

PETE LIAKAKIS  
Chairman

# COUNTY COMMISSIONERS

HELEN L. STONE  
District 1

DR. PRISCILLA D. THOMAS, District 8  
Vice Chairman

JAMES J. HOLMES  
District 2

DEAN KICKLIGHTER, District 7  
Chairman Pro Tem

PATRICK SHAY  
District 3

R. E. ABOLT  
County Manager

## A G E N D A

PATRICK K. FARRELL  
District 4

R. JONATHAN HART  
County Attorney

**FEBRUARY 13, 2009**

HARRIS ODELL, JR.  
District 5

SYBIL E. TILLMAN  
County Clerk

DAVID M. GELLATLY  
District 6

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The Agenda may be accessed on the Internet at  
<http://www.chathamcounty.org/>

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### PRE-MEETING

Green Room

9:00 A.M.

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**I. CALL TO ORDER** (immediately following the Pre-Meeting)

Commission Meeting Room  
2<sup>nd</sup> Floor Old Courthouse  
124 Bull Street  
Savannah, Georgia

**II. INVOCATION**

Commissioner Harris Odell, Jr.

**III. PLEDGE OF ALLEGIANCE**

**IV. ROLL CALL**

**V. PROCLAMATIONS AND SPECIAL PRESENTATIONS**

1. Special presentation by and recognition of Henry Hughey, Eighth Air Force.
2. Savings bonds to Summer Bonanza Youth (Commissioner Thomas).
3. Proclamation for Bonnie Stevens-Hayes on her retirement from the Sheriff's Department.

## **VI. CHAIRMAN'S ITEMS**

1. Set Board retreat and budget goals session.

## **VII. COMMISSIONERS' ITEMS**

**Recess as County Commission and convene as Chatham Area Transit Authority.**

**I. Call to order.**

**II. Roll call.**

**III. Approval of minutes.**

**IV. New business.**

1. Presentations:
  - A. Calvin Kennedy (20-year Safety Hall of Fame Inductee)
  - B. Fitzhugh L. Simmons (20-year Safety Hall of Fame Inductee)
  - C. Sandy James (20-year Safety Hall of Fame Inductee)
  - D. Glenn M. Golob (20-year Safety Hall of Fame Inductee)
  - E. Paul A. Nails (2008 Employee of the Year)
2. CAT transfer policy – Mr. Daniel Dodd from Step Up Savannah.
3. Requests Board grant permission for the Executive Director to sign a Contract for Transit Planning Assistance between Metropolitan Planning Commission (MPC) and Chatham Area Transit Authority (CAT), for assistance with transit planning projects in the CUTS/MPO Unified Planning Work Program; further request that Board grant permission for the Chairman to sign the Authorizing Resolution detailed in Exhibit B.
4. Request Board approval of interim contract with Veolia Transportation to provide management services for Chatham Area Transit.
5. Monthly update on CAT's system-wide performance.

**V. Recess to Executive Session to discuss land acquisition.**

**VI. Adjourn.**

Reconvene as County Commission

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

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

- \* 1. See Second Readings, Item XII-I. **This needs to be taken off the table and action taken under Second Readings.**

## **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 budget transfers and amendments: (1) General Fund M&O a) contingency transfer to E911 Fund \$3,972, b) contingency transfer to DSA Bond Series 2005 Debt Service \$1,886, c) a \$14,500 transfer within the Administrative Services budget to overtime, d) a \$50,668 transfer within the DUI Court budget to salaries and benefits, e) a \$2,000 dollar transfer within the ICS budget for overtime, f) increase revenues and expenditures in the General Fund M&O \$18,390 for CNT overtime, g) transfer \$11,252 from the Detention Center budget to the Sheriff's budget for salary adjustments, (2) in the Confiscated Revenue Fund a) appropriate \$1,800 for the Metropolitan Police Department, b) increase revenues and expenditures \$191,170 for the Counter Narcotics Team, and (3) in the Special Service District Fund transfer \$14,000 from Contingency to Public Works for rent.
2. Explanation of recycling proposal and the creation of a solid waste user fee. Request this be received as information today and adopted at your next meeting on the 27<sup>th</sup> of February.
3. Transmittal of Fiscal Year 2009 Second Quarter Report dated December 31, 2008, to the Board for information.
4. Request Board authorize proceeding with the issuance of a \$2.3 million bond (plus issuance costs) to acquire 120 Fahm Street and enter into a \$200,000 one-time payment service contract with Union Mission.
5. Recommend Board deny request for refund for taxes paid by Lubeck and a number of heirs owning approximately 50% undivided interest in PIN 5-0985-04-001. Savannah Economic Development Authority (SEDA) owns the remaining 50% undivided interest.
6. Board consideration of staff's recommendation to deny a water and sewer bill adjustment for Ms. E. Schwartz, 13 Abraham Road, for \$234.

## **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.)**

1. Approval of the minutes of the regular meeting of January 16, 2009, as mailed.
2. Claims vs. Chatham County for the period January 8 through February 4, 2009.
3. Request Board approve CEMA Submission of a Grant Application for the design, engineering and development of a new Chatham County emergency operations center.
4. Request Board approve a Quitclaim Deed conveying to the Oak Bluff Owners Association, Inc., remnant parcels 34R, 35R, 36R, 37R and 38R acquired for the Harry S Truman Parkway. Phase IV, project.  
[District 1.]
5. Request Board approval to refund to Redmond Construction the costs related to an elevation certification error.  
[District 4.]
6. Request Board accept the donation of land on Briarwood Drive for drainage.  
[District 7.]
7. Request from Thomas & Hutton, engineer for the developer, Bouy Brothers Builders, for the County to end the warranty period for Village at Autumn Lake, Phase 2, release the financial guarantee and accept maintenance of the streetlights.  
[District 7.]
8. Request from Herb River Bend, LLC, for the County to end the warranty period for Herb River Bend, Phases 1 and 2, and release the financial guarantee.  
[District 3.]
9. Request Board authorize the Chairman and Clerk of Commission to execute a Request for Traffic Signal for the intersection of Whitefield Avenue at Mistwoode Lane/River Bluff Drive.  
[District 1.]

10. Request Board authorize participation with the City of Savannah and Coastal Heritage Society for the Heritage Trail as a link to the S&O Canal project and East Coast Greenway.  
[District 8.]
11. Request Board approve the creation of three (3) grant funded positions as part of a non-matching Child Sexual Predator Program Grant.
12. Request for transfer of beer and wine retail license for 2009. Petitioner: Mukesh Y. Patel, d/b/a Shell Food Mart, located at 7361 Skidaway Road.  
[District 3.]
13. Request for transfer of beer and wine pouring and Sunday sales of beer and wine pouring license for 2009. Petitioner: Yan Mei Xu, d/b/a 17 Sakura Restaurant, located at 5710 Ogeechee Road, Suite 470.  
[District 7.]
14. Request for transfer of Sunday sales of beer pouring license for 2009. Petitioner: Phan Hoang Tran, d/b/a Bi Da Long, located at 4700 U.S. Highway 80 E.  
[District 4.]
15. Request for transfer of Sunday sales of beer and wine pouring license for 2009. Petitioner: Rita Jo Morgan, d/b/a Denny's Restaurant, located within the Best Western at One Gateway Boulevard.  
[District 7.]
16. Request for renewal of Sunday Sales license for 2009. Petitioner: James R. Thomas, d/b/a JT's Pub and Grill located at 7 Fort Argyle Road, 31322.  
[District 6.]
17. Request for renewal of beer, wine, liquor pouring and Sunday sales pouring license for 2009. Petitioner: Dennis Orman Lofton, d/b/a The Dawg House Grill, LLC, located at 4685 U.S. Highway 80 E.  
[District 4.]
18. Request for renewal of Sunday Sales of beer and wine pouring license for 2009.
  - A. Petitioner: Merritt W. Dixon, IV, d/b/a Spring Hill Suites, located at 4 Gateway Boulevard East. [District 7.]
  - B. Petitioner: Jacobo Ramirez, d/b/a El Gallo Mexican Restaurant, located at 821 King George Boulevard. [District 7.]

- C. Petitioner: Alan G. Gamble, d/b/a Franklin Creek Activity Center, located at 900 Franklin Creek Road. [District 4.]
  - D. Petitioner: Nam Ma, d/b/a Kanpai Japanese Restaurant, located at 140 Johnny Mercer Boulevard, Suite A. [District 4.]
  - E. Petitioner: Cheryl D. Hull, d/b/a Beef O’Brady’s Family Sports Pub, located at 461 Johnny Mercer Boulevard, Units 11 & 12. [District 4.]
  - F. Petitioner: James William Soleo, d/b/a Fuddruckers Restaurant, located at 5710 Ogeechee Road. [District 7.]
19. Request for renewal of Sunday Sales of beer, wine and liquor pouring license for 2009.
- A. Petitioner: Robert Dostor Mims, III, d/b/a Steamers Restaurant, located at 1190 King George Boulevard. [District 6.]
  - B. Mark Allen Mokren, d/b/a Island Daiquiri Café, 313 Johnny Mercer Blvd, Savannah, GA 31410. [District 4.]
  - C. Maria Arrieta, d/b/a Cancun Mexican Restaurant II, located at 216 Johnny Mercer Boulevard. [District 4.]
  - D. Roy C. Samuelson, d/b/a Grapevine, located at 346B Johnny Mercer Boulevard. [District 4.]
  - E. Keith Allen Rankin, d/b/a Redleg Saloon, located at 2883 Fort Argyle Road. [District 7.]
  - F. Alan G. Gamble, d/b/a Marshwood Clubhouse, located at 1 Palmers Draw, The Landings. [District 4.]
  - G. Alan G. Gamble, d/b/a Cabana Bar – Marshwood Country Club, located at 1 Palmers Draw. [District 4.]
  - H. Alan G. Gamble, d/b/a Deer Creek Club, located at #1 Deer Creek Road, The Landings. [District 4.]
  - I. Alan G. Gamble, d/b/a Oakridge Club, located at 11 Westcross Road. [District 4.]
  - J. Alan G. Gamble, d/b/a Plantation Club, located at 1 Cottonwood Drive. [District 4.]
  - K. Eleanor M. Coursey, d/b/a Grant’s Crow Bar Lounge, located at 205 Johnny Mercer Boulevard. [District 4.]
  - L. John R. Turner, d/b/a Island Oyster Bar, located at 444 Johnny Mercer Boulevard. [District 4.]
  - M. Raymundo L. Jaime, d/b/a El Potro Mexican Restaurant #14, located at 1 Fort Argyle Road. [District 7.]
  - N. John R. Turner, d/b/a Saltwater Grille, located at 7000 LaRoche Avenue. [District 3.]
  - O. Donna M. Love, d/b/a Love’s Seafood Restaurant, located at 6817 Chief O. F. Love Road, 31419. [District 6.]

- P. Mary Elizabeth Garrett, d/b/a The Shell House Restaurant, located at 8 Gateway Boulevard, West. [District 7.]
- Q. Julie Donaldson Lowenthal, d/b/a Houlihan's Restaurant, located at 17029 Abercorn Street. [District 7.]
- R. Coby Garrett Brooks, d/b/a Hooters of Savannah, Inc., located at 4 Gateway Boulevard. [District 7.]
- S. Frank and Judy Ouzts, d/b/a Papa's Bar-B-Que and Seafood, located at 119-A Charlotte Road. [District 4.]
- T. Jill Anne Douberly, d/b/a Uncle Harry's, located at 12 N. Lathrop Avenue. [District 7.]
- U. Garrett Neil Valentine, d/b/a Southbridge Golf Club, located at 415 Southbridge Boulevard. [District 7.]
- V. Earl W. Hiers, d/b/a Uncle Bubba's Seafood & Oyster House, located at 104 Bryan Woods Road. [District 4.]
- W. Daniel Eric Shields, d/b/a The Marshes of Skidaway Island, located at 95 Skidaway Island Park Road. [District 4.]
- X. Lauren Coyle, d/b/a Ruby Tuesday Restaurant, located at 590 Al Henderson Boulevard. [District 7.]
- Y. Arthur C. Garza, d/b/a El Mariachi Restaurant, located at 5730 Ogeechee Road, Suite 180. [District 7.]
- Z. Herman R. Shirah, Jr., d/b/a The Islander, located at 221 Johnny Mercer Boulevard. [District 4.]

20. Request Board approval to award bids as follows: (Please note that new purchase thresholds of \$10,000 or more have been enacted; however, contracts and change orders of a lesser amount still will appear.)

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
A. Change Order No. 3 to the annual lawn care and litter collection services contract to add the Juvenile Court facility	Juvenile Court	Chase Landscaping, Inc.	\$3,800	General Fund/M & O - Juvenile Court
B. Engineering services contract to conduct a Water Reuse Feasibility Study	Public Works	Thomas and Hutton Engineering Company	\$13,280	Water and Sewer

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
C. One (1) inspection equipment vehicle and replacement inspection equipment	Public Works	•City of Savannah (Intra-Governmental transfer) •Adams Equipment Company, Inc.	•\$15,000 •\$57,497	SPLOST (2003-2008) - Storm Drainage
D. Four (4) recycling containers	Public Works	Consolidated Disposal Systems, Inc.	\$25,350	Solid Waste - Restricted
E. Removal of existing entrance doors (interior and exterior) facing Bull Street and install automatic slider doors	Facilities Maintenance and Operations	Ricks Glass Company, Inc.	\$13,420	General Fund/M & O - ADA Compliance
F. Change Order No. 1 to the contract for the Kings Way Canal Drainage Improvements project for additional work	Engineering	Sandhill ALS Construction, Inc. (MBE)	\$64,925	SPLOST (1998-2003) - Kings Way drainage project
G. Contract for the Chevis Canal at Hodges Airpark drainage project	Engineering	L-J, Inc.	\$93,080	SPLOST (2003-2008) - Chevis Canal/ Airport project
H. Extend for one (1) additional year the annual contract to provide Employee Assistance Program services	Human Resources and Services	Lifestyle Management Resources, Inc.	\$9.41 per employee	General Fund/M & O - Human Resources and Services
I. 25 office workstations	CEMA	VIP Office Furniture and Supply (WBE)	\$15,104	CEMA Special Revenue Fund
J. Six (6) month rental of a portable generator	Special Projects	Cummins Power South, LLC	\$16,836	SPLOST (2003-2008) - Courthouse Construction

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
K. Two (2) used vehicles and authorize disposal of one (1) vehicle	CNT	Dan Vaden Chevrolet	\$33,700	CIP - Vehicle Replacement Fund
L. One (1) new Chevrolet truck	CNT	Dan Vaden Chevrolet	\$22,895	CIP - Vehicle Replacement Fund
M. One (1) used Ford Expedition and authorize disposal of one (1) vehicle	CNT	Fairway Lincoln Mercury	\$18,100	CIP - Vehicle Replacement Fund
N. One (1) 2008 Chevrolet van and authorize disposal of three (3) vehicles	CNT	Fairway Lincoln Mercury	\$11,500	CNT - Confiscated Funds (pending Board approval of transfer)
O. One (1) 2008 Chevrolet truck	CNT	Dan Vaden Chevrolet	\$22,995	CNT - Confiscated Funds (pending Board approval of transfer)
P. Annual contract with automatic renewal options for four (4) additional one (1) year term for slip lining storm drain pipes	Public Works and Park Services	Southeast Pipe Survey, Inc.	Not to Exceed \$338,300	CIP - Storm Drainage Project
Q. Task order contract to provide construction equipment for County projects	Engineering	T Clearing	Not to Exceed \$250,000	•SPLOST (1985-1993), (1998-2003), (2003-2008), (2008-2014) •Land Bank
R. McQueen's Island Rails-to-Trails stabilization project	Public Works and Park Services	E & D Contracting (WBE)	\$183,310	SPLOST (2003-2008) - Open Space, Green Space and Bikeways
S. Extend contract for project management for Mother Mathilda Beasley Park	Special Projects	Ann Roise (WBE)	\$50 per hour - Not to Exceed \$35,000	SPLOST (2003-2008)

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
T. Lease space for Public Works and Park Services	Public Works and Park Services	Hostetler and Company	\$14,000	Public Works and Park Services (pending approval of transfer from SSD Contingency)
U. Caulking and painting Court Services office and part of Inmate Holding area	Special Projects	Dan Sheehan Company	\$41,674	SPLOST (2003-2008) - Courthouse Construction
V. Caulking and painting sallyport and part of Inmate Holding area	Special Projects	Satori Development (WBE)	\$14,900	SPLOST (2003-2008) - Courthouse Construction
W. Task Order contracts to provide professional services for mechanical engineering	<ul style="list-style-type: none"> <li>•Special Projects</li> <li>•Public Works and Park Services</li> <li>•Human Resources and Services</li> </ul>	<ul style="list-style-type: none"> <li>•Rosser</li> <li>•RWP</li> <li>•Dulohery Weeks and Gagliano</li> <li>•Smith and Vandembulck</li> </ul>	Not to Exceed \$25,000 per project; maximum of \$75,000 per contract	<ul style="list-style-type: none"> <li>•SPLOST (2003-2008) - Courthouse Construction</li> <li>•General Fund/M &amp; O</li> <li>•Public Works and Park Services</li> <li>•Solid Waste Fund</li> </ul>

## **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 Revenue Ordinance for changes to the hotel/motel tax per Georgia law and to make various corrections to inspection fees and animal registration fees.
2. Amendment to the Code of Chatham County to add a new section, 21-110, "Enforcement of Chatham County Environmental Health Regulations," to adopt the Chatham County Health Ordinance for enforcement in Chatham County Recorder's Court.
3. Recommendation to revise the Chatham County Historic Preservation Ordinance. The Chatham County Historic Preservation Commission recommends APPROVAL to the Chatham County Board of Commissioners to revise the Chatham County Historic Preservation Ordinance.  
MPC File Number: DD 20080813-06-1  
[All Districts - Text Amendment.]
4. The petitioner, the Pin Point Betterment Association, Inc., represented by Herman Haynes, President, is requesting designation of Pin Point as a Historic District on the Chatham County Register of Historic Places. The Chatham County Historic Preservation Commission (CCHPC) recommends APPROVAL of the adoption of an ordinance to designate Pin Point as a Historic District on the Chatham County Register of Historic Places.  
MPC File No. 0020071002-03-1  
[District 1.]
5. Amend the Code of Chatham County to update the State reference on "Uniform Rules of the Road."

## **XII. SECOND READINGS**

1. The petitioner, Robert B. Brannen, Jr., Agent (for Gaston Properties, LLC) is requesting the rezoning of property located at 5406 LaRoche Avenue from an I-P/EO (Institutional Professional, Environmental Overlay) classification to a B-N/EO (Neighborhood Business/Environmental Overlay) zoning classification. The MPC recommends approval. **Note: Item was tabled at meeting of January 16, 2009.**  
MPC File No. Z-081029-00121-1  
[District 3.]
2. Amendment to the Chatham County Damage Prevention Ordinance (FDPO) to revise the definition of “New Construction,” “Critical Facility,” “National Geodetic Vertical Datum (NGVD)”; to revise elevated building standards to allow the use of solid foundation perimeter walls; and to remove breakaway walls as an anchoring structure for improvements in the Coastal High Hazard Areas (V-Zones).

**XIII. INFORMATION ITEMS**

1. Progress report on General Fund Contingency Account - M & O and the Special Service District (see attached).
2. List of purchasing items between \$2,500 and \$9,999 (see attached).

**Recess to Executive Session**