow.

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

JOHN F. WALZ

for thirty-four years of dedicated service to the Chatham County Public Works and Park Services Department and extend best wishes for a long, happy and healthy retirement.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia, to be affixed this the 6th day of July, 2007.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Mr. Robert Drewry said, good morning. Chairman Liakakis said, good morning. Mr. Drewry said, I hope you were listening to the proclamation and I hope you caught what — well, actually he did pause on the 22 roads in an eight and a half year period. Phenomenal, and I'm going to list a few because they've all touched us one way or another. Diamond Causeway, as was mentioned, Rio Road, Roland Avenue, Downing Avenue, Suncrest, Concord, Edgewater, Hodgson Memorial, Howard Foss, Salt Creek, Cottonvale, Tibet, O'Leary, Buckhalter, Little Neck Road, Green Island Road and, of course, the boat ramps: King's Ferry, Skidaway Narrows, Back River, Frank Spencer, Stell Park, Bell's Landing, Houlihan and Salt Creek. Now this is in the days long before black box engineering, long before computer aided drafting, long before laser levels. It was the hardcore construction, the art of construction, and John [Walz] has that art. In the 34 years of service, John [Walz] has served during road construction, as was mentioned, for eight and a half years, he did canal maintenance for 22 years, the sign shop he handled for 18 years, road striping 18 years, carpenter shop 16 years, herbicide program 22 years, drainage maintenance and ditch maintenance 5 years, street sweeping 18 years, and tidegate maintenance 30 years. He has literally given his blood, sweat and tears to this organization. He's also survived eight Public Works Directors. John [Walz] has been a teacher, he's been a mentor, a role model, project manager, an historian or story teller, a Mr. Reliable, a solid rock, a leader, and just as important as all of those, he's been a friend. On behalf of Public Works and Parks Services he will be greatly missed. And we have a plaque in his honor:

In Recognition of 34 Years of Service,
Knowledgeable and Dedicated Service
JOHN WALZ

Chatham County Public Works Wishes to Extend Their
Appreciation For A Job Well Extremely Well Done

Mr. Drewry said, thank you. Mr. Drewry then presented a Chatham County lamp to Mr. Walz.

County Manager Abolt said, this is a coincidence that I would not want to miss. Both gentlemen are named John. Probably about the time they first started working for the County, Jimmy Dean had a special song out that hit the top of the charts. It's called "Big John." I'll tell you, even though one to my right, to your left, may be a little bigger than the other, but they're no different in stature and what they did for this County. Beyond just the accomplishments you've heard from both Johns, I can tell you, as I've known them for a number of years, they're men with integrity and a strong commitment to do the job. They're wonderful people to be associated with. I've benefitted from that association. I'm not going to miss them because I know I'll be seeing them around many times in the future because we rely on them. Certainly, I think John Walz had the responsibility to rebuild Diamond Causeway, we pointed out, since the last time he worked on it, and John Murray seriously the Sheriff did tell me he'll be working on the expansion of the Detention Center. I did send a letter to Mr. Walz that you received a copy of. He has yet to receive it, but I do want to let you know, as I did in the letter, and let everybody know publicly, this is a man that has served this County so well. It's equaled in the way in which John Murray has done. After all is said and done when you look at two individuals that symbolize an embodiment what public service and working for Chatham County is all about.

Mr. Walz said, Commissioners, Chairman, Russ [Abolt], Mike Kaigler, Robert Drewry, Al Lipsey, all the County employees I worked with and all the different department, I want to say it's been a long struggle for me to accomplish all the things that's been named off here, but it's been an enjoyable time for me. I've never once denied any director, you know, that's not my job. I've always gladly took on any new activity that was asked upon —, you know, to accomplish the objective for Public Works and, of course, in later years with the merger of Park Services, both departments now as one. But I'm going to miss this place. It's certainly not the end of my life. I do have some more time that I can, given time, think it over and decide which direction I'm going to go in. I do want to thank everybody. My wife, Tammy, could not be here. She works at South Coast Medical. I won't say any more about that, but in the meantime, one of my sons, James Andrew is her and my daughter, Jennifer Ashley, a good friend of mine I grew up with, a Vietnam veteran, Carson Hucks is here with me to support me. I want to thank y'all for being here.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, John [Walz], I'm really glad you brought your son and daughter here and I want to thank you for your service, but I want to speak to them. You know, John [Walz] didn't do anything that would ever be in a Game Boy or become part of some wonderfully entertaining computer program. He did amazing things in the analog world, and as a result of that whenever you drive around or ride around or look around Chatham County for the rest of your

lives, you're going to see his hand on the landscape. And I think that's a great gift. I think that's something that's undervalued in this day and age and I hope that you'll hold that close in your hearts as you grow up and move forward in life. Okay? Thank you.

Chairman Liakakis said, John [Walz], I'd like to thank you again on behalf of the County Commissioners and all the citizens of Chatham County. Not only your loyalty, your dedication to your job and to the citizens, but one of the key things in your career, too, is that when a citizen had a complaint or something, that you handled it in a professional way and being helpful to the citizens, and that's really important because sometimes that doesn't always happen, but you had that knack of doing that. I know the citizens that you helped appreciate that, and again we thank you and may you be blessed in the years to come.

Mr. Walz said, thank you very much.

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VI. CHAIRMAN'S ITEMS

1. NEED VOTE TO ADOPT RESOLUTION NAMING SOCCER FIELDS.

Chairman Liakakis said, we need a vote to adopt the resolution naming the Soccer Fields. We had the presentation at our last meeting and now we need a motion on the floor to name the Soccer Fields for Jennifer Ross.

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

Chairman Liakakis said, all right. We have a motion on the floor to name the Soccer Field Complex to Jennifer Ross. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Stone moved to adopt the resolution naming the Chatham County Soccer Field Complex in memory of Jennifer Ross. Commissioner Shay seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

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.

This 22nd day of June, 2007.

RESOLUTION ADOPTED: This 6th day of July, 2007.

Pete Liakakis, Chairman

Attest:

Sybil E. Tillman, Clerk

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VII. COMMISSIONERS' ITEMS

1. PRESENTATION ABOUT KIDSNET SAVANNAH (COMMISSIONER FARRELL).

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, thank you, Chairman. At this time I'd like to ask Carole Kaczowski and her entourage to come forward and make the presentation with the Kidsnet.

Ms. Carole Kaczowski said, thank you very much, Mr. Chairman and honorable Commissioners. A couple of you have heard part of this presentation before and it was suggested to me that I start by saying we're not asking you for anything so you just know that and you can relax. This is informational and it's an initiative that comes down to Chatham County through the Department of Human Resources, and it's called — Statewide it'll be Kidsnet Georgia and we are a pilot county and we are Kidsnet Savannah. And I have with me Lorr Elias, who's the co-Chair of Kidsnet Savannah, Regional Services Administrator for Mental Health Developmental Disabilities and Addictive Diseases, Charlotte Rehmert. You all know Charlotte, the DFCS Director, soon to be retiring, which I hate, and Timeka Grubbs-Perry, who is our Kidsnet Savannah Project Coordinator. And we're going to be very brief because I understand you have a very heavily loaded agenda today.

Ms. Kaczowski said, Kidsnet has been a similar system of care, as this is called. It's not a program, it's not exactly a service, and it's not exactly a model, but it's a philosophy of a better way to deal with children and families in the community. It will be cost saving because community services are less expensive than costly out of home and residential placements, and some of those, as you probably already know, are many hundreds of dollars a day, and this system of care is aimed at working successfully with our most troubled and most difficult children and families. The children who in previous times would have almost automatically been sent out of home, sometimes even out of state, out of county, and so it's a new philosophy and 20 years ago it was revolutionary. I'm so glad Georgia discovered it, and for 10 years before I retired in another state, I worked on a similar system of care from the State Planning Committee down through working in my county, which was also a pilot county, and although everybody in Chatham County tries really hard, the system has not been set up always for success because children services would not be coordinated and some times would be done and some times left undone, and the difficulty is getting all the people on board who are involved with any given children and family has been a great difficulty. So I'm just going to let the ladies who are with me today talk about what their experience has told them and how they see this as having great potential. It's just something that's heads up, it's something new and different that may not sound revolutionary, but I assure you from experience that it can be. If perfectly implemented, it can be utopian and we hope that the State will make that commitment. So I'd like to call on Lorr Elias to give you some insight from her experience.

Ms. Elias said, thank you. In my 24 years as a State employee I worked with children and adolescents. Fifteen of those years I actually carried a case load and worked directly with kids and families and gave done everything from developed one of the first commissions on children and youth in the State to running six youth prisons. So I have a pretty extensive background in Children and Family Services. In all my years of public service, I have seen virtually no successes in working with severely emotionally disturbed youth. None. I remember one little girl from this area, she was 10 years old, she was the victim of sexual molestation by her cousin and her father. In fact, her sister had a baby by the father. The baby died shortly thereafter. This 10-year-old was committed to the State to the Department of Juvenile Justice for acts of aggression. She was sent to a psychiatric facility called Devereaux up in Kennesaw, Georgia. Her mother had no transportation to see her and the child never progressed enough for a release or a home pass. We spent \$300 a day for eight years on that placement. Her mom loved her daughter but failed to protect her. You have to know the mom's sorry, which would be a whole 'nother presentation to know that this mother really was doing the best she could for where she was in life and what had been dealt her in life. Not only was this not a good investment of State dollars, but it was wrong in every way for that child. She was too young to be separated, that alone was trauma for the child. She didn't progress because she had no hope. There was no — nothing to work toward. She never got a home pass because her behavior never improved. She didn't know where she was going or if she would ever go anywhere. She was isolated and she was not alone. There are hundreds of children that have been placed across the State by well-meaning professions, like myself, who have been in the same situation and the outcomes are miserable. Miserable. This girl and her sister for that matter are in — have gone to prison. The fact is that most of these children become homeless adults. The biggest indicator for homelessness is institutionalization of children, and Chatham County as we know it has the second highest homeless rate in the State. So we really need to pay attention to what we're doing with kids here.

Kidsnet is about doing things differently. Letting children belong to families and communities, the hope of real outcomes. And as Carole [Kaczowski] mentioned, there's 20 years of experience in this area and I just went to a research conference in Tampa, Florida, and the outcomes are there, is statistically significant — very significant — that kids have better outcomes when they are not sent away like that, where you work with them in the community and do everything you can to wrap services around them and maintain them. And that's where you come in. These are Savannah kids. We can work together to make a difference in what kind of adults these kids become. We need your support as we move forward — we're not asking for anything, just emotional and whatever type of support — anyway, as we move forward this year in doing what is not only more effective, but what is right for kids.

Ms. Charlotte Rehmert said, good morning, Commissioners. Thanks for the opportunity —. Chairman Liakakis said, identify yourself for the Clerk. Ms. Rehmert said, yes. Charlotte Rehmert, Department of Family and Children Services, Chatham County. I should know that routine by now, Mr. Chairman. Anyway, thank you very much. Kidsnet is really a different kind of initiative, and Carole [Kaczowski] and both Lorr [Elias] have addressed it. The case illustration on the residential treatment of the family that Lorr [Elias] mentioned, I will mention and remind you last year I mentioned in one of my presentations during the County budget process that we had children that we were bringing home at the division's initiative, the DHR initiative, Human Resources, to get the high-end kids out of these very, very expensive residential treatment programs, and this Kidsnet initiative is very much related to helping with that initiative to make it successful. I am glad to report to you for the first time in five years, and we do not have access to that budget, we just ended up — we just sent the children a place somewhere they needed it, but right now we are under budget in our Region 12. Two years ago we were spending \$6,000,000 in Chatham County for these high-needs children. Now we're down — still a lot of money — but we're down \$2,000,000 and the region is about \$40,000 under budget. We have about a million dollar a month budget for these children. We have returned about — brought about 50 children home just in Chatham County DFCS. What services are those children going to get when they get home? Kidsnet is one of those initiatives, and as Carole [Kaczowski] says, we're not quite sure what kind of animal it is, but what we do know it is, is it's an attempt in a very plan-full implementation of coordinating services with these families between all of our systems. The schools, DFCS, Mental Health, Department of Juvenile Justice, all are sitting at the table and, of course, Tamika [Grubbs-Perry] will mention her role. We are working with 25 to 30 children right now who are those real high-end needs children. We had a grandmother in a few weeks ago. I sat in on one of the meetings with her, and she gave us her need. We coordinated with the schools. This kind of was an oversight to make sure that these children get services earlier, that they don't have to go into residential treatment and, most importantly, the parents learn how to navigate our system. And if you all ever try to get services from DFCS or Mental Health or one of the other systems, you know it can be very challenging for even service providers. These parents will be helped to navigate this system to get the services, and we believe that the timing is really ripe because the mental health system is changing at State level to use those dollars more effectively, to build the capacity in our local community. So I'm excited about it. I'm getting ready to transition out of DFCS, but I will be volunteering for Kidsnet because I know that Carole's [Kaczowski] vision — and let me say thank you to Carole Kaczowski. She has been our visionary in this whole process and she has kept us on track because social service folks love to process things, you know that, and she has kept us on track with a very simple plan to bring our parents together and Tamika [Grubbs-Perry] will mention to you about a little bit of the structure. Thanks very much. It's been an honor and privilege to serve Chatham County DFCS. Thanks, Russ [Abolt]. Thanks, Commissioners.

Ms. Grubbs-Perry said, my name is Tamika Grubbs-Perry and I am the Project Coordinator for Kidsnet Savannah. Just to expand on what everyone else has said, Kidsnet is not an agency, it is a process. It is a process by which we serve families in Chatham County. Just to give you an idea, just last month alone we touched in some way over 55 families in Chatham County, and what we are seeing is that there is such a need for families and parents to know our systems, learn our systems and have help. I work with eight other people who are the grassroots of Kidsnet, who are on the ground floor. They go out every day from 8:00 in the morning, sometimes earlier, until 6:00 or 7:00 at night all over the City to help these families get services, to access services that they need for their children. What we are finding is that Chatham County's grandparents are raising their children. Parents are almost obsolete in the processes and these children really need our services. Kidsnet is a wonderful process. We are giving families a voice that otherwise would not have one that don't know how, as Charlotte [Rehmert] mentioned, to navigate the system. We are educating families on our terminology that they don't understand what IEP's are, what special education is, and we are there advocating with them and teaching them how to advocate for themselves to access services in Chatham County. So, I'm certainly pleased and privileged to be a part of Kidsnet and we really hope that it will continue and grow in Chatham County.

Chairman Liakakis said, thank you very much. Carole [Kaczowski], I'd like to thank you on behalf of the Chatham County Commission and the many people in this community, the families and especially the children, the kids, that will be helped with this program. As she was just explaining, 55 families last month, working with 55 families, and many instances because of the reduction in the budget that the State has put into, you know, different areas of mental health for children and a lot of other programs that a lot of children are abandoned to some degree, but because of your vision and working hard here and getting the people together for this program or the process, we'll see that, you know, that you'll be making and all of those that are involved in that will make a difference in a lot of kids' lives and their future can be better because of your involvement and the others, and we thank you very much because it's really important that we do things because we have too many children in our community who need help and don't have the right kind of help. So, thank you.

Ms. Kaczowski said, thank you so much and I forgot to say, I left little handouts in front of you if you want to read a system of care is a little bit more about the philosophy and a specific one. The Kidsnet — we eventually hope to get

up to around 100 children at any given time and, you know, some will go off our rolls and others will come on as an on-going process. Thank you very much for letting us come. Thank you.

Chairman Liakakis said, you're welcome.

Commissioner Farrell said, thanks for coming and we appreciate the insight.

ACTION OF THE BOARD:

Information was given by Carole Kaczowski, Lorr Elias, Charlotte Rehmert and Tamika Grubbs-Perry regarding Kidsnet Savannah.

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CHATHAM AREA TRANSIT AUTHORITY

Upon a motion made by Commissioner Stone, seconded by Commissioner Holmes and unanimously approved, the Board recessed as the County Commission at 10:12 a.m., and convened as Chatham Area Transit Authority. [NOTE: Commissioners Kicklighter and Thomas were not present.]

The Board reconvened as the County Commission at 12:14 p.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 FY2007 GENERAL M&O FUND TO: A) TRANSFER \$6,000 FROM CONTINGENCY TO THE CLERK OF COUNCIL BUDGET, B) TRANSFER \$11,740 FROM CONTINGENCY TO GENERAL FUND WRITE OFFS; (2) AN AMENDMENT TO THE FY2008 GENERAL M&O FUND TO TRANSFER \$24,000 FROM CONTINGENCY TO THE WEIGHTLIFTING CENTER; (3) AN AMENDMENT TO THE FY2007 SPECIAL SERVICE DISTRICT FUND TO INCREASE REVENUES BY \$150,000 FOR 5% VICTIM WITNESS FEES, AND INCREASE EXPENDITURES BY \$150,000 FOR TRANSFER TO THE GENERAL FUND M&O; (4) AMENDMENTS TO THE FY2007 MULTIPLE GRANT FUND TO: A) INCREASE REVENUES AND EXPENDITURES \$6,000 FOR A GRANT FROM THE GEORGIA OFFICE OF HOMELAND SECURITY, B) INCREASE REVENUES AND EXPENDITURES \$4,000 FOR A GRANT FROM ACCG, C) INCREASE REVENUES AND EXPENDITURES \$204,075 FOR A GRANT FROM THE GEORGIA EMERGENCY MANAGEMENT AGENCY; (5) AN AMENDMENT TO THE FY2008 MULTIPLE GRANT FUND TO INCREASE REVENUES AND EXPENDITURES \$50,620 FOR A GRANT FROM THE JUDICIAL COUNCIL OF GEORGIA; (6) AN AMENDMENT TO THE FY2008 CAPITAL IMPROVEMENT PROGRAM FUND TO TRANSFER \$51,660 FROM SSD CONTINGENCY FOR METROPOLITAN POLICE DEPARTMENT EQUIPMENT; AND (7) AN AMENDMENT TO THE FY2007 SOLID WASTE FUND TO APPROPRIATE \$2,016 FROM NET ASSETS TO BAD DEBTS EXPENSE.**

Commissioner Stone said, I'll make a motion to approve, Mr. Chairman. Commissioner Shay said, second. Commissioner Stone said, and I would like to make a comment. I would like to thank you under Item 6 because I came to you very concerned about this Police scanner and not only did you take this to heart, but you also went to the City of Savannah to make it possible to share in the expense of this and I really appreciate that. I think it's something that we needed, and public safety should remain one of the most important things to this Commission and I thank you.

Chairman Liakakis said, yeah, the Police related, as you know, Helen [Stone], when you brought it up how important it is to have that scanner that the Police Department are able to use to solve crimes in our community. Of course, I'd like to thank the staff, especially our County Manager, who made contacts for us so that this would come about.

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

ACTION OF THE BOARD:

Commissioner Stone moved to approve the following: (1) Amendments to the FY2007 General M&O Fund to: a) transfer \$6,000 from contingency to the Clerk of Council budget, b) transfer \$11,740 from contingency to General Fund Write Offs; (2) an amendment to the FY2008 General M&O Fund to transfer \$24,000 from contingency to the Weightlifting Center; (3) an amendment to the FY2007 Special Service District Fund to increase revenues by \$150,000 for 5% Victim Witness fees, and increase expenditures by \$150,000 for transfer to the General Fund M&O; (4) amendments to the FY2007 Multiple Grant Fund to: a) increase revenues and expenditures \$6,000 for a grant from the Georgia Office of Homeland Security, b) increase revenues and expenditures \$4,000 for a Grant from ACCG, c) increase revenues and expenditures \$204,075 for a grant from the Georgia Emergency Management Agency; (5) an amendment to the FY2008 Multiple Grant Fund to increase revenues and expenditures \$50,620 for a grant from the Judicial Council of Georgia; (6) an amendment to the FY2008 Capital Improvement Program Fund to transfer \$51,660 from SSD Contingency for Metropolitan Police Department equipment; and (7) an amendment to the FY2007 Solid Waste Fund to appropriate \$2,016 from Net assets to Bad Debts expense. Commissioner Shay seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: IX-1

AGENDA DATE: July 6, 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 FY2007 General M&O Fund to: a) transfer \$6,000 from contingency to the Clerk of Council budget, b) transfer \$11,740 from contingency to General Fund Write Offs; (2) an amendment to the FY2008 General M&O Fund to transfer \$24,000 from contingency to the Weightlifting Center; (3) an amendment to the FY2007 Special Service District Fund to increase revenues by \$150,000 for 5% Victim Witness fees, and increase expenditures by \$150,000 for transfer to the General Fund M&O; (4) amendments to the FY2007 Multiple Grant Fund to: a) increase revenues and expenditures \$6,000 for a grant from the Georgia Office of Homeland Security, b) increase revenues and expenditures \$4,000 for a grant from ACCG, c) increase revenues and expenditures \$204,075 for a grant from the Georgia Emergency Management Agency; (5) an amendment to the FY2008 Multiple Grant Fund to increase revenues and expenditures \$50,620 for a grant from the Judicial Council of Georgia; (6) an amendment to the FY2008 Capital Improvement Program Fund to transfer \$51,660 from SSD Contingency for Metropolitan Police Department equipment; and (7) an amendment to the FY2007 Solid Waste Fund to appropriate \$2,016 from Net assets to Bad Debts expense.

BACKGROUND:

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

FACTS AND FINDINGS:

- 1) The Clerk of Commission budget requires additional funds for salaries and benefits. A transfer of \$6,000 from FY2007 General Fund M&O contingency will provide funding.
- 2) The Board of Commissioners approved a write off of bad debts at its meeting held on June 22, 2007. The amount in the General Fund M&O is \$11,740. A transfer from FY2007 General Fund M&O contingency is necessary to provide funding. The amount in the Solid Waste Fund is \$2,016. An amendment to the FY2007 Solid

Waste Fund to appropriate \$2,016 from Net assets to Bad Debts expense has been prepared and is attached.

- 3) An amendment to the contract for operation of the Weightlifting Center will require a transfer of \$24,000 from the FY2008 General Fund M&O contingency.
- 4) The Recorder's Court collects a 5% fine surcharge that is transferred to the General Fund M&O. This is restricted revenue that is used for the Victim Witness Program. An amendment to the FY2007 Special Service District Fund is necessary to recognize the revenue received and transferred. A resolution is attached.
- 5) The FY2007 Multiple Grant Fund Budget requires an amendment to recognize the following grants: a \$6,000 grant from the Georgia Office of Homeland Security for an explosives bunker; a \$4,000 grant from ACCG, and a \$204,075 grant from the Georgia Emergency Management Agency for flood hazard mitigation. A resolution has been prepared. Copies of correspondence are attached.
- 6) The Judicial Council of Georgia has awarded a grant in the amount of \$50,620 for the Savannah-Chatham County Drug Court. An amendment to the FY2008 Multiple Grant Fund Budget is in order. Correspondence is attached.
- 7) A request has been made to fund Chatham County's portion of the cost of a scanner for the Metropolitan Police Department. A transfer of \$51,660 from the FY2008 CIP SSD contingency will provide funding for the project. Excerpts from the SCMPD Intergovernmental Agreement relating to cost allocations for this purchase are shown herein on pages 6-8.

FUNDING: The budget amendments will establish funding in the Special Service District and Multiple Grant Funds. Funds are available in the General Fund M&O and Capital Improvement Program Contingencies, and the Solid Waste Fund Net Assets for the transfers.

ALTERNATIVES:

- (1) That the Board approve the following:

GENERAL FUND M&O FY2007

- a) transfer \$6,000 from contingency to the Clerk of Council budget,
- b) transfer \$11,740 from contingency to General Fund Write Offs,

GENERAL FUND M&O FY2008

transfer \$24,000 from contingency to the Weightlifting Center.

SPECIAL SERVICE DISTRICT FUND FY2007

increase revenues by \$150,000 for 5% Victim Witness fees, and increase expenditures by \$150,000 for transfer to the General Fund M&O

MULTIPLE GRANT FUND FY2007

- a) increase revenues and expenditures \$6,000 for a grant from the Georgia Office of Homeland Security,
- b) increase revenues and expenditures \$4,000 for a grant from ACCG,
- c) increase revenues and expenditures \$204,075 for a grant from the Georgia Emergency Management Agency.

MULTIPLE GRANT FUND FY2008

increase revenues and expenditures \$50,620 for a grant from the Judicial Council of Georgia.

CAPITAL IMPROVEMENT PROGRAM FUND FY2008

transfer \$51,660 from SSD Contingency for Metropolitan Police Department equipment.

SOLID WASTE ENTERPRISE FUND FY2007

appropriate \$2,016 from Net assets to Bad Debts expense.

- (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. TO HOLD THE THIRD PUBLIC HEARING AS REQUIRED BY STATE LAW ON THE COUNTY'S INTENT TO LEVY A MILLAGE RATE THAT EXCEEDS THE CALCULATED "ROLLBACK" MILLAGE RATE FOR AD VALOREM TAX PURPOSES.

Commissioner Farrell asked, do we need a motion? Chairman Liakakis said, I've got to read it first. I've got it here. I've got it.

Chairman Liakakis said, Ladies and Gentlemen, this hearing is being held in compliance with state law. The Chatham County Board of Commissioners has announced publicly its intention to increase the property taxes it will levy this year by 4.81 percent over the rollback millage rate for General Maintenance and Operations taxes, 4.39 percent over the rollback millage rate for Special Service District taxes, and 5.13 percent over the rollback millage rate for Chatham Area Transit Authority. The purpose of this hearing is to provide members of the public the opportunity to comment. The proposed millage rate for the General Fund is 10.837 mils, which is .497 mils greater than the calculated "rollback millage" of 10.340 mils. The proposed millage rate for the Special Service District Fund is 3.475 mils, which is .146 mils greater than the calculated "rollback millage" of 3.329 mils. The proposed millage rate for the Chatham Area Transit Authority is 0.820 mils, which is .04 mils greater than the calculated "rollback millage" of 0.78 mils. A list is provided at the front of the room for you to record your name and address, as well as the group or organization you represent, if any. This will allow us to document that public input was solicited. We ask that you be brief and concise in your remarks so that if there are a lot of people that would like to speak, we want everyone and give them an equal chance to speak out this morning

Chairman Liakakis said, I want to just go over a little bit. What I'll do first is, is there anybody that would like to come to the podium now to talk about the millage? Anybody? Yes, please come forth and give your name.

Ms. Sandy Major said, my name is Sandy Major. Should I continue? Chairman Liakakis said, yes, if you'd give your address please. Ms. Major said, okay. I live at 163 South Campbell Avenue, Tybee Island, Georgia. Chairman Liakakis said, okay, you may proceed. Ms. Major said, first of all, good afternoon to everyone and I appreciate the opportunity to be here to speak before you. I'm actually here because the member of our Tybee tax team that heads that is out of town and unable to be here, so I am substituting for him. But I am a Tybee Island resident and taxpayer and I'm representing then the Tybee Neighbors Property Tax Team to present a petition from 165 Chatham County taxpayers and voters. Unfortunately, until four days ago we were unaware of this hearing, and I regret that, but in the last three days through a campaign during a very busy holiday week we managed to contact 165 residents and business owners who took the time to join our effort to sign this petition. And even though it began with our Tybee Neighbors tax team, others from other parts of the County have joined in this effort very quickly. Early this morning we were still receiving signatures. This indicates how strongly Chatham County voters feel about the property tax issue. We ask that you consider the content of our petition with the same serious concerns shared by those Chatham County voters who are submitted it. Here's the petition then addressed to Honorable Pete Liakakis, Chairman, Chatham County Commission.

"We, the undersigned citizens and taxpayers of Chatham County, ask that you and your fellow Commissioners roll back the tax millage for 2007 10.34 mils, as required under the State of Georgia's 1999 Taxpayer's Bill of Rights instead the 10.537 as proposed.

"We believe that the massive increase in the County Tax Digest, which will result in nearly 4.7 million more income than budgeted provides a great opportunity for you to not increase our tax bills in 2007 and to do the right thing for Chatham County taxpayers.

"We realize that you have many requests for additional funds, but we ask that you consider giving some back to the taxpayers first. Anything less than this and you violate the trust that we placed in you as our elected representatives and you risk choking the life from the golden goose.

Respectfully submitted.

Ms. Major said, and as I said, we have 165 people who have joined in this effort, and I'm leaving this — a copy of this for you and thank you.

Chairman Liakakis said, thank you very much. I want to let you know that it was advertised that we did, because some people might not have known that, but we did have public hearings 9:30 a.m. and 6:00 p.m. on June 26th, so this is the third public hearing that we're having. We advertised it before and we advertised it again so that the public would know that this, you know, a hearing would be held today. One of the things that we need to explain to the public, of course, is this. What occurred was that we had a 13.7% increase in the tax digest. Well, what occurred was out of

that 13.7% increase in the tax digest is that we had to take 9% of that 13.7% to balance the budget. Our financial staff, all of our other staff people and all, the directors of each department gave the information over to the Finance and our County Manager, they went over that. So it took 9% of that 13.7% as I mentioned. We have additional cost factors. Of course, when the County grows, then we have to, you know, we have to have these cost factors for the services that we are required to give to our citizens in our community. Some of the things that we've had is with the temporary housing that was put in place at the County jail. We had to have approximately 25 more deputies hired out there would cost a considerable amount of money and to house some 300 nonviolent criminals to take the overcrowding at our regular jail because we did not want to have the citizens — we could have been fined by the court system \$5,000 or \$10,000 a day by having this overcrowding situation as they have in other parts of the country. In Atlanta alone, they are being monitored by the judicial system there and they are in a lot of trouble with their jail in Atlanta. So we had to take \$3,000,000 just to place that temporary housing into place. Then the additional cost factors to run that, it ran into figures. We have to, you know, whether it's the District Attorney, the six court systems that we have, the Police Department, whether it's Public Works Department, the Recreation Department, our legal department, and the list goes on and on. For example, another one is the Health Department. We have to provide the services for our citizens in our community. A lot of people don't realize that, you know, they say that they do not have any services from the County. Well, there are a lot of services that are there, and especially when you look at Probate Court. You know, when people go to probate over there for a Will or other legal matters, and that court and the other five additional courts, so that cost factor has gone up. The Public Defender's Office that we have here in our community now. That cost factor has increased. What has happened over there with the Public Defender situation with the State of Georgia is this. We collect fines to help pay for the Public Defender's Office here in Chatham County, but we are required by the State to send the money up to the State of Georgia. Instead of them sending back the amount of money that's needed to operate our Public Defender's Office, they do not send us all of the money back. They only pay us a small percentage of that. So that's another increase that we have. This Commission has worked hard. We've got a great staff and trying to be frugal and trying to run this County, and they have efficiently as possible for all of our citizens. When we take that 9% from that 13.7% that was raised by the Tax Digest, that leaves us now 4.7% less in that. What has been discussed with our financial staff and our Commissioners that what we will be doing is if the vote comes up today, that we will reduce the millage .3% — .3 mills is what we will be reducing that has been suggested for our staff and to be able to give some \$3,000,000 back to the property owners in Chatham County. So there will be a tax, you know, reduction in that.

Chairman Liakakis said, people now that have, especially residential people in our community, you have that protection factor also, the Stephens-Day Bill. Even though the assessment of the property might go up, you still will not have to pay an increase in your taxes because of the assessment increases. The only time that happens, if you make major repairs or you sell your particular home. But we do have that. We will take the other \$1.7 million and use that on decision packages that are needed in our community. That has been published and our County Commissioners, we will be going over a number of those particular decision packages when we have that special meeting for our Commissioners to — what they would like to see that \$1.7 million to be distributed. And, you know, it sounds like it's a lot of money, but it's not according to all of the amount of monies that we need in our decision packages, things that — and Recreation that had been unfunded for years in the past. There are some \$12,000,000 to \$14,000,000 we need in decision packages to fund in our County and, of course, we just do not have that. The only amount that we'll have this year is that \$1,700,000. And one of the things we want all of the people in our community, a lot of you know this, is that we have many State unfunded projects that they require us to fund, like the Health Department. They do not send us all the money for the Health Department. Something that Commissioner Stone has worked on and we've all supported is the State of Georgia come up and pay their full amount for State prisoners. It's the obligation of the State of Georgia to pay for the State prisoners, but instead of paying us the \$50 a day that we have to pay for housing those prisoners, those State prisoners, is what they are paying us \$20 a day, leaving that unfunded amount on the burden of taxpayers in Chatham County. There is some discussion right now that we might get \$2 or something like that, but we have a big shortfall in that, and so the State of Georgia actually owes the Chatham County taxpayers well over \$12,000,000 in unfunded projects that they require us to do here. And so we're at, you know, at the mercy of the State of Georgia. But I want everybody to know that, you know, if you don't know, that we did reduce the millage last year, we are reducing it this year. Discussion has been with our financial people, our County Manager, that we want to, if the Tax Digest increases again next year, that a third year in a row we will reduce the millage again because that's important because we want to do the best things that we can for all of the people in Chatham County. This Board is working hard and doing the things that are necessary to run this government financially, you know, and to do the right thing for our people and make sure that we have the services available.

Chairman Liakakis asked, now are there any other discussions? I'd like a motion on the floor then for the .3 mills — excuse me. County Manager Abolt said, close the hearing, please, and move to the next item. Chairman Liakakis said, yes. Let me get back to that. Hold on a minute. I've got to close the hearing. If there is nobody else in the audience that would like to speak on the millage issue, we will call that public hearing — do we need a vote on it, Jon [Hart], to close it? No. The public hearing is now closed on the millage public hearing.

ACTION OF THE BOARD:

The third public hearing on the millage rate was held and comments were requested from the public attending the meeting.

AGENDA ITEM: IX-2
AGENDA DATE: July 6, 2007

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

ISSUE:

To hold the third Public Hearing as required by State law on the County's intent to levy a millage rate that exceeds the calculated "rollback" millage rate for ad valorem tax purposes.

BACKGROUND:

Chatham County is required by State law (O.C.G.A Code Section 48-5-32.1) to compute a "rollback" millage rate, which is the previous year's millage rate minus the millage equivalent of the total net assessed value added by reassessments of existing real property. The law further provides that, if the levying authority proposes to levy a millage rate in excess of the computed "rollback" rate, certain advertisements and three public hearings must be held before the adoption of the final millage rate.

FACTS AND FINDINGS:

- (1) At its June 11, 2007 meeting, the Chatham County Commission instructed staff to proceed with the necessary advertisements and schedule the public hearings necessary to adopt the millage rates for the 2007 Tax Digest:
 - (a) For the General Fund the millage rate will remain unchanged from last year at 10.837 mils. This exceeds the calculated "rollback" rate of 10.340 mils, by 0.497 mils, an 4.81% increase.
 - (b) For the Special Service District the millage rate will remain unchanged at 3.475 mils. This exceeds the calculated "rollback" rate of 3.329 mils, by .146 mils, a 4.39% increase.
 - (c) For the Chatham Area Transit Authority the millage rate will remain unchanged from last year at 0.820 mils. This exceeds the calculated "rollback" rate of 0.78 mils, by .04 mils, a 5.13% increase.
- (2) Public hearings were held at 9:30 a.m. and 6:00 p.m. on June 26, 2007. These hearings were advertised in the Savannah Morning News on June 18, 2007.
- (3) A third public hearing is scheduled for 9:30 a.m. July 6, 2007. That hearing was advertised in the Savannah Morning News on June 27, 2007. After the public hearing is complete, the Board can adopt the millage rate.
- (4) Also, as required by law, on June 18, 2007, Chatham County issued a press release to the Savannah Morning News and the television media announcing the above mentioned millage rates and the three public hearings.
- (5) Notification of the public hearings was broadcast on Channel 16.

ALTERNATIVES:

- (1) Proceed with the third public hearing on July 6, 2007.
- (2) Give staff alternate direction.

POLICY ANALYSIS:

State law requires three advertised public hearings before the adoption of any millage rate that exceeds the "rollback" rate.

RECOMMENDATION:

That the Board adopt Alternative No. 1.

Attachment

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3. REQUEST BOARD APPROVE ADOPTION OF YEAR 2007 CHATHAM COUNTY GENERAL MAINTENANCE AND OPERATIONS, SPECIAL SERVICE DISTRICT, AND CHATHAM AREA TRANSIT DISTRICT MILLAGE LEVY RESOLUTION PURSUANT TO ADVERTISEMENT HAVING BEEN PUBLISHED IN ACCORDANCE WITH O.C.G.A. 48-5-32.1.

Chairman Liakakis said, and now we need a motion on request Board approve adoption of Year 2007 Chatham County General Maintenance and Operations, Special Service District, and Chatham Area Transit District millage levy resolution pursuant to advertising having been published in accordance with O.C.G.A. 48-5-32.1.

County Manager Abolt said, Mr. Chairman, Commissioner Stone and gentlemen, it would be appropriate, I believe, knowing the direction you're taking, to handle each one individually. I do want to point out in the paper this morning there was an error. It was the leadership of this Board that got you in the position the Chairman so eloquently described a few moments ago. It's this Board that chooses to rollback the millage as indicated by .3, as I understand it. It is your second year. You're doing everything possible just to keep the financial ship of state well afloat and in the right direction, but also you're making a serious commitment to the voters. As the Chairman said and in the testimony there was reference to this \$4.7 million over and above the budget. By action I think you're about to take, I want everybody to realize you're giving back \$3,000,000 of that \$1.7 million to the property owners.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, Mr. County Manager, in reading this material then, historically has the rollback ever met the maximum of the State's requirements. County Manager Abolt said, not to my knowledge. The issue here is one that you've addressed so well in previous Boards, understanding because there's nothing to be embarrassed about as far as growth in the digest due to revaluation. It's just like Commissioner Shay said so well in the paper a while back, it's reflection of the demands for services. Layer onto that the burden that you bear from the standpoint of just criminal justice to public safety, it's excruciating. Again, not to be self-serving, but what you're doing is keeping us again afloat and keeping us in the right direction. Based on the five-year forecast, you're in good shape in the M&O budget. You can do what you want to do. You're not amassing any amount of resources beyond what this County needs to operate. And there should be a motion to adjust the millage for the M&O.

Chairman Liakakis said, okay. I'd like a motion on the floor. We have the —, now on this, Russ [Abolt], are we doing each one of the alternatives —? County Manager Abolt said, I would just suggest because I understand there will be an adjustment in the M&O millage, I would suggest in that case that there be a specific motion to modify the staff report adjusting downward the millage in the M&O budget from 10.837 reducing it by .3 and that would become 10.537. Also, Ms. Cramer reminds me, and I will be glad to do it for you, sir, in the issue statement, this is important for perfecting the public record, I must report for the purpose of the Clerk that Form PT-35, County Millage Rate Certification, and Form PT 32.1, Computation of Millage Rate Rollback and Percentage Increase in Property Taxes for Tax Year 2006, must be certified and submitted to the Georgia Department of Revenue for digest approval for tax year 2007. So when you do all that, you will also accomplish that and you're on your way to making your commitment to voters.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, Mr. Chairman, I'd like to make a motion that we adopt the staff's recommendation as found in Alternative #1, with the exception of the fact that the General M&O millage rate be decreased from 10.837 mills to 10.537 mils, thereby affecting a three-tenths mil tax reduction to the taxpayers of Chatham County in the M&O. Commissioner Farrell said, second.

Chairman Liakakis said, all right. We have a motion on the floor and a second. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, the motion passes. County Manager Abolt said, that did it. Chairman Liakakis said, okay.

ACTION OF THE BOARD:

Commissioner Shay moved to adopt the staff's recommendation as found in Alternative #1, with the exception of the fact that the General M&O millage rate be decreased from 10.837 mills to 10.537 mils, thereby affecting a three-tenths mil tax reduction to the taxpayers of Chatham County in the M&O. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: IX-3
AGENDA DATE: July 6, 2007

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

ISSUE:

Adoption of year 2007 Chatham County General Maintenance and Operations, Special Service District, and Chatham Area Transit District millage levy resolution pursuant to advertisement having been published in accordance with O.C.G.A. 48-5-32.1.

In addition, Form PT-35 County Millage Rate Certification and Form PT 32.1 Computation of Millage Rate Rollback and Percentage Increase in Property Taxes for Tax Year 2006 must be certified and submitted to the Georgia Department of Revenue for digest approval for the tax year 2007.

BACKGROUND:

A tax levy resolution must be submitted to the State of Georgia Department of Revenue, and is scheduled for delivery by the Tax Assessor's Office during the week of July 25, 2007.

FACTS AND FINDINGS:

- (1) At its June 11, 2007 meeting, the Chatham County Commission instructed staff to proceed with the necessary advertisements and schedule the public hearings necessary to adopt the millage rates for the 2007 Tax Digest. This has been done. As a result, the Board of Commissioners has the option to adopt millage increases.
- (2) The recommended millage rates for tax year 2007 are as follows:
 - (a) General M&O, 10.837 mills. This exceeds the calculated rollback millage rate of 10.340 mills by .497 mills.
 - (b) Special Service District, 3.475 mills. This exceeds the calculated rollback millage rate of 3.329 mills by .146 mills.
 - (c) Chatham Area Transit District .820 mills. This exceeds the calculated rollback millage rate of 0.78 mills by .04 mills and is therefore considered a millage increase.
- (3) The 5-year history of levy for Chatham County was advertised on June 21, 2007, as required by State Law and incorporated millage rates in excess of the recommended rates.
- (4) In addition to the rollback rate calculation relating to reassessed values as documented on Form PT-32.1, State law also requires that the County compute a millage rate and rollback rate associated with Local Option Sales Tax and Insurance Premium Tax (OCGA 48.8.91 and OCGA 33-8-8.3 respectively). The M&O Sales Tax rollback rate is computed at 1.091 mills. The SSD Insurance Premium Tax rollback rate is computed at .791 mills. These rollback rates are documented in the attached resolution.

FUNDING:

N/A

ALTERNATIVES:

- (1) Adopt the year 2007 levy resolution pursuant to advertisement having been published and the Millage Rates as follows:
 - (a) General M&O, 10.837 mills (net of sales tax rollback of 1.091).
 - (b) Special Service District, 3.475 mills (net of insurance premium rollback of .791 mills).
 - (c) Chatham Area Transit District .820 mills.
 - (d) Authorize the Chairman to sign the Georgia Department of Revenue Forms PT 35 and PT 32.1.
- (2) Modify the tax levy resolution.

POLICY ANALYSIS:

State law requires that the Board adopt a tax levy resolution annually for submission of the digest to the State of Georgia, Department of Revenue (Ga. Code 48-5-302). Georgia law 48-5-32 and 48-5-32.1 further specifies method of publication by County of ad valorem tax rate.

RECOMMENDATION:

Approval of Alternative 1.

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

Chairman Liakakis said, we have a motion on the floor and a second to approve this resolution clarifying the millage level — levy. Let’s go on the board. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Shay moved to approve a Resolution clarifying the millage levy for Chatham County for the fiscal year July 1, 2007, through June 30, 2008. Commissioner Shay seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: IX-4
AGENDA DATE: July 6, 2007

DATE: June 26, 2007
TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Linda Cramer, Finance Director

ISSUE:
To request that the Board approve a Resolution clarifying the millage levy for fiscal year July 1, 2007

BACKGROUND: On July 28, 2000, the County Commission approved the year 2000 Tax Levy. Prior to January 1, 2000, the adoption of the annual millage levy for the Chatham County government was for generating taxes for the County’s fiscal year budget which was January 1 through December 31. With the change of the fiscal year effective in year 2000, it is necessary to clarify the tax year 2007 Millage Levy.

FACTS & FINDINGS

- (1) A meeting was held on September 25, 2000, with the County Attorney, Richard Tindol with the audit firm Karp, Ronning, & Tindol, P.C., and the Finance Director of the County to discuss the year 2000 Millage Levy and the funding for the short fiscal year.
- (2) The County Auditor, Richard Tindol with the audit firm Karp, Ronning, & Tindol, P.C., requested that the County Commission clarify the application of the taxes from year 2000 Millage Levy for the audit for the fiscal year ending June 30, 2000.
- (3) The attached Resolution is intended to clarify the Tax Levy for the tax year 2007.
- (4) The millage levy applies to all three taxing districts: the General Fund M&O, Special Service District Fund and Chatham Area Transit District Fund.

FUNDING: N/A

ALTERNATIVES: N/A

POLICY ANALYSIS:

State law requires that the Board adopt a tax levy resolution annually for submission of the digest to the State of Georgia, Department of Revenue (Ga. Code 48-5-302).

RECOMMENDATION:

That the Board approve the attached Resolution.

PREPARED BY: Read DeHaven

STATE OF GEORGIA)	
)	CHATHAM COUNTY BOARD OF COMMISSIONERS
COUNTY OF CHATHAM)	IN RE: TAX LEVY YEAR 2007

WHEREAS, the millage levy approved on July 6, 2007 applies to calendar year 2007 costs that cover portions of two fiscal years of Chatham County as follows: a) the six month period from January 1, 2007 through June 30, 2007 which are part of the County’s fiscal year ended June 30, 2007 and b) the six month period from July 1, 2007 through December 31, 2007 which are part of the fiscal year ended June 30, 2008; and

WHEREAS, taxes are billed in two installments, which are due June 1st and November 15th each year; and

WHEREAS, the second six month period of the fiscal year ending June 30, 2008 representing the period from January 1, 2008 through June 30, 2008 will be billed at the millage rate approved on July 6, 2007 based on assessed values on January 1, 2007, and will be adjusted on the November 2008 installment billing to reflect the approved 2008 millage levy.

NOW, THEREFORE, the Board of Commissioners of Chatham County do hereby clarify the year 2007 Millage Levy in accordance with this resolution.

APPROVED THIS 6TH DAY OF JULY 2007 IN OPEN COURT.

ATTEST:

Pete Liakakis, Chairman
Chatham County Commission

Sybil Tillman, County Clerk

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

County Manager Abolt said, Mr. Chairman, the next item has to do with long-standing legislation. I know all of you realize that staff feels it is antiquated and outdated, but we are still bound by an ordinance that has been going back since 1987 saying that on a six-month basis we report to you on any land use decision made 24 months past and what the status of that is. Mr. Anderson and Mr. Thomson have done that. There are five parcels involved, three of which we indicate that no building permits have been issued. The intent of this many years ago applied primarily to borrow pits. This gives you the option, if you wish to — though no Board has in the past — go back and revisit those land — those addresses, those PIN numbers for which no building permit has been issued.

Chairman Liakakis said, this is very important. All of this information concerning that zoning ordinance was given to all of the Commissioners, and we appreciate our staff working on this because that's really important and, of course, there's no vote on this. This was just for information purposes only at this time.

ACTION OF THE BOARD:

A six-month review of the land use history was presented in accordance with Section 11-3C of the Chatham County Zoning Ordinance.

AGENDA ITEM: IX-5
AGENDA DATE: July 6, 2007

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

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

ISSUE

List of properties which received a map amendment within 24 months.

BACKGROUND

Section 11-3 of the County Zoning Ordinance was adopted in 1987. The Zoning administrator is responsible to report the status of subject properties for development activity within 24 months of the zoning approval date.

FACTS AND FINDINGS

1. The listed property obtained a map amendment through the MPC between January 1, 2005 and June 30, 2005.
2. One of the listed properties has initiated development activities through building permits. The other has shown no activity.

ACTION
For Information Only

Property Rezoning From January 1, 2005 Through June 30, 2005

<u>MPC FILE NO.</u>	<u>ADDRESS</u>	<u>PIN</u>	<u>ZONING CHANGE</u>	<u>PERMIT ISSUED</u>
Z-041222-37053-1	5651 Ogeechee Rd	1-0991-07-024	A-T/R-A to P-B	To allow existing use
Z-041217-50141-1	0 Ogeechee Rd.	1-1029B-01-003A	R-A to P-B-C #0700419	(06/22/07)
Z-050222-63781-1	456 Johnny Mercer Blvd.	1-0059-01-002	R-2-A to PUD-IS-B	No permits
Z-050323-36479-1	163 Red Gate Farms Trail	1-0838-01-004	R-A to PD-R-SM	No permits
Z-050422-56959-1	7840 Highway 80 East	1-0046-01-016	TB/EO to P-I-P/EO	No permits

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6. BOARD CONSIDERATION OF AN EMERGENCY VEHICLE PREEMPTION AGREEMENT WITH THE CITY OF SAVANNAH TO DISTRIBUTE SPECIAL PURPOSE LOCAL OPTION SALES TAX (SPLOST) PROCEEDS FOR EMERGENCY VEHICLE PREEMPTION INFRASTRUCTURE ALONG DERENNE AVENUE. [DISTRICTS 1 AND 5.]

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, Commissioner Stone, gentlemen, this is a continuation of your concern coupled and joined with certainly the support and leadership of the City of Savannah to improve the flow of specifically types of — specific types of traffic on DeRenne Avenue that have emergency in the way in which they wish to travel and get to the area of hospitals and the major care centers. You'd be agreeing to enter into a pact with the City of Savannah that will allocate \$200,000 out of SPLOST. The amount of money could be set up in the approximate \$20,000,000 that was done a number of years ago for the East/West Corridor. You could do this. Mr. Bob Scanlon is here from the City to give you some specifics. I certainly recommend this because this will allow those in dire need of getting to the Trauma Center and emergency care facility facilities that now might be backed up on DeRenne Avenue. They have those ambulances and other emergency carriers preempt the signals that will turn green at the appropriate time and the people in need will get to the folks that can take care of them.

Commissioner Odell said, I'll make the motion to approve. Commissioner Gellatly said, second.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, I think this affects District 3 as well as 1 and 5. In all of the deliberations and discussions and a certain amount of shouting over what should be done along the DeRenne Corridor, there were only two things that I found that there was sort of unanimous agreement on. One was that there is a traffic problem in the DeRenne Corridor and the other is that doing just this would help alleviate some of that problem. So I think this is a first step in the — a very good first step — in the right direction here. I think it's great that the City of Savannah is taking the leadership in carrying this out. I think once this is done and we have a chance to see how it operates, that will give us a much better chance then to sort of take a deep breath and decide what if anything more we need to do on the DeRenne Corridor in order to alleviate some of those east/west traffic problems.

Chairman Liakakis said, and it makes a big difference for our citizens too, because a lot of times if you've been on DeRenne Avenue and an emergency vehicle, especially the ambulances, going through there, they get stuck and a matter of minutes could make a difference between somebody's living or dying and it's important that we do whatever we can to make sure that people that are being transported with the emergency vehicles that they are able to get to the two hospitals there as soon as possible, and this was a lot of work done by our County staff. We appreciate that and of course our Commissioners, we've discussed this and, of course, we thank Bob Scanlon for coming here today and our staff working with the City of Savannah to come about with this program that could save many lives in our community.

County Manager Abolt said, Mr. Chairman, thank you. I do want to give the appropriate credit to the City staff and also Mr. Thomson with the MPC. We partnered, but it was their idea, their leadership and their intervention with the care giver.

Chairman Liakakis said, okay. Any other discussion? Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, Bob [Scanlon], thank you very much. Appreciate it.

ACTION OF THE BOARD:

Commissioner Odell moved to approve an Emergency Vehicle Preemption Agreement with the City of Savannah to distribute Special Purpose Local Option Sales Tax (SPLOST) proceeds for emergency vehicle preemption infrastructure along DeRenne Avenue in the amount of \$200,000 from the 1998-2003 SPLOST, DeRenne Avenue Intersection Improvements (Fund/Department 3224220/Account Code 57.37010/Project 322-51070). Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: IX-6

AGENDA DATE: July 6, 2007

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

ISSUE: To consider an Emergency Vehicle Pre-emption Agreement with the City of Savannah to distribute Special Purpose Local Option Sales Tax (SPLOST) proceeds for emergency vehicle pre-emption infrastructure along DeRenne Avenue.

BACKGROUND: The 1998 - 2003 SPLOST approved by referendum on June 17, 1997, includes a project named East/West Corridor which contemplated improvements to relieve congestion along DeRenne Avenue. A citizen initiative led by the Metropolitan Planning Organization, known as "Connecting Savannah" recommended an emergency vehicle pre-emption system along DeRenne Avenue. St. Joseph's/Candler and Memorial Health are located along DeRenne Avenue and Memorial Health is the region's only Level 1 trauma center.

FACTS AND FINDINGS:

1. The City desires to proceed with a "project" to create the infrastructure required for an emergency vehicle preemption system along DeRenne Avenue from Montgomery Street to Waters Avenue. The project will be wholly within the City. The Intergovernmental Agreement for the Distribution of SPLOST Proceeds by the County to the Municipalities for the 1998 - 2003 SPLOST specifically states: "For projects that are to be constructed locally, the COUNTY and the MUNICIPALITY may agree in a separate agreement to transfer SPLOST funds to the MUNICIPALITY which shall be responsible for detailed design, construction procurement, and construction management of the project."
2. The City will act as the project agent and manager for the installation/construction of all equipment to be placed on City right of way and equipment placed in emergency vehicles. The City will oversee project design, solicit bids, and oversee construction of the system. All vendors, contractors, and outside professional staff will operate through the City.
3. The City will create and implement separate contracts with other applicable emergency vehicle providers including, but not limited to Southside Fire Department and Memorial Health. These separate contracts will stipulate that ownership of capital equipment procured by the City with SPLOST funds and provided to private organizations will remain with the City.
4. The County will reimburse the City for the full cost of implementing the system in an amount not to exceed \$200,000 for the entire project. Those costs will include design, construction, and installation of the system on City right of way and the purchase of the system to be installed in each participating emergency vehicle.
5. The City will submit a document to the County showing the cost of the project including installation, construction, design, and other applicable costs. Upon receipt of the document, the County will reimburse the City for applicable costs.
6. This agreement does not make the City a provider of emergency ambulatory services within the City or County.

ALTERNATIVES:

- 1. To approve an Emergency Vehicle Pre-emption Agreement with the City of Savannah to distribute SPLOST proceeds for emergency vehicle pre-emption infrastructure along DeRenne Avenue.
- 2. To not approve the Agreement.

FUNDING: Funding in the amount of \$200,000 is available in the 1998 - 2003 SPLOST, DeRenne Avenue Intersection Improvements (Fund/Department 3224220 /Account Code 57.30101/ Project 322-51070).

POLICY ANALYSIS: The Board must approve intergovernmental agreements.

RECOMMENDATION: For Board consideration.

Districts 1 and 5

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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 Items 1 through 10 and under 10, Items A through F. I'd like someone to make a request for 10-F, to hold 10-F out so we can discuss that one, and any other items that you would like to hold out. Yes, Patrick [Shay].

Commissioner Shay said, Mr. Chairman, I'll make a motion that we adopt the Action Calendar, Items 1 through 10-E and leaving Item 10-F for further discussion. Commissioner Farrell said, second.

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

ACTION OF THE BOARD:

Commissioner Shay moved to approve Items 1 through 10-E, except Item 10-F. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were 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 22, 2007, AS MAILED.

ACTION OF THE BOARD:

Commissioner Shay moved to approve the minutes of the regular meeting of June 22, 2007. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD JUNE 14 THROUGH JUNE 27, 2007.

ACTION OF THE BOARD:

Commissioner Shay moved to authorize the Finance Director to pay the claims against the County for the period June 14, 2007, through June 27, 2007, in the amount of \$8,832,010. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

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3. **REQUEST FROM THOMAS & HUTTON ENGINEERING, ENGINEER FOR THE DEVELOPER, GENESIS DESIGNER HOMES, TO RECORD THE SUBDIVISION PLAT FOR STONEBRIDGE, PHASES 4C AND 4D, INITIATE THE TWELVE MONTH WARRANTY PERIOD, ACCEPT THE MAINTENANCE WARRANTY AGREEMENT AND FINANCIAL GUARANTEE, AND COMBINE THESE PHASES WITH THE EXISTING STONEBRIDGE STREETLIGHT ASSESSMENT RATE DISTRICT WITH THE RECORDING OF THE PLAT.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Shay moved to approve the request from Thomas & Hutton Engineering, engineer for the developer, Genesis Designer Homes, to record the subdivision plat for Stonebridge, Phases 4C and 4D, initiate the twelve month warranty period, accept the maintenance warranty agreement and financial guarantee, and combine these phases with the existing Stonebridge streetlight assessment rate district with the recording of the plat. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-3
AGENDA DATE: July 6, 2007

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

ISSUE: To record the subdivision plat for Stonebridge, Phases 4C & 4D, initiate the twelve month warranty period, accept the maintenance warranty agreement and financial guarantee, and combine these phases with the existing Stonebridge streetlight assessment rate district with the recording of the plat.

BACKGROUND: The engineer, Thomas & Hutton Engineering, for the developer, Genesis Designer Homes, LLC, requests that the County approve the final plat for recording, initiate the twelve month warranty period, accept the maintenance warranty agreement and financial guarantee, and combine these phases with the existing Stonebridge streetlight assessment rate district.

FACTS AND FINDINGS:

1. Stonebridge, Phases 4C & 4D consists of 94 lots on 31.437 acres. Consolidated Utilities has accepted the water and sanitary sewer improvements for ownership and maintenance. Paving, drainage, and streetlight energy and maintenance costs will be maintained by the County at the end of the warranty period.
2. The required site improvements are complete. They have been inspected and found to be without fault. The Developer will maintain the paving and drainage improvements and the streetlighting costs through the warranty period.
3. The developer has submitted a letter of credit issued by Regions Bank in the amount of \$296, 834.25, which is 50% of the cost of the paving and drainage improvements.
4. This phase will be combined with the existing Stonebridge streetlight assessment rate district. The initial annual streetlight assessment rate will be \$54.00 per lot.
5. An Environmental Site Assessment was conducted on the subdivision in accordance with the Subdivision Ordinance. No environmentally unsafe conditions were found on this site.

ALTERNATIVES:

1. To approve the recording of the subdivision plat for Stonebridge, Phases 4C & 4D, initiate the twelve month warranty period, accept the maintenance warranty agreement and financial guarantee, and combine these phases with the existing Stonebridge streetlighting assessment rate district.
2. Do not approve the request.

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

RECOMMENDATION: That the Commissioners adopt Alternative 1.

District: 7

Prepared by: Nathaniel Panther

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- 4. **REQUEST FROM HUSSEY, GAY, BELL & DEYOUNG, ENGINEER FOR THE DEVELOPER, GREEN WAY DEVELOPERS, INC., TO RECORD THE SUBDIVISION PLAT FOR THE LAKES AT COTTONVALE, PHASE 4, INITIATE THE TWELVE MONTH WARRANTY PERIOD, ACCEPT THE MAINTENANCE WARRANTY AGREEMENT AND FINANCIAL GUARANTEE, AND COMBINE THE STREETLIGHTS IN THIS PHASE WITH THE EXISTING COTTONVALE, PHASE 3-A STREETLIGHT ASSESSMENT RATE DISTRICT. [DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Shay moved to approve the request from Hussey, Gay, Bell & DeYoung, engineer for the developer, Green Way Developers, Inc., to record the subdivision plat for the Lakes at Cottonvale, Phase 4, initiate the twelve month warranty period, accept the maintenance warranty agreement and financial guarantee, and combine the streetlights in this phase with the existing Cottonvale, Phase 3A, streetlight assessment rate district. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-4
AGENDA DATE: July 6, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

ISSUE: To record the subdivision plat for the Lakes at Cottonvale, Phase 4, initiate the twelve month warranty period, accept the maintenance warranty agreement and financial guarantee, and combine the streetlights in this Phase with the existing Cottonvale, Phase 3-A streetlight assessment rate district.

BACKGROUND: The engineer, Hussey, Gay, Bell & DeYoung, for the developer, Green Way Developers Inc., requests that the County approve the final plat for recording, initiate the twelve month warranty period, accept the maintenance warranty agreement and financial guarantee and combine this phase with the existing Cottonvale, Phase 3-A streetlight assessment rate district.

FACTS AND FINDINGS:

1. The Lakes at Cottonvale, Phase 4 is a single family residential development. This phase of The Lakes at Cottonvale contains 65 lots on 21.067 acres.
2. The required site improvements are complete. They have been inspected and found to be without fault. The Developer will maintain the paving and drainage improvements and the streetlighting costs through the warranty period.
3. The water and sanitary sewer improvements have been accepted by Consolidated Utilities, Inc. for ownership and maintenance. The paving and drainage improvements will be owned and maintained by the County at the end of the warranty period.
4. The developer has submitted a letter of credit issued by Richmond Hill Bank in the amount of \$192,506.22, which is 50% of the cost of the paving and drainage improvements.
5. This phase will be combined with the existing Cottonvale, Phase 3-A streetlight assessment rate district. The initial annual streetlight assessment rate will be \$48.00 per lot.
6. An Environmental Site Assessment was conducted on the subdivision in accordance with the Subdivision Ordinance. No environmentally unsafe conditions were found on this site.

ALTERNATIVES:

- 1. Approve the recording of the subdivision plat, initiate the warranty period, accept the maintenance warranty agreement and financial guarantee for The Lakes of Cottonvale, Phase 4, and combine this phase with the existing Cottonvale, Phase 3-A streetlight assessment rate district with the recording of the plat.
- 2. Do not approve the request.

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

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 7

PREPARED BY: Nathaniel Panther

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5. REQUEST BOARD APPROVAL FOR THE CHATHAM EMERGENCY MANAGEMENT AGENCY TO ACCEPT A DEPARTMENT OF HEALTH AND HUMAN SERVICES PASS-THRU GRANT FOR THE MEDICAL RESERVE CORPS COMPONENT OF THE CITIZEN’S CORPS, IN THE AMOUNT OF \$10,000.

ACTION OF THE BOARD:

Commissioner Shay moved to approve the request for the Chatham Emergency Management Agency to accept a Department of Health and Human Services pass-thru grant for the Medical Reserve Corps component of the Citizen’s Corps in the amount of \$10,000. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-5
AGENDA DATE: July 6, 2007

DATE: 21 June 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Phillip M. Webber, Director, Chatham Emergency Management Agency

ISSUE: Approval for the Chatham Emergency Management Agency to accept a Department of Health and Human Services pass-thru grant for the Medical Reserve Corps (MRC) component of the Citizen’s Corps, in the amount of \$10,000.

BACKGROUND: Through the Department of Health and Human Services, the National Association of County and City Health Officials, is distributing grants in the amount of \$10,000 to local Medical Reserve Corps in order to build their capacity and support the national effort.

FACTS AND FINDINGS: Grant requirements include periodic updates to the MRC unit’s profile on the national MRC web site, periodic updates of MRC unit plans and programs, active compliance with the National Incident Management System (Chatham County units are in compliance), participation in unit technical assistance assessments, and approved uses of award funds.

- Approval of grant acceptance will allow:
- 1. The purchase of medical/trauma supplies and equipment for stocking a MRC trailer.
 - 2. Advertising costs associated with MRC recruitment.
 - 3. Compensation for administrative support as needed.
 - 4. The purchase of training materials and equipment.
 - 5. Development of training facilities and space.
 - 6. Volunteer background checks.
 - 7. Identification apparel and badges for members.

ALTERNATIVES:

- 1. Approve acceptance of the \$10,000 grant funds.
- 2. Do not approve acceptance of the \$10,000 grant funds.

FUNDING: Funds to be provided by the Department of Health and Human Services.

POLICY ANALYSIS: It is the policy of the Board of Commissioners to accept Federal grant funding that is in the interest of the community.

RECOMMENDATION: That the Board adopt Alternative #1.

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6. REQUEST AUTHORIZATION FOR THE LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) TO ENTER INTO A CONTRACT WITH THE GEORGIA EMERGENCY MANAGEMENT AGENCY (GEMA) WHICH WILL ALLOW THE LEPC TO RECEIVE GRANT FUNDS FROM GEMA TO SUPPORT EMERGENCY PLANNING AND PUBLIC OUTREACH ACTIVITIES IN CHATHAM COUNTY.

ACTION OF THE BOARD:

Commissioner Shay moved to authorize the Local Emergency Planning Committee (LEPC) to enter into a contract with the Georgia Emergency Management Agency (GEMA) which will allow the LEPC to receive grant funds from GEMA to support emergency planning and public outreach activities in Chatham County. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-6
AGENDA DATE: July 6, 2007

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Phillip M. Webber, Director CEMA

ISSUE:
Request authorization for the Local Emergency Planning Committee (LEPC) to enter into a contract with the Georgia Emergency Management Agency (GEMA). The contract will allow the LEPC to receive grant funds from GEMA to support emergency planning and public outreach activities in Chatham County.

- BACKGROUND:
1. The LEPC mission is to increase local effectiveness to prevent chemical accidents, to enhance the ability of responders to safely and efficiently handle hazardous material incidents, and to engage in public outreach activities that support the Right-To-Know Act.
 2. The LEPC membership include representatives from private industry, public safety entities, public officials, and concerned citizens.
 3. The GEMA / LEPC contract allows the LEPC to maintain eligibility to receive financial and staff support from GEMA.

- ALTERNATIVES:
1. Authorize the GEMA / LEPC annual contract by signature of the Chairman, Board of Commissioners on the enclosed contract.
 2. Do not approve the GEMA / LEPC contract.

FUNDING:
No funding required

POLICY ANALYSIS:
It is the policy of the Board of Commissioners to support the activities of the LEPC by authorizing this annual agreement.

RECOMMENDATION:
That the Board adopt Alternative # 1.

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7. BOARD CONFIRMATION OF STRATEGY TO MATCH GRANT FOR THE FAMILY DEPENDENCY TREATMENT COURT.

ACTION OF THE BOARD:

Commissioner Shay moved to approve a request from the Juvenile Court to match a three-year grant from the Administration for Children and Families for funding of \$1.5 million for the Family Dependency Treatment Court in Chatham County with matching funds being \$88,000 in FY2008, \$88,000 in FY2009, and \$125,000 in FY2010. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-7
AGENDA DATE: July 6, 2007

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Crystal Cooper, Juvenile Court Administrator
 Linda Cramer, Finance Director

ISSUE: To provide information about a grant opportunity for the Family dependency Treatment Court.

FACTS AND FINDINGS:

- 1) Juvenile Court is partnering with several other service providers to apply for a grant from the Administration for Children and Families. The three-year grant will provide funding of \$1.5 million for a Family Dependency Treatment Court in Chatham County.
- 2) The Juvenile Court had presented a \$165,730 decision package to the Board of Commissioners for staff related to this program during the fiscal 2008 budget process. A request for grant matching funds will be substituted for the decision package request.
- 3) Matching funds under the grant are projected to be \$88,000 in fiscal 2008, \$88,000 in fiscal 2009, and \$125,000 in fiscal 2010.
- 4) The Department of Family and Children Services will be the pass-through agency for the grant. Therefore, Chatham County will not be asked to sign grant application or award documents.

FUNDING: Any grant matching funds will be budgeted in the Multiple Grant Fund with the General Fund as its funding source, contingent upon approval of the grant application.

ALTERNATIVES: N/A

POLICY ANALYSIS: For information.

RECOMMENDATION:
 Board consideration of strategy.

MEMORANDUM

To: Russ Abolt, County Manager
 Linda Cramer, Director of Finance
 Via: Email
 From: Lori Lonçon, Juvenile Court Staff Attorney
 Date: June 28, 2007
 Re: Agenda Item for Board of Commissioners on July 6, 2007

On Tuesday, Judge Patricia Stone met with the Commissioners regarding the implementation of a Family Dependency Treatment Court here in Chatham County. To this end, we are collaborating with many service provider agencies, and seeking funds as a collaborative from a variety of sources. It is my understanding that the Board will consider the previously requested match of funds at the July 6, 2007 meeting:

- Grantor: Administration for Children and Families
- Applicant: Collaboration of Chatham County Juvenile Court Judge Patricia Stone, Department of Family and Children Services, Savannah-Chatham County Court Appointed Special Advocate, Inc., Recovery Place, Inc., and private attorneys

- The “lead agency” is the Department of Family and Children Services, who will also serve as the pass through agency
- Award of \$1.5 million, paid in the amount of \$500,000 per year for 3 years
- Awards to be used to for the implement of a Chatham County Family Dependency Treatment Court to “increase the well-being of, and to improve the permanency outcomes for children affected by methamphetamine and other substance abuse”
- The Family Dependency Treatment Court is a collaborative effort to improve outcomes for DFCS placed children of substance-abusing parents, and will be lead by Judge Stone
- Required match of County funds in the following amounts: \$88,000 in FY2008, \$88,000 in FY2009, and \$125,000 in FY2010.
- Requested matching funds are conditional on the project receiving the 1.5 million dollar award requested from the ACF

I appreciate your consideration of the proposed matching funds. The Family Dependency Treatment Court would benefit many people throughout the community, and improve both immediate and long-term outcomes for children in Chatham County.

Please do not hesitate to contact me anytime.

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8. BOARD CONFIRMATION OF EMERGENCY REQUEST TO RENEW CONTRACT WITH THE BOARD OF REGENTS OF THE UNIVERSITY OF GEORGIA ON BEHALF OF THE UNIVERSITY OF GEORGIA COOPERATIVE EXTENSION FOR 100% OF THE SALARY AND ASSOCIATED BENEFITS FOR CHATHAM COUNTY EXTENSION STAFF FROM JULY 1, 2007 - JUNE 30, 2008.

ACTION OF THE BOARD:

Commissioner Shay moved to approve the request to renew a contract with the Board of Regents of the University System of Georgia on behalf of the University of Georgia Cooperative Extension for one hundred percent (100%) of the salary and associated benefits for Chatham County Extension Staff from July 1, 2007 through June 30, 2008. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-8

AGENDA DATE: July 6, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Jackie Ogden, Chatham County Extension Coordinator

ISSUE:

Confirmation of emergency request to renew contract with the Board of Regents of the University System of Georgia on behalf of the University of Georgia Cooperative Extension. Confirmation is required because deadline for contract to arrive at the University was July 1, 2007. The contract is for one-hundred percent of the salary and associated benefits for Chatham County Extension Staff from July 1, 2007 – June 30, 2008.

BACKGROUND:

Renewal of existing contract for FY 08 – see attached Budget

FACTS AND FINDINGS:

This request is made to permit continuation of services rendered by Chatham County Extension, 124 Bull Street, Savannah, GA.

ALTERNATIVES:

1. Confirm approval of the contract
2. Do not confirm approval of the contract

FUNDING:

County operating Fund – FY 08 budget

POLICY ANALYSIS:

This is a continuation of existing contracts to permit us to maintain our partnership with the University of Georgia and Chatham County Extension for delivery of Extension programs.

RECOMMENDATION:
Approve Alternative 1.

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9. BOARD CONFIRMATION OF EMERGENCY REQUEST TO RENEW CONTRACT WITH THE BOARD OF REGENTS UNIVERSITY OF GEORGIA COOPERATIVE EXTENSION FOR 100% OF THE SALARIES AND ASSOCIATED BENEFITS FOR CHATHAM COUNTY EXTENSION STAFF AT THE CHATHAM COUNTY BAMBOO FARM & COASTAL GARDENS FROM JULY 1, 2007 - JUNE 30, 2008.

ACTION OF THE BOARD:

Commissioner Shay moved to approve the request to renew a contract with the Board of Regents of the University System of Georgia on behalf of the University of Georgia Cooperative Extension for one hundred percent (100%) of the salary and associated benefits for Chatham County Extension Staff at the Chatham County Bamboo Farm & Coastal Gardens from July 1, 2007 through June 30, 2008. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-9
AGENDA DATE: July 6, 2007

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Jackie Ogden, Chatham County Extension Coordinator

ISSUE:
Confirmation of emergency request to renew contract with the Board of Regents of the University System of Georgia on behalf of the University of Georgia Cooperative Extension. Confirmation is required because deadline for contract to arrive at the University was July 1, 2007. The contract is for one-hundred percent of the salaries and associated benefits for Chatham County Extension Staff at the Chatham County Bamboo Farm & Coastal Gardens from July 1, 2007 – June 30, 2008.

BACKGROUND:
Renewal of existing contract for FY 08 – see attached Budget

FACTS AND FINDINGS:
This request is made to permit continuation of services rendered by Chatham County Extension at the Bamboo Farm & Coastal Gardens.

ALTERNATIVES:
1. Confirm approval of the contract
2. Do not confirm approval of the contract

FUNDING:
County operating Fund – FY 08 budget

POLICY ANALYSIS:
This is a continuation of existing contracts to permit us to maintain our partnership with the University of Georgia and Chatham County Extension for delivery of Extension programs.

RECOMMENDATION:
Approve Alternative 1.

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

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
A. Change Order No. 1 to the engineering services contract for the concept development plan for the Islands Expressway/Causton Bluff Bridge replacement for additional work	SPLOST	The LPA Group Inc.	\$29,969	SPLOST (2003-2008) – Islands Expressway/ Causton Bluff Bridge
B. Two (2) Ford pickup trucks	Engineering	J.C. Lewis Ford	\$34,795	•Risk Management Internal Service Fund •CIP - County Engineers
C. Amend contract to cover annual salary cost for full time Director for Special Needs Program	Weightlifting Center	Team Savannah	\$24,000	General Fund/M&O – Weightlifting Center (pending contingency transfer)
D. Change Order No. 1 for Wilmington Island Drop Off Center to construct eight (8) new concrete walls and pads	Public Works and Park Services	Pine Valley Concrete Company	\$120,657	Solid Waste Fund
E. Change Order No. 2 to the contract to the tennis courts repairs for additional repairs to the tennis courts at L. Scott Stell Park	Public Works and Park Services	Tennico of Columbia, Inc.	\$23,278	CIP – Parks and Recreation
F. Negotiate a final cost for the Diamond Causeway/ Skidaway Island Road Improvement Project	SPLOST	R. B. Baker Construction, Inc.	N/A	N/A

As to Items 10-A through 10-E:

Commissioner Shay moved to approve Items A through 10-F, except Item 10-E. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

As to Item 10-F:

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, Commissioner Stone, and Members of the Board, this [inaudible] for this entire Board you’ve had a commitment made. Several citizens 9,000-plus thousand live on Skidaway Island I am told and do all we can to get them off the Island in the event of an emergency, such as a hurricane. In the partnership with the Georgia Department of Transportation, the Chairman, shortly after you were elected, sir, and Commissioner Farrell and others joined in a video conference with Commissioner Linnenkohl from GDOT that said to get this thing done and get it done with some priority the County would take the lead in improving Diamond Causeway on the east end from essentially McWhorter on the far east all the way west to the Skidaway River. This project is a priority for you. Initially we had hoped to have this thing out to contract many months ago. It was let out once. We got no takers. We resubmitted. The project estimate is a little shy of \$3,000,000. The bid from R. B. Baker is quite in excess of that at \$5,000,000-plus. We’re asking permission, which if granted and with your approval in the purchasing manual to allow us to meet with R. B. Baker Construction to negotiate a price, hopefully considerably less than the \$5,000,000.

Chairman Liakakis asked, do we have a motion on the floor? Commissioner Farrell said, so moved. Commissioner Holmes said, second. Commissioner Gellatly said, second. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

- a. Commissioner Shay moved to approve Items A through 10-E. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]
- b. Commissioner Farrell moved to approve Item-F. Commissioners Holmes and Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were 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. AMENDMENT TO THE CHATHAM COUNTY STORM WATER MANAGEMENT ORDINANCE TO SATISFY THE REQUIREMENTS OF CHATHAM COUNTY'S MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) DISCHARGE PERMIT.

ACTION OF THE BOARD:

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

AGENDA ITEM: XI-1
AGENDA DATE: July 6, 2007

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

ISSUE: To amend the Chatham County Storm Water Management Ordinance to satisfy the requirements of Chatham County's Municipal Separate Storm Sewer System (MS4) National Pollutant Discharge Elimination System (NPDES) Discharge Permit.

BACKGROUND: Chatham County's MS4 NPDES Discharge Permit was issued by the State in compliance with the Georgia Water Quality Control Act (State Act) in April 2000. The permit dictates that Chatham County revise its Storm Water Management Ordinance to include water quality controls. Chatham County, through its Storm Water Management Program and annual reports, committed to revising the ordinance by this year.

FACTS AND FINDINGS:

1. The Federal Clean Water Act requires states adopt laws to control water quality. The State, pursuant to the Clean Water Act, adopted the State Act which authorizes discharge of storm water to waters of the State. The permit allows Chatham County to discharge storm water to rivers and creeks.
2. Chatham County's current Storm Water Management Ordinance controls the quantity of storm water discharges. It does not control the quality of discharges. The MS4 NPDES Discharge Permit requires Chatham County control the quality of storm water.
3. The State provides a model ordinance which meets the minimum requirements of the Act. The following summary of amendments are derived from the model ordinance.
 - a. The storm water management plan requires that development include use of "better site design practices" as described in Georgia's Storm Water Management Manual.
 - b. The storm water generated from a site shall be treated (through structural storm water controls and better site design practices) before discharge.
 - c. Stream channel protection shall be provided to reduce erosion in the channel.
 - d. Annual groundwater recharge rates shall be maintained.
 - e. Prior to issuance of a permit, the applicant must submit a Storm Water Operation and Maintenance Plan that clearly assigns storm water inspection, maintenance, and financial responsibilities.
4. Chatham County committed to adopting a revised Storm Water Management Ordinance this year. The Georgia Environmental Protection Division has requested Chatham County adopt the revised ordinance or provide explanation why it cannot be adopted at this time.

- 5. A copy of the proposed amended ordinance was provided to the County Attorney for review.

ALTERNATIVES:

- 1. To adopt the amended Chatham County Storm Water Management Ordinance.
- 2. To not adopt the ordinance.

FUNDING: None required.

POLICY ANALYSIS: That the Board must approve adopting County ordinances.

RECOMMENDATION: That the Board approve Alternative #1.

All Districts

PREPARED BY: Suzanne Cooler

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XII. SECOND READINGS

- 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.]**

Chairman Liakakis said, MPC please.

Mr. Jim Hansen said, thank you, Mr. Chairman. Jim Hansen on behalf of the MPC. Chairman and Members of the Commission, you have all received the copy of the MPC report in your packet. In the interest of time, I will not unless you so direct me to do so, give you a formal presentation, but I will note for the record that the MPC recommendation is for denial.

Chairman Liakakis said, okay. Any questions to Jim [Hansen] concerning this matter? Anybody in the audience would like to speak on it? [NOTE: No one responded.] Chairman Liakakis said, okay, we need a motion on the floor concerning this petition.

Commissioner Stone said, I make a motion to accept the MPC recommendation [for denial]. Commissioner Odell said, second. Chairman Liakakis said, all right. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Stone moved to **deny** the petition of Gregory Dean Elmgren 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). Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

~~AGENDA ITEM: XI-1~~
~~AGENDA DATE: June 22, 2007~~
AGENDA ITEM: **XII-1**
AGENDA DATE: **July 6, 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
Douglas Bean
Timothy Mackey
Adam Ragsdale
Lacy Manigault
David Hoover
Ben Farmer

VOTING AGAINST MOTION

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

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

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.]**

Chairman Liakakis recognized Mr. Jim Hansen.

Mr. Hansen said, thank you, Mr. Chairman and Members of the Commission. Once again, Jim Hansen on behalf of the MPC. Again, you have received the MPC's report in your packet and again, unless directed to do so, I will dispense

with giving you a formal presentation. I know there are individuals here to speak to this matter. I note for the record that the MPC recommendation is for denial, and as always I am here to answer questions that you may have.

Chairman Liakakis recognized Commissioner Odell.

Commissioner Odell said, I have no questions for MPC. I do have one or two for Harold [Yellin].

Chairman Liakakis said, basically, you know, because this is important, a number of Commissioners have had quite a bit of contact from the residents that live in that area and, Jim [Hansen], why don't you condense it and tell us, you know, the denial that the MPC is recommending and then we can hear from the petitioner concerning this matter.

Mr. Hansen said, certainly, Mr. Chairman, I'll be happy to. The petitioner, represented by Mr. Harold Yellin, is indeed requesting the rezoning from the existing R-1/EO classification to a PUD-IS-B/EO classification for the purpose of establishing a medical retail facility — supply facility at this particular location. The area in question — I'm sorry — [pause]. Well, let me continue, if I might, Mr. Chairman. The area in question is a piece of property located at the intersection of Montgomery Crossroad and Old Montgomery Road. The property is surrounded by residential uses on three sides. There is a commercial use on the westside of the property. The petitioner again is requesting that this particular development be approved so that they might create a medical facility. The MPC's recommendation for denial is based upon the fact that the recently approved comprehensive plan calls for this particular area to be residential in nature. It is not conformed to the plan and it was the feeling of the MPC that this would cause an unwanted and warranted intrusion into the residential area. The MPC recommended on a split vote for denial.

Commissioner Odell said, may I ask just one or two questions? What was the vote? Mr. Hansen said, the vote was seven to four. I'm sorry, seven to five. I can't even read my writing. Commissioner Odell said, I'm hearing from my County Manager, who's on the MPC, it was six/five. So one person in essence determined what the recommendation is. A swing vote by one person would have been an approval. Is that true? Mr. Hansen said, yes sir, it would have, and let me for the record clarify. There is actually two motions, two actions on this particular property. One was a request to rezone, the second one is to establish a special use. As the County Manager has pointed out and in indeed correct, the motion for denial was six to five.

Chairman Liakakis said, okay. Any questions for Jim [Hansen]? All right. Harold [Yellin], if you'd come to the microphone please.

Mr. Yellin said, thank you, Mr. Chairman and Members of the Commission. For the record, my name is Harold Yellin and I'm here today on behalf of the owner of the property, Terry Montford, and also the potential user of the property, which is MIT Holdings. And with me today is Mr. John Sabia, sitting behind me, who I think can answer some questions and also clear up some misconceptions about the actual use of the property. We do, of course, respectfully disagree with the MPC findings. It was basically a five/five vote with the Acting Chairman at the time casting a deciding vote against us. The property, as y'all know, is located on the southeast corner of Montgomery Crossroad and Old Montgomery Road. It's an unusual piece of property. It used to be one parcel with eight structures on it. Very unusual to find that kind of property anywhere in Chatham County. It is directly across the street from the Boland Eye Care Center, which in and of itself is unusual, but Boland Eye Care is zoned B-N-1. It was zoned B-N-1, I believe, back in 1994 and at the time that it was rezoned no one really paid attention to the fact that there was residential across the street. Now we all kind of look at Boland Eye Care and say that's kind of a nice use. Nobody really minds an eye care place, but it is zoned B-N-1, which means it could become a restaurant, it could become a grocery store, it could become a lot of different things. I've been taught through the years every time that I go to the Planning Commission and I'm before Chatham County and the City of Savannah, the PUC-IS-B is the transitional zoning district that we've all adopted. PUC-IS-B is not commercial. It is professional and institutional and so we try and step down from commercial down to residential. My client today has tried to sell this property for over two years and there have been no takers until today, and there's a reason for that. It's a changing area and I know there are people behind me who love their neighborhoods, but nothing stays the same and we're seeing change in this area.

Mr. Yellin said, our property, when you look to the west, Eye Care, it's Maycrest Hardware, it's the Pizza Hut, it's Morning Star Games, it's the Montessori School, and I've put pictures in front of all of you. If you go down Old Montgomery Road, as you go down you will see there's a large hedge which will be preserved. As you come up the street, we'll see how deep the parking lot is for Dr. Boland's Eye Care Center. That's what we look at. We look across the street at Boland Eye Care with a large parking lot for now. The petitioner is in the medical infusion business and I keep hearing medical retail, and I don't know how that keeps getting repeated. The petitioners came to the property owner specifically looking for a site like this, and this may be the most important thing that I tell y'all today. MIT could have gone to any medical office park in Chatham County with a concrete parking lot and everything looks the same, and they could fall into any doctor's office or dentist office anywhere in the County. They chose this location because they wanted a campus. When people come in for medical infusions, they want people who are there as long as four hours, five hours, to look out the window and see green grass, flowers, trees, the fencing that's there. They picked this location for a reason and what's unique about this location, I've often been before you where it's raw land or asking you to rezone raw land and we really don't quite know what it's going to ultimately look like until the architect and the engineer shows you the plans. What we're telling you today is the buildings that are there stay. We're not moving a single building. We're not expanding a single building. These folks want to come here and use these buildings as is as part of their site plan because they think it makes a terrific campus. They want to use the front two buildings for patient care medical infusion, they want to use the back building which is currently an apartment as corporate offices, they want to use the two side buildings, which are the wings, for medical equipment and for specialized pharmacy

needs, and I need to explain that because everyone says we're going to have a Revco now or a CVS. I'm not a physician, but I hear that medical infusion patients have specific pharmacy needs, and if you're there having a medical infusion you can go to our very small pharmacy and get these very specialized drugs. We'll also have some mechanical things necessary for medical infusion. If you need an oxygen tank, which is apparently not easy to get at your local CVS — I don't mean to be plugging CVS — at any pharmacy, you can get that at our place. If you need a bed, one of those very specialized beds, we'll order it for you and deliver it to you at your home. We are not a medical retail supplier. Our business is medical infusion. That's what we do and we do everything we can to circle the wagons and to provide this care for folks who need medical infusion therapy. Not only did Medical Infusion Technology — MIT — choose a site because it was a great location, they also chose the PUD-IS-B because it was the least intrusive zoning classification which permits this use. Dr. Boland across the street is B-N-1. We could easily have said we want a B-N also. There's no question, if you look at our ordinance, B-N would permit what we're asking today, but we know that B-N allows all the uses that neighbors really don't need and shouldn't have, the very same uses that could go across the street, like restaurants and grocery stores, and y'all know the commercial uses by heart now.

Mr. Yellin said, we're also — we think this location is a phenomenal location because we're all aware of traffic patterns, and traffic is in everyone's forethought. There's a map that I picked up from the MPC and unfortunately it's dated 2004, so I know the data is conservative. But it says that there are 20,000 vehicles per day on Montgomery Crossroad east of Whitfield and 40,000 west of Whitfield on this road. Now that 40,000 number makes Montgomery Crossroad just about the most traveled road in Chatham County except for Abercorn. Or we're probably on the 20-side, the 20,000 side but these numbers were created before Sam's moved in and before Wal-Mart was created. So I think it's probably safe to say that we have about 30,000 vehicles per day right in front of our property.

Mr. Yellin said, to put this into perspective, Stephenson Avenue has 14,600 vehicles per day, Mall Boulevard has 17,800 vehicles per day, and Eisenhower is just a touch over 24,000. Montgomery Crossroad, whether we like it or not, is getting into that realm of a heavily traveled road. It is a major arterial road and the petitioner has tried to sell this property as a single family residential over two years — with no takers. We now have for the first time someone who wants to come in, wants to put in not a commercial use but a professional use, and leave every property exactly as is. That is why we would submit to you that requiring just single family on a road with this much traffic doesn't make sense. Requiring single family with eight buildings on the site already doesn't make sense. Requiring single family residential when there's a B-N across the way. And the list — I don't mean to beat the dead horse, but it is grocery stores and drug stores and retail clothing stores and personal service shops and restaurants. The list goes on and on. Folks aren't inclined to buy single family residential across from a B-N, but most importantly — and I know time is late, I apologize — the City and County have consistently held that the PUD-IS-B is a transitional zoning district we use to step down from commercial down to residential. You see it up and down Stephenson Avenue, you see it up and down Eisenhower, you see it on Johnny Mercer Boulevard on Wilmington Island. That is the zoning district of choice. We believe that this is in fact the appropriate transitional district for this property and I will conclude with one final matter.

At the Metropolitan Planning Commission meeting there was no one there to oppose us, and it happens sometimes. No one spoke up. We heard from no one since the MPC meeting. We've been told through Commissioners and others that we actually talked to some of the folks, there are people from this neighborhood some of whom are simply opposed, some of whom have issues they want to talk to us about. I need to say for the record, we have always been willing to talk. I don't want anyone to come to the conclusion that we're standing here unwilling to speak. We simply were not made aware until three or four days ago that there was anyone who opposed this matter. So for the record, we're ready, willing and able to meet with any folks before you. No matter what y'all do, even if you approve this today, we have to return with a site plan. This is a PUD, so issues of fencing and landscaping and buffering all do get addressed at the Planning Commission. We know that no matter what, this is not our final day. With that in mind, I will conclude. I'm sorry to have spoken as long as I did. I know time is getting late, but we'd be happy to answer any questions that y'all may have. Thank you.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, well, I wanted to hear from some of the residents, Mr. Chairman, and then I'll be happy to make a motion. I mean, I think there are some folks that have waited to speak. Am I —? Mr. Yellin said, yes, there have been a lot of people here for a long time, so I'll be happy to defer. Chairman Liakakis said, okay.

Mr. Brain Felder said, hello. My name is Brian Felder. Chairman Liakakis said, pull both mikes up please. Thank you. Mr. Felder said, my name is Brian Felder. I'm a resident of Mayfair II Subdivision and I sit on the board for the Homeowners Association, and I'm here in that capacity to represent them. I'm not as eloquent as Mr. Yellin. I feel somewhat outgunned, but I will do my best to present our point for your consideration. The Mayfair Neighborhood Association is opposed to this rezoning. There are about ten or so residents here with me today who are, I believe, also in opposition. The Land Use Plan, which we support, in effect calls for all development east of Old Montgomery Road to be residential, E/O, Environmental Overlay, and we support that. I think the Old Montgomery Road boundary came into effect because of the preexisting businesses, which would be the dilapidated gas station that Boland replaced, Maycrest Hardware, which is a little bit of an institute, and the small Pizza Hut Shopping Center. Everything east of that, I believe, is supposed to be residential. The eastern end of Montgomery Crossroad, where our neighborhoods are, which you can see by the small lots, is all residential. It's greener, it's quieter, there's less density, fewer curb cuts. Even the Wal-Mart redevelopment, whether you like it or not, was held to a significant setback which provides us with a nice green buffer, keeping the development away from the street. Alternatively, the western end of Montgomery Crossroad, west of St. James and Hayners Creek, is pretty much a free for all and I would say it's a

poster child for the need for zoning and planning. Commercial development, it's been decades — it's been going on for decades and is somewhat rampant. I think unfortunately, which may support Mr. Yellin's point, having residential development on Montgomery Crossroad at that end is very difficult and a lot of the houses that front Montgomery Crossroad has turned commercial. They've become — there's a car audio place, a florist, a barbershop, fitness center, things like that, but the negative thing that's happened is that has eroded the boundaries of the neighborhoods behind them. I believe the neighborhood behind Sav-A-Lot, which used to be Byrd Grocery Store, is now somebody is trying to package the entire thing as commercial, so that neighborhood is gone. We don't want that to happen to our neighborhood. Mayfair is a thriving neighborhood. If this corner is rezoned PUD-IS-B, there are two more properties with the exact same physical characteristics: they are oversized lots, probably for the early 70's when it was agricultural, or 60's really, and the same will happen, we think. If this goes PUD-IS-B, that will extend to these two properties because they're the same characteristics, and then we're only left with the entrance to Mayfair II and Heatherwood as the last vestige of residential.

Mr. Felder said, argument — we were not at the MPC meeting, but we did watch it. The argument was that traffic is bad on Montgomery Crossroad and it is a kind of a free for all so it ought to be okay, I think, to let this go, and I understand the difference between PUD-IS-B and commercial. But we're opposed to having any sort of commercial property. I do want — I recognize the seller's need to realize a profit and a return, but I think if we allow this to go in and another little thing that I think happens is if this is allowed — if he is allowed to use the existing buildings, we lose the protection if this was raw land being developed of a 50-foot buffer to protect the neighbors all around. I suspect that whole corner of odd sized large lots will go commercial if this happens. I think lastly I'd just like to say, you know, that we are a thriving and diverse neighborhood. We've invested a lot of time in keeping it that way. A lot of folks grew up in Mayfair, raised their families, have stayed, new younger families such as myself have moved in. It's a great place. A small group of people have rescued the pool and kept it active and kept it from turning to a pool like what happened in — I forget the development on the southside — and then we have a garden club too that's very active in keeping the borders of Mayfair, and they are represented here. I would urge you not to get on their wrong side. They are a good group of ladies.

Mr. Felder said, in closing, we really want to preserve our neighborhood and not have those boundaries eroded, and that's our point of view. I hope you'll consider it in thinking about this rezoning. Thank you.

Chairman Liakakis said, thank you. Did you have a question for him? Commissioner Stone said, no sir. Chairman Liakakis said, Jim [Hansen], put that original one back up there because we can tell more about the residential and all. Okay. Anybody else would like to come forth please.

Mr. Roy Maynard said, good afternoon, Members of the Commission. My name is Roy Maynard. My wife is Dr. Ann Linton-Maynard. We live at 1713 East Montgomery Crossroad, which is the property to the east, located next to Mr. Montford's property, who is applying for rezoning. We have lived in Savannah about nine years now and we have lived in this particular house for about five of those years, which we have seen a lot of change in the traffic patterns along Montgomery Crossroad, and in fact it has certainly increased in terms of the volume. It has changed from when we originally moved there, but I can certainly tell you that we plan to stay there even with the increased traffic. We find it a very comfortable place. We certainly think that as the commercial activity increases that it becomes the duty of the Commission to try and control what type of development happens in the area. What you have before you in an opportunity to maintain the commercial activity that is bordered by Old Montgomery Crossroad by denying this petition. The MPC has looked at this very closely, they are a dedicated group of professionals who have made the determination that denying this application will be the best thing for the community, and we are totally in agreement with that. I also have spoken to Mr. Montford in terms of what he needs to do to actually benefit from transferring his property by selling it or developing it, and it has certainly made outreach to me, and I thank him for that, but at this time I would have to also ask you to agree with the MPC's recommendation for denial because I think it has a very negative for not only us, but the rest of the community if this particular piece turns commercial. If for no other reason, just as this gentleman who spoke before me indicated, if this turns commercial, we certainly would be considering coming back before you in the very near future to do the same thing. I think that if any change in the way we look at the area is going to depend on what happens around us and, again, it's the County Commission's, I guess, your duty to — so listen to us and what you're doing. We appreciate the opportunity to speak before you. But without stopping, this particular project, it starts to turn the tide, per se, to turn the entire strip that we're on to full commercial, and I know this is a transitional factor, but if you look at other areas where this has happened, it certainly is the initial phase that where you can stop it now that makes all the difference.

Chairman Liakakis said, okay. Thank you very much. Next.

Ms. Alma Addison said, good afternoon. Alma and Joseph Addison, 1613 Queensbury Street. We've been a resident of Mayfair from 1977 until this present time. Come December, it will be 30 years. So my complaint is that when we moved out there it was very quiet. That was a very quiet neighborhood. It was two-lane. Every time a petition come up to rezone that area, we always voted against it. Now some of this — all these other petitions come up before this. A lot of times I don't hear about it until maybe a day or two days before that, and what it is that there was Mayfair I and Mayfair II and Mayfair I you have two entries, three entries coming into Mayfair, which is Foxhall, Solgrade [phonetic] and the main entrance, Royal Oak. Okay? And it was, like I say, a very quiet neighborhood. You very seldom could hear cars go through there. So we went from a two-lane highway to a five-lane highway, and when you tried to get across Montgomery — I'm right on the corner, so I can see Sallie Mood, I can see Montgomery Crossroad and I can see the lake and I can see, you know, all back down there because I'm the second house off Montgomery Crossroad. We opposed Pizza Hut. We opposed there to move those bodies from — when the cemetery was there with no

marking to it, we opposed the removal of those grave sites years ago. Ms. Emily Hardwin at that particular time, if you go back and check your records, you will find out she was a very, very vocal person pertaining when they come to have those graves moved, and we finally got that cemetery, and it should be on the record as a marker. It's a historical marker because some of the graves was transported to another area. Okay? And also we're talking about Boland Eye Care. That was strictly a no-no also because at that particular time, when Pizza Hut started off, it was commercial. So now we done jumped from commercial to whatever they want to call it now, but I guarantee you further down the line it eventually going to be a commercial. And this piece of property what you're talking about is right almost in the center of Mayfair II. I know the house has been there for a long time. As a matter of fact, Mr. Montford is the one that we bought the house that we are living in and somehow or another he owned that piece of property some years ago. So the reason that it's not being sold, if you go out there and look, it would be definitely out of place because it's traffic out there, either coming out of Mayfair II to try to go get in the lane. Those cars — people just don't — are not courteous and they will not let you in, and it's hard now for them — and that's a one way, one entrance in and one entrance out to Mayfair II. But Mayfair I you have several entrance coming out. Okay? So if you can't get out Montgomery Crossroad, then you can go out Foxhall, you can go down the other street because I'm on the corner of Kent and Queensbury so I always have a way of getting out, but I strongly wish that you will consider letting this community remain as a residential area, and I appreciate it because just as soon as someone else come in, that is — this is what he's using that because they've got Boland's down there, but Boland's is on the corner, okay — I mean the eye center, but where this house is situated at, it's no way. Just ride by there and see. It's no way that this could be a business when people are going to be, you know, getting in and getting out real easily. It's not. Yes sir?

Commissioner Odell said, your husband's name, you said it kind of quickly, is it Joe? Ms. Addison said, yes, his name is Joseph. He officially is Joseph and Alma Addison. We live the second house on Montgomery Crossroad, right behind the Grainger. Commissioner Odell said, I saw this on our public service TV and I went out and looked at the area because it was a close vote with the MPC. I knew that it ultimately would be coming to us for resolution, and I looked at that area.

Ms. Addison said, but I really — I didn't even know that they were going to — you know, that it came up to MPC or I would have voiced my opinion then. Commissioner Odell said, thank you. Ms. Addison said, you're welcome.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I as well went out and looked at the site and met with Mr. Yellin. This is a difficult then, but in view of the fact that if this property were rezoned, it would not fit the traditional PUD-IS-B zone and it's more in line with a sort of a medical retail supply. It is surrounded by residential property, it is not transitional property between a residential area and a commercial area. The rezoning they are requesting, a PUD-IS-B, would in the event that this particular use failed and they wanted to do something else on it, it's a little over two acres, I believe. What could be allowed there would be 24 units per net acre if this proposed use did not work out, and I don't think that's appropriate for a residential area. It's contrary to the Chatham County Comprehensive Land Use Plan, and I think that it could adversely affect the residential neighborhoods to the north and to the south. The parking issue, I don't know that that's been totally resolved, so in light of all my concerns, and I am sympathetic to the property owner, but I have to move that this rezoning petition be denied.

Chairman Liakakis asked, do we have a second? Commissioner Gellatly said, second. We have a motion on the floor and a second. Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, Mr. Chairman, first of all, I need to disclose that I had an ex parte contact during the period — after this was placed on the agenda and before the meeting today, I spoke with — I didn't actually speak with, I traded e-mails with Brian Felder, who is here. That will not affect one way or another the way that I'll vote today, but I did feel like it needed to be placed into the record.

Commissioner Stone said, and I will place the same.

Commissioner Shay said, the — those of you that know me know that I'm a urbanist and that I really have a great love for cities and obviously this is my favorite city. Cities at the end of the day are by choices that people are allowed to have a lot of different choices in where they go and where they live and how they live. The urban city center down here where I live is a very appropriate place for mixed uses, for people that live in houses that are next right next to commercial uses that are right next to institutional uses that sort of fit in among all the other types of uses that people enjoy throughout out community, but it strikes me that suburban corridors are not appropriate places for the insertion of higher intensity uses into those residential areas. I think that one of the choices that people ought to be allowed to make and certainly have made in this area historically is to live in neighborhoods that are predominantly or entirely residential. I think also — I actually patronize one of the businesses that is not far from where this site is. It's called Morningstar Games. I go over there on Friday nights and play a card game called Magic. I've come in and out of there and tried to make those lefthand turns on Montgomery Crossroad in the evenings. It's a very, very high traffic corridor, and really runs counter to the argument that somehow, well since there's so much traffic, that we ought to allow more intense uses along the corridor. I frankly am concerned that people that would patronize a business here would have a very difficult time getting in and out of here and that it will add to the traffic problems. It's a tough call because I think the business that's proposed for this place at this time would probably be a good business, but as was presented earlier to us, one of the things that happens every time is those uses change and once we say let's allow a more intense use on this corner, we even heard testimony from the next-door neighbor that once those dominos start to fall then it's very likely that we would see more and more commercial along Montgomery Crossroad, and I frankly thank

the corridor can't handle any more traffic than it already has. To add more intensity of use at this point would be dangerous.

Chairman Liakakis said, I've had — I have been contacted — yes. Come to the microphone.

Mr. Peter Gresham said, my name is Peter Gresham. I'm a brand new resident at Mayfair I. I've just moved in in January of this year. Military retiree back in '95. I've been here in Savannah now for just about 10 years. My wife and I, Elizabeth, we've got two young daughters. Both of them — one just graduated from high school and going to be starting hopefully at SCAD this next Fall and we've got one that's a junior at Armstrong, and we looked everywhere in the community for a nice wholesome neighborhood to live in, and I know Mayfair's a little pricey, but it was something that we looked for, and we lived over off of 66th Street and we saw what had happened over there with the hospitals and all, the encroachment that was happening over there off of DeRenne, and it reminds me of the analogy of proverbial frog that gets boiled. You know, a little bit — you put a frog in cold water and you just slowly turn up the heat just a little bit and sure enough you'll boil that frog alive. But that's the kind of thing that I'm seeing everywhere is that you let somebody in the door, you give them an inch and they take a mile. I just have a lot of compassion for somebody that owns property that wants to make good on something like that, but at the same time residential is residential, and I think that it should remain so. I thank you for your time.

Chairman Liakakis said, go ahead.

Commissioner Odell said, I just want to make this disclosure that Patrick [Shay] has made. Dr. Linton has been one of my dentists and saved me from a lot of pain, and I appreciate that. That will not impact my decision here today. Joseph Addison, Mrs. Addison's husband, has been a friend for 30 years and was represented in a law firm which I was associated with. That will have no effect on my decision here today. Harold Yellin is an incredible attorney and if I ever have a real estate dispute, then I'm going to try to hire Harold [Yellin], and that will have no impact on anything that I vote today. In that we made all of those disclosures —. We live in a small community. We do. And we know one another. It's not living in Atlanta where you never see people again and people put the most money that they'll ever have in their homes, and they want that to be their homes. And I understand Harold's [Yellin] position, I understand his client's position, but I also understand the position of the members of the neighborhood association, and you all ought to be commended. Neighborhood associations are good things. You are the watchdogs of the community. You live in the community and those people out there who don't attend your neighborhood association, you're making a mistake. They've got to be supported and I thank you all for coming. And unless we have a lot else to do —.

Chairman Liakakis said, a number of Commissioners have had quite a bit of, you know, contact from the residents in that particular area. I — we can look at this display right now and we see all these residential homes surrounding this area, and what has been said is that's encroachment upon residential areas, the homes in the area, and they're looking to this County Commission and other, you know, governments to protect the residential areas of our community, and that's important that we look at that. I know that Mr. — that the owner of the property wants to sell his property, you know, and to get the best use out of it, but when you are affecting people's residential areas, I think it is incumbent upon us to do the best that we can to protect residential areas. Unfortunately, around the community we have seen over a number of years where this encroachment has taken place and has put people, you know, in negative positions. So the contacts that have been made with me, and I've listened, and I feel that personally that it will increase traffic, it will be a business there that is a heavily traveled area. I'm familiar with this particular piece of property. I've looked at it. I've looked at the residences on both sides of the street there and the ones in the back and all of these areas, and I feel that, you know, from listening to both the property owner's presentation and listening to people calling me on the phone, plus what was presented today, that I feel that we should protect the residential areas. Now, since there's no other discussion, let's go on the board.

Commissioner Shay said, the motion was made to —. Commissioner Stone said, the motion was made to deny. Commissioner Odell said, motion was made to deny, right. Chairman Liakakis said, to deny. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Stone moved to **deny** the petition of Harold Yellin, Agent (for Terry Montford, Owner) 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, and to **deny** the request to establish a medical supply retailer as a special use. Commissioner Gellatly the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

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.

VOTING FOR MOTION

Robert Ray
Jon Todd
Susan Myers
Shedrick Coleman
Lacy Manigault
Michael Brown

VOTING AGAINST MOTION

Douglas Bean
Ben Farmer
Timothy Mackey
David Hoover
Adam Ragsdale

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

*Stephen Lufburrow
*Freddie Gilyard
*Russ Abolt

FOR APPROVAL: 6

FOR DENIAL: 5

ABSTAINING: 0

MPC ACTION:

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

VOTING FOR MOTION

Robert Ray
Jon Todd
Susan Meyer
Shedrick Coleman
Lacy Manigault
Michael Brown
Douglas Bean

VOTING AGAINST MOTION

Ben Farmer
Timothy Mackey
David Hoover
Adam Ragsdale

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

*Stephen Lufburrow
*Freddie Gilyard
*Russ Abolt

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
Susan Myers, Treasurer
Shedrick Coleman
Timothy Mackey
Lacy Manigault
Ben Farmer

Jon Todd, Secretary
Michael Brown
Douglas Bean
Adam Ragsdale
David Hoover

Respectfully submitted,

/s/ Thomas L. Thomson

Thomas L. Thomson
Executive Director

/cbm

Enclosure

=====

XIII. INFORMATION ITEMS**1. PROGRESS REPORT ON GENERAL FUND CONTINGENCY ACCOUNT - M&O AND THE SPECIAL SERVICE DISTRICT (SEE ATTACHED).****ACTION OF THE BOARD:**

A status report was attached for review.

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2. LIST OF PURCHASING ITEMS BETWEEN \$2,500 AND \$9,999 (SEE ATTACHED).**ACTION OF THE BOARD:**

A status report was attached for review.

=====

3. ROADS AND DRAINAGE REPORTS.**ACTION OF THE BOARD:**

Status reports were attached as information.

AGENDA ITEM: XIII-3 Roads
AGENDA DATE: July 6, 2007

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

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

BACKGROUND: The schedules for construction are dictated by GDOT allocations of funds among the Congressional districts and the balancing of funds in the Chatham Urban Transportation Study (CUTS) Transportation Improvement Program (TIP). The current Long Range Transportation Plan (LRTP) was approved by the CUTS Policy Committee on September 22, 2004. A new TIP (Fiscal Years 2008-2011) was approved by the CUTS Policy Committee on June 27, 2007.

FACTS AND FINDING:

1. Diamond Causeway Widening. Because of issues regarding the environmental impacts of changed design criteria (width of median for the entire length of the causeway and design speed of high span bridge) on approval of the Environmental Assessment (EA), the GDOT took over management of the project. A Draft EA was approved by the Federal Highway Administration (FHWA) on February 25, 2005, for advancement to public hearing. A Public Information Open House (PIOH) on the Draft was held on June 9, 2005. Before the environmental process can proceed, a public hearing must be held. Discrepancies between the Draft EA and changes in the GDOT design guidelines need to be resolved before the public hearing.

a. Because of the environmental impacts of a second bridge and widening the causeway to four lanes, the GDOT is now considering building ONLY a two-lane high level bridge on the north side of the bascule bridge (using a Categorical Exclusion to comply with the National Environmental Policy Act (NEPA)) and NOT widening the causeway or the Moon River Bridge until after an EA is approved by the FHWA. GDOT staff is currently preparing a concept report for a two-lane high level bridge. It is estimated that it will take two months to develop the report and have it reviewed by the appropriate GDOT staff. It has not yet been determined if GDOT will do the bridge design in house or hire a consultant.

b. Funding: In the CUTS TIP for FY 2008 - 2011, design and right of way funding is programmed for FY 2008. Construction funds are programmed in FY 2011.

c. IN THE MEANTIME

(1) Paving of the Skidaway Narrows boat ramp access road and parking lot is complete. It can serve as a staging area for emergency crossings (e.g. by float bridge or ferry). The GDOT is requiring that the section of Diamond Causeway where the pavement was widened to be overlaid with a new layer of asphalt mix. This was beyond the scope of the original contract for the paving of the access road and parking and will be done by change order.

(2) The emergency access ramp (gravel) on the Skidaway Island side is almost complete.

(3) The County designed a project to widen the roadway on the portion of Diamond Causeway that is on Skidaway Island, to include new traffic signals at State Park Road and McWhorter Drive. The GDOT issued a permit. The County published an Invitation to Bid on a construction contract. **No** bids were submitted at the bid opening on June 5, 2007. The bid schedule was extended to June 28. Only one contractor submitted a bid ... for \$5.3 million ... \$2.4 million more than the estimate from the County's design consultant.

2. Whitfield Avenue Widening. The FHWA approved the EA on February 13, 2004. Preliminary design was completed in June, 2004. A Public Information Open House (PIOH) was held on February 28, 2006. Approval of a revised Concept Report and updated EA is on hold pending resolution of the median width and tree planting opportunities. We have finally received written guidance from GDOT staff on the median layout and have been advised to proceed with the latest design with up to a 50 foot median and 6 canopy trees in the median. The next step is to make minor revisions to the concept report and submit it to GDOT for approval. Will be starting on preliminary plans shortly.

3. Truman Parkway

a. Phase 3. Lighting project by GDOT is scheduled for completion in the fall of 2007.

b. Phase 4. Punch list items remain. Acceptance by GDOT from R. B. Baker is pending.

c. Phase 5. Right of way (ROW) plans were approved by the GDOT on June 30, 2005. Property acquisitions are underway and will take until April 2008 to complete (26 parcels acquired by early acquisition; 65 parcels to acquire, closed on 12). Final design continues.

d. Wetlands mitigation. A major part of the wetlands mitigation work required under the terms of the USACE permit for Phases 3, 4 and 5 was recently accomplished at the 22 acre site at the intersection of Truman Parkway and Eisenhower Drive. Planting of wetland seedlings will be done in the dormant season 2007-2008. Additional mitigation is required at a 20 acre site (already acquired) adjacent to the Savannah-Ogeechee Canal (Bush Road). The balance of 20 credits were deducted from the County Wetlands Mitigation Bank to satisfy the mitigation credit purchase requirement for the permit. Creation of marsh habitat adjacent to the Vernon River marshes is required in conjunction with Phase 5 construction.

4. US 17, Ogeechee River to SR 204: Projected completion has slipped to July 2007.

5. Middleground Road/Montgomery Cross Road Widening. Scheduled completion is May 31, 2008.

6. Bay Street Widening from I-516 to Bay Street Viaduct. The Concept Report was approved by the GDOT on February 9, 2005. The FHWA approved the Draft EA for Advancement to Public Hearing on October 20, 2006. The public hearing was held January 18, 2007. The next milestone is completion of the EA and approval by FHWA.

7. Jimmy DeLoach Parkway, Phase 2 (I-16 to US 80). The FHWA approved the Final EA on March 3, 2006. On September 22, 2006, the Board approved a change order for the engineering services contract to complete the design.

8. Jimmy DeLoach Parkway/US 80 Interchange. The consultant has developed seven alternatives for the interchange layout. They were presented at a PIOH in Bloomingdale on April 26, 2007. Depending on the amount and scope of comments, the consultant anticipates having a Concept Report approved by the GDOT in September 2007. A Public Hearing is in the process of being scheduled with the GDOT.

9. Stephenson Avenue. Substantially complete as of April 1, 2005. Liquidated damages totaling \$54,450 were assessed from December 1, 2004 to March 31, 2005. GDOT, County, City of Savannah and APAC performed the joint final inspection on June 14, 2005.

A punch list was compiled (129 items) and given to APAC on June 21, 2005. Some punch list items remain uncorrected. Staff started the process to find them in default. In the meantime, APAC filed a law suit against the County.

10. White Bluff/Coffee Bluff Road. A PIOH was held on August 12, 2004. The Need and Purpose Statement was revised to essentially create a 3-lane section from Willow Road to Cedar Grove (near entrance to Country Day School) and to improve the two lanes (i.e. widen pavement to 12 feet wide travel lanes) from Cedar Grove to Rose Dhu Road. It was submitted to GDOT January 19, 2006. The project will include either sidewalks on both sides or a multi-purpose trail on one side. GDOT has transferred management of the project from Atlanta to the Jesup District Office. The revised Need and Purpose Statement was approved by GDOT on June 26, 2006. On April 27, 2007, FHWA comments were received. Per FHWA comments the consultant is updating the traffic information.

11. Eisenhower Widening from Abercorn to Truman Parkway. The Concept Report was approved by GDOT on June 22, 2004. Because of the high estimated ROW costs (over \$22 million -- local cost), the City of Savannah, County and consultant proposed reductions in the project. The proposal was sent to GDOT October 28, 2005. This project has also been transferred to the District Office in Jesup to manage. City and County staffs have met to discuss further reducing the scope of the project. A revised concept with reduced right-of-way impacts is being evaluated.

12. Abercorn Widening from Truman Parkway to U.S. 17. The GDOT is managing a project for Abercorn Street from Truman Parkway (Phase 5) to U.S. 17. PIOHs were held November 14, 2006 at AASU and November 15 at the SW Middle School on U.S. 17. After the GDOT and consultants evaluated comments and alternatives, a second round of PIOHs were held at AASU on June 19 and 20, 2007. The next step is to prepare the Concept Report with a preferred alternative for approval by the GDOT.

13. Skidaway Widening. The Final EA was approved by the FHWA on December 30, 2004. The Board approved a new engineering services contract with the County's consultant on October 20, 2006, to resume design of the project incorporating all new GDOT requirements known to date.

14. Islands Expressway Bridge Replacement. LPA Group (consultant) is under contract with County to develop the Concept Report. A PIOH was held on May 26, 2005, presenting three alternatives to construct high span bridges. The last utility relocation estimate was received and the consultant submitted the Concept Report on August 8, 2006, to GDOT. A Concept Team Meeting was held April 26, 2007. Seven alternatives have been developed for a four lane bridge. GDOT has asked for a 3-lane alternative.

15. Abercorn Intersection Improvements (DeRenne Avenue, Mall Boulevard, Apache Drive, Tibet Avenue). The County has certified the ROW for all four projects to the GDOT. In April the GDOT solicited bids for the DeRenne, Mall Boulevard and Apache intersections. No bids were received. Tibet Avenue was to be added to the group, but there is now a problem with a Georgia Power line relocation which will delay the Tibet project. GDOT will re-bid the other three projects in September.

16. Local Roads.

a. Fountain Road. Substantially complete. Roadway striping, a stand of grass and cleaning of storm drain piping remain.

b. Mobley Street, Yucca Place, Perkins Place. All are substantially complete. A final inspection and punch list of corrections was given to contractor on May 2, 2007.

c. Heather Street, Shore Road. Both roads are substantially complete. A final inspection and punch list of corrections remain to be done. During construction, however, a drainage problem was identified which will require acquiring a drainage and driveway easement to solve the problem.

d. Chatham Health Department Roadway Connector. Substantially complete.

e. Palm Drive. On May 11, 2007, the Board approved award of a construction contract to Bryco, Inc. in the amount of \$135,172. Notice to proceed was issued on June 25.

f. Old Pine Barren Road. On June 22, 2007, the Board approved award of a construction contract for \$380,456 to Griffin Contracting. Because of GDOT funding commitments to other projects in Chatham County (i.e. Gulfstream Product Support Road

and for Georgia Pacific at Wahlstrom Road/President Street), there will be no County County contracts with GDOT in the near future to participate in funding. This project will be constructed using only County SPLOST funds.

g. Old Highway 204 Bridges. The project to replace two failing timber bridges with concrete culverts is substantially complete. Property acquisitions for the four parcels affected by the two remaining timber bridges is in progress.

h. Dulany Road. Several alternative layouts and cross-section are being considered. The project is on hold because of environmental impacts and right of way issues with a property owner affected by the project.

i. Stone Street. Although the GDOT authorized a County Contract on November 8, 2006, to participate in the funding, the GDOT State Aid Administrator subsequently advised they cannot commit funds for this project. This project can also proceed only using County funds. Final construction plans are near completion. Acquisition of a permanent drainage easement remains to be completed.

RECOMMENDATION: For information.

Districts: All

SUMMARY OF ROAD PROJECT STATUS

July 2007

PROJECT	ELEMENT	MILESTONE FOR COMPLETION	AGENCY RESPONSIBLE	NOTES
Truman Parkway, Phase 5	Environmental ROW Final Design Construction	Complete April 2008 Nov 2007	County County/GDOT County/GDOT GDOT	EIS approved 8/12/99 Acquisition underway. CST FY 2010
US 17: Ogeechee River to SR 204	Construction	July 2007	GDOT	
Middleground/Montgomery Cross Road Widening	Construction	May 2008	GDOT	Change order with APAC signed May 31, 2006.
Jimmy DeLoach Parkway, Phase 2	Environmental ROW Design Construction	Mar 2006	County County County GDOT	Final EA approved by FHWA. CST LR
Whitfield Avenue Widening	Environmental Design ROW Construction	Feb 2004	County County County/GDOT GDOT	EA/FONSI approved 2/13/04. On hold - median/tree issue. ROW funded FY2006/07 CST FY 2009
Diamond Causeway Widening and two bridges	Environmental Design ROW Construction	Unknown	GDOT GDOT GDOT GDOT	Draft EA signed Feb 05. ROW FY 2008 CST FY 2011
Skidaway Road Widening	Environmental Design ROW Construction	Complete	County County County GDOT	Final EA signed 12/30/04. New contract 10/20/06. CST FY 2010
Bay Street from I-516 to Viaduct	Environmental ROW Final Design Construction	Mar 2007	County County County GDOT	Draft EA approved 10/20/06. CST LR
White Bluff/Coffee Bluff	Environmental	Unknown	County	CST FY 2010
Eisenhower (Abercorn to Truman Parkway)	Environmental Construction		County	Concept Report approved 6/22/04. CST FY 2010

NOTES: CST = FY in which the projects are programmed for construction in the CUTS 2008-2011 TIP.

AGENDA ITEM: XIII-4 Drainage
AGENDA DATE: July 6, 2007

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

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

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

FACTS AND FINDING:

1. Pipemakers Canal
 - a. Phase 2 (From SR 21 to I-95). Increase channel size and provide maintenance access. The permit application documents have been submitted to the USACE for approval. The Consultant and staff are working to address preliminary comments. New information discovered concerning existing drainage rights of way west of S.R. 307 will significantly reduce acquisition costs but will require drawings to be revised. Staff will request a proposal from the design consultant to accomplish the necessary changes.
 - b. Kahn Mitigation Site. This site will provide the necessary wetland mitigation for the Pipemakers Canal Drainage Improvement projects. Staff has not been successful in achieving an agreement with the Federal Aviation Administration (FAA) regarding special provisions regarding the mitigation site's potential impacts to air traffic safety. At its meeting of June 22, 2007, the Board approved declaring the mitigation site to be surplus property. Staff is working to secure an alternate way to mitigate wetland impacts that will be caused by the Pipemakers Canal project.
 - c. Bridge Removal and Sheet Pile Wall Modifications. A project to remove an existing bridge that restricts drainage from Pipemakers Canal into the Savannah River. Preparation of drawings and specifications for demolition of the existing bridge is underway.
2. Hardin Canal
 - a. Phase 1 (SR307 bridges). Widen channel and replace canal crossings. The USACE has issued a permit. Preliminary construction and right of way drawings have been reviewed by staff and corrections have been incorporated by the consultant. Plans will be submitted to the Georgia Department of Transportation in July for approval.
 - b. Phase 1 (Southbridge bridges). Replace bridge crossings. The owners of the Southbridge Golf Course offered to cooperate in a project to replace two bridges with wider structures. Right of way acquisition is underway. Design work will commence after the right of way is secured.
 - c. Phase 2 (From 307 to Pine Barren Road). Widen channel and construct a detention pond. No target construction date. Staff is working to acquire canal rights of way for the future improvements on property owned by the Georgia Ports Authority.
3. Westlake/Springfield Canal CSX railroad undercrossing. Final Design is complete. Staff is working to acquire access onto Hunter Army Airfield property, required to facilitate project construction. Staff continues to expect to obtain the necessary easement from HAAF. As a result of delays related to HAAF, changes to the drawings will be made to bring the project into compliance with current regulatory requirements. These changes will not be made until HAAF provides the County with the necessary easement agreement.
4. Diggs Avenue Drainage (part of Louis Mills) This drainage improvement project involves improving drainage at the east end of Diggs Avenue. Construction is complete. A project is underway to provide access for maintenance along the outfall canal. This will complete all planned improvements on this project.
5. Conaway Branch Canal (tributary of Pipemakers Canal) Widen channel with road crossing improvements and a maintenance road from north of Main Street to the Pipemakers Canal.

- a. Phase 1A extends from Pipemakers Canal to Conaway Road. Right of way acquisition is underway. Staff expects the need to utilize eminent domain to secure the last of the necessary right of way, approved by the Board on December 4, 1998.
 - b. Phase 1B extends from Conaway Road to Main Street. There is no target date for completion.
 - c. Phase 1C includes the area west of Maple Street. Construction costs are to be funded by the City of Bloomingdale. Recommended improvements have been provided to the City of Bloomingdale.
6. Little Hurst Canal Improve undercrossings at SR 21 and railroad, and widen channel downstream of SR 21. A project to acquire rights of way and easements, and to acquire the required permits is underway. The preliminary engineering report was reviewed by staff and returned to the consultant to address comments.
 7. Wilmington Park Canal Phase 2 Widen channel and improve culvert crossings under Wilmington Island Road. The USACE permit expired on September 30, 2005. The scope of the project has been reduced to avoid costs associated with relocating City owned water and sewer utilities. Project is currently on hold.
 8. Kings Way Canal Phase 2 Widen channel and enlarge culverts from Kings Way Court to the Truman Parkway. Preliminary design and easement plans have been reviewed and returned to the consultant for revisions. Acquisition of right of way is underway.
 9. Romney Place Drainage Phase 2 Improve storm drains and road crossings on Romney Place and along Parkersburg Road. Final design drawings are complete. Permitting is complete and ROW acquisition is underway. The project will connect to the Skidaway Road Shoulder Improvement Project. Staff expects minor cost saving changes to the design might be feasible as a result of the Skidaway Road project. Staff is waiting on completion of the Skidaway Road Shoulder project in order to make this determination.
 10. Village Green Canal, Phase 2 Improve the outfall and provide access for canal maintenance. Design work and right of way acquisition work is underway concurrently in an effort to expedite the project. Field survey work is complete. Staff is waiting on preliminary design recommendations from the consultant.
 11. Port Industrial Park Improve the channel downstream from S.R. 307 to Pipemakers Canal. Design of the project is complete. Staff is working with Garden City staff and the property owner to coordinate plans for future development with the needs of the drainage improvement project.
 12. Louis Mills Canal Widen channel from Veterans Parkway downstream to outfall at Westlake Canal and improve crossing under Marshall Avenue. Design is complete. Acquisition of easements and ROW is complete for the section downstream of Garrard Ave. Staff is initiating efforts to acquire remaining easements through the use of eminent domain, approved by the Board on December 4, 1998.
 13. Redgate/Rahn Dairy Provide larger undercrossings at several roads, widen the canal and provide for maintenance access. This project will reduce storm water flows in the Louis Mills system, as well as improve the drainage in the Rahn Dairy canal. Acquisition of easements is underway. Staff is investigating the need to acquire remaining easements through the use of eminent domain, approved by the Board on December 4, 1998.
 14. Ogeechee Farms Phase 2 Improve road crossings at various locations. The permit from the USACE has been received. Mitigation requirements have been met. A fee proposal from the Consultant for design of drainage improvements in additional areas identified by Public Works has been reviewed by Staff and returned to the consultant for clarification.
 15. Fawcett Canal Phase 2 Provide increased storm water drainage capacity in areas affecting Red Fox Drive and White Hawthorne Drive. Design is complete. Acquisition of easements from the City of Savannah is complete. Acquisition of the remaining easements is underway.
 16. Quacco Canal Drainage Improvements East of US17 Improve Quacco Canal and associated road undercrossing capacities from US 17 to marsh, including removal of a private tidegate structure. A construction contract was awarded on February

9, 2007. Estimated date of completion is March 14, 2008. A no-cost change order was approved by the Board on May 11, 2007.

17. Quacco/Regency Park Storm collector improvements to relieve severity and frequency of flooding within community. Preliminary plans have been reviewed and returned to the consultant. The County Attorney has been asked to provide a legal opinion regarding relocating utilities located within road right of way. Staff has directed the consultant to proceed with final design based on the understanding that the cost of utility relocations will be borne by the utility companies. The County Attorney's opinion is sought to confirm this understanding before final design is completed.
18. Halcyon Bluff Subdivision Storm collector improvements to relieve severity and frequency of flooding within community. Construction is approximately 95 percent complete. Staff has directed the design consultant to prepare necessary plans to incorporate improvements to address poor drainage in vicinity of Halcyon Drive and Lavon Avenue. The work will be added to the construction contract by change order if approved by the Board.
19. Golden Isles Subdivision Phase 2 Storm collector improvements to relieve severity and frequency of flooding within community. Approval by Health Department to proceed with the project has been obtained. Right of way acquisition is complete. This project is currently on hold.
20. Wilmington Outfall A project to correct storm sewer drainage pipes between Wilmington Road and the Wilmington River. Construction is underway. The project is scheduled for completion by July 22, 2007.
21. Henderson Channel and crossing improvements to alleviate flooding in the subdivision.
 - a. Brown Thrush Canal (a.k.a. Channel 1): Crossing and channel improvements on the canal parallel to Brown Thrush Road, from Al Henderson Blvd. to Little Neck Road. Design work is underway. Staff and the consultant are investigating how new permitting requirements will affect the project.
 - b. Little Neck Crossing: Replacement of the undersized culvert. The preliminary design report has been review by staff and approved by Staff. Design work is underway.
 - c. Henderson Canal: Provide maintenance road for canal from Gateway Blvd. to Little Neck Road through wetlands. Wetland delineation has been approved by the USACE. No target construction date.
22. Walthour Canal at Off Shore A project to improve the undersized culverts under the entrance road to the Off Shore Subdivision. Final construction documents have been received. Efforts continue to secure the necessary permits for construction of the project. Staff anticipates that changes to the project design will be required in order for the work to be in compliance with new environmental regulations.

RECOMMENDATION: For information.

Districts: All

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

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

Chairman Liakakis said, on Item 4, Mr. County Manager, did you want to talk about the monthly status report on the new recreation resources.

County Manager Abolt said, yes sir. There will be a full discussion in a foreign language on Channel 16 at about three o'clock in the morning this morning, so if you'd like to watch it, you can pick up my full message, I can give you the people out there in the viewing audience.

ACTION OF THE BOARD:

A status report was attached as information.

AGENDA ITEM: XIII-4
AGENDA DATE: July 6, 2007

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Robert Drewry Director, Public Works and Park Services
ISSUE: Provide Board a status update on RAP

BACKGROUND:

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

FACTS AND FINDINGS:

1. To provide the Board with data on RAP
2. FY 06 staff was able to accomplish the following:
 - In-house renovation of Lake Mayer's Restrooms
 - Installed new infield mix for Ambuc Park, L. Scott Stell, and Charlie Brooks Park
 - Installed new backstop and foul line fencing for Ambuc Park
 - Hired nine Maintenance Workers
 - Replaced the scoreboards at Ambuc, L. Scott Stell, and Charlie Brooks Park
 - Replaced all roofs at Memorial Stadium
 - Purchased three new vehicles
 - Purchased material for the renovation of the restroom at Ambuc Park
 - Painted the exterior of the concession stand at L. Scott Stell, and Ambuc Park
 - Contracts were awarded to replace the roof on the large pavilion at Lake Mayer, and reconstruct/resurface eighteen tennis courts
3. With remaining funds allocated for FY 07, staff has proceeded with renovation of tennis courts as follows:
 - All eight courts at Lake Mayer are completed.
 - Courts at L. Scott Stell are still under construction.
4. Priority projects identified on previous RAP reports that are still unfunded:
 - Back stop fencing and dugouts replacement at L. Scott Stell
5. Status of project recently approved by the Board:
 - Turners Creek Boat Ramp parking lot paving - Engineering is currently working with a consultant for design.
 - Tom Triplett Park Bridge - Pre-bid meeting was held 6/26/07
 - Fence at Memorial Stadium - specs yet to be prepared
 - Lake Mayer - Roofs for Restroom, Boathouse, Administration Building - specs yet to be prepared
 - Westlake Neighborhood Park - Playground Equipment & enlarge pavilion - specs yet to be prepared
 - Lamarville Neighborhood Park - Playground Equipment & enlarge pavilion - specs yet to be prepared
 - Kings Ferry Park - New Restrooms & Pavilions Roofs
 - Salt Creek Complex - Playground Equipment & new Pavilion Roof

FUNDING:

Funds for Item #5 have been identified.
 Additional CIP projects are pending Board approval.

RECOMMENDATION:

For Board Information Only

[All Districts]

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EXECUTIVE SESSION

Upon motion being made by Commissioner Stone and seconded by Commissioner Holmes, the Board recessed at approximately 1:30 p.m. to go into Executive Session for the purpose of discussing legal, litigation and personnel.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at approximately 2:17 p.m.

=====

ITEMS FROM EXECUTIVE SESSION

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

ACTION OF THE BOARD:

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

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APPOINTMENTS

- 1. **ECONOMIC OPPORTUNITY AUTHORITY**

Commissioner Shay moved to reappoint Dr. Wesley J. Ball to serve on the Economic Opportunity Authority with a term to expire December 31, 2011. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

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ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 2:18 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