

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, APRIL 24, 2009, 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 Liakakis called the meeting to order at 9:45 a.m., in the Commission Meeting Room, Second Floor, Chatham County Courthouse, 124 Bull Street, Savannah, Georgia.

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II. INVOCATION

Commissioner Dean Kicklighter introduced County employee and Alderman of the City of Savannah, Van Johnson, who gave the Invocation.

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III. PLEDGE OF ALLEGIANCE

Commissioner Gellatly led the Pledge of Allegiance to the flag of the United States of America.

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IV. ROLL CALL

The Clerk called the roll.

Present: Pete Liakakis, Chairman
 Dr. Priscilla D. Thomas, Vice Chairman, District Eight
 B. Dean Kicklighter, Chairman Pro Tem, District Seven
 Helen L. Stone, District One
 James J. Holmes, District Two
 Patrick Shay, District Three
 Patrick K. Farrell, District Four
 David M. Gellatly, District Six

Absent: Harris Odell, Jr., District Five

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

Commissioner Gellatly made a motion to excuse the absence of Commissioner Odell. Commissioners Stone and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioners Farrell and Odell were not present.]

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CHATHAM COUNTY YOUTH COMMISSIONERS

Chatham Liakakis welcomed the following Youth Commissioners who were in attendance: Ericka Sharpe, a Junior at Bible Baptist School, and Alexis Slay, a Junior at Johnson High School.

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V. PROCLAMATION AND SPECIAL PRESENTATIONS

None.

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VI. CHAIRMAN'S ITEMS

None.

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VII. COMMISSIONERS' ITEMS

None.

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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 (*).

1 * REQUEST FROM SAVANNAH BICYCLE CAMPAIGN (COMMISSIONER SHAY AND COMMISSIONER STONE). Tabled at meeting of April 9, 2009.

County Attorney Hart said, you'll need to untable it. Chairman Liakakis said, we'll need a motion to take it off the table first. Commissioner Stone said, so moved, Mr. Chairman. Commissioner Shay said, second. Chairman Liakakis said, alright, let's take it off the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes. Go ahead, Patrick [Shay].

Commissioner Shay said, I'm going to have to ask for Mr. Monahan's help at this point because as of our discussions last evening there is still a little bit of confusion as to whether or not this project is shovel ready and whether or not we should make a recommendation to the MPO that it be listed.

Mr. Patrick Monahan said, you're correct. It is a little bit confusing. I happened to meet yesterday with two representatives from the Georgia Department of Transportation, who, based on the definition that GDOT is using, says this project is not shovel ready for the Federal Economic Stimulus money. The reason for that was that the original concept report was done sometime between 2001 and 2002. The Federal funding did not come along until 2004. The County did not enter into an agreement with GDOT until 2006, so apparently the preliminary approval for this project cannot be used now, which means that it will not be eligible for the core funding. In fact, it was dropped from the list as of yesterday by DOT so I understand. What that means is that we are still committed to getting this project done — started this Fall, but we are going to have to take a look at some other Federal funding that's available to assist with the match. As you might recall, the County is committed to a 20% match. We've got \$1,080,000 in Federal funds, but there's a \$300,000 gap between the project estimate and the available revenues. So we'll either have to make up that \$300,000 revenue through Federal funding or that the County will probably need to increase its match to 50%, but at least that will get the project started. It has languished for far too long, all of us agree.

Commissioner Shay said, Mr. Chairman. Chairman Liakakis said, yes. Commissioner Shay said, if I might. Pat [Monahan], the — all of the allocation of ARRA stimulus monies for these kinds of improvements that have flowed from the Federal Government down to the State of Georgia have not been reallocated at the local level yet. It's my understanding that there will be potentially yet another opportunity for allocation as a federally funded project, it's just that we kind of missed this wave. Is that right? Mr. Monahan said, we have missed this wave until we get clarified with DOT exactly where the project stands. Commissioner Shay asked, and the sort of thing that we lack has something to do with the right-of-way identification or what is it? Mr. Monahan said, it's a little bit — DOT treats a trail project the same as it treats a road project so it must go through the same analysis including a traffic analysis. Commissioner Shay said, uh huh. Mr. Monahan said, so there are some details that are necessary for the approval that have not

been completed yet, but we have the — the engineering services will be on the street, will be advertised beginning next week so that we will be able to expedite both the final alignment, maybe the recertification of the environmental, all that should be done within the next three months. Commissioner Shay said, I realize that this expression has become somewhat cliché — shovel ready — because when it was first used nobody actually knew how to define that, but we are then in the process of making sure that we will fulfill all of the requirements of Georgia DOT and potentially a funding from the Federal Government as soon as possible so that if and when the next wave comes along, we'll be able to catch it. Is that fair? Mr. Monahan said, yes sir.

Commissioner Shay said, and we're already committed to that as a government, we don't need to resolve on that level to do that unnecessarily today. Well, I just there's clearly momentum behind this now, not that there wasn't before, it's just more a public momentum behind this. What I would like to say is if we could just as a group, without necessarily voting on it, resolve that we are behind this project, we want to see it move forward. If it's possible for us to break ground on it in the Fall, that would be a wonderful consequence and that we would continue to look for opportunities to leverage our local dollars through the State of Georgia and through the Federal Government because this are exactly the kind of connections that federal policy now is biased toward. It's not to say that there's not going to continue to be a lot of money out there for roads and bridges for automobiles, but there's also going to be a lot of money out there for alternatives and that we would remain vigorous in our pursuit of those kind of funding strategies so that we can make sure that this project is completed as soon as possible and paid for as equitably as possibly, and by that I mean as many people in Minnesota and Michigan as possible. Okay?

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I just have a quick question. Certainly I'm committed to this project and what to see it happen and it needs to happen. How big of a gamble do you think this is with that last remaining part of money? I'm just worried about the economy and if we think that we can in fact demonstrate to the Department of Transportation that this is ready to go and necessary. So I'm just — I'm worried about gambling with that last bit of money. Mr. Monahan said, well, as Commissioner Shay said, it is our intent to try to leverage as much of the local money as possible to decrease the amount, the share that the County's contributing. The County has funds available if necessary to make the 50% match rather than just the 20% match we're obligated to right now. It's in our greenway fund from the current — from the past sales tax, so the money's there but I think the County should dip into it only as a last resort because that money could also be used for a number of other projects on the books, but this one as I said has languished quite a bit, so I think it's a high enough priority for this Board to go ahead and get it started this Fall. Commissioner Stone said, okay. Well, you've answered my question, if the funding is there. I agree with you, I don't want to use it that way, but there is a backup and I think it's a terrible thing to start a project and not be able to finish it and finish it accurately. Mr. Monahan said, I think we've finally resolved the issue with the pedestrian bridge and I think that by dropping the bridge from the project, I think that should also aid in getting it moving because to have the bridge would mean there's probably a gap of almost a million dollars. So by eliminating the bridge and taking a look at that in some future time, I think will help get the project started sooner. Commissioner Stone said, right. Thank you.

Chairman Liakakis said, okay. Thank you, Pat [Monahan].

ACTION OF THE BOARD:

- a. Commissioner Stone moved to remove this item from the table for discussion by the Commissioners. Commissioner Shay seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]
- b. The request from Savannah Bicycle Campaign died for lack of action at this time.

Related to AGENDA ITEM: VIII-1
AGENDA DATE: April 24, 2009

DATE: April 20, 2009
TO: R.E. Abolt, County Manager
FROM: Pat Monahan, Asst. County Manager
SUBJECT: Truman Trail, Phase 2-ARRA Funding

Federal dollars via the American Recovery and Reinvestment Act (ARRA) remain the best solution to closing the funding gap for Truman Parkway, Phase 2, and starting the project (4.8 mile of new trail plus 1.5 mile trail expansion) in early fall 2009. The Board should endorse the Truman Trail project as presented in the Master Plan and without the pedestrian bridge across DeRenne Avenue. Given the time constraints and to complete the project approved by Categorical Exclusion (CE), the pedestrian bridge will need to be sacrificed for two reasons. First, the pedestrian bridge would require more project funding—least \$500,000 (up from the earlier estimate of \$300,000)—for a project already saddled by insufficient funding. Second, adding a pedestrian bridge would require amending the CE Document, which likely would add at least three to four months to the schedule. The idea

of the pedestrian bridge arose during public meetings (not hearings) after approval of the CE document. To avoid delay and risk not meeting the March 2010 deadline, the project plan should maintain the at-grade crossing at DeRenne Avenue. Pending funding availability later, the County could then return to construct the pedestrian bridge as a separate local project (or perhaps as part of the East-West Corridor plan).

Eliminating the pedestrian bridge simplifies matters and keeps the project the same as approved by federal and state agencies. The federal funding totals \$1,080,000 and with a 20% County-funded commitment to match, project revenue totals \$1,296,000. The 2004 project expense totaled about \$1,600,000. I have amended the MPO/CORE request to \$300,000 and hope to receive competitive bids to assume the inflationary cost from the date of the 2004 estimate. Meanwhile, the RFP for engineering services required for this project should be released this week. It will take about 30 days to get a firm under contract, 30 days for the survey work and 30 days to record plats for the easements. This is the long-lead item before the project could be bid. Construction could begin in early fall 2009.

Funding issues have continued to delay the start of the Truman Trail, Phase 2 project. The course outlined above presents the best opportunity to move the project forward and start construction this year.

~~AGENDA ITEM: VII-1~~
~~AGENDA DATE: April 9, 2009~~

AGENDA ITEM: VIII-1
AGENDA DATE: April 24, 2009

DATE: April 3, 2009
TO: R.E. Abolt, County Manager
FROM: Pat Monahan, Asst. County Manager
SUBJECT: Prioritizing Truman Trail Phase II

While I appreciate Dr. Drew Wade's initiative in presenting a resolution that the Board submit the Truman Trail project as a priority for federal economic stimulus funding (ARRA), and despite my sharing with him the project's many values, allow me to note the following:

1. I have previously submitted Truman Trail Phase II to the CORE MPO for consideration in seeking federal stimulus money (ARRA) in a sufficient amount to complete needed funding for the project (see Attachment). As you know, the federal government has provided \$1,008,000 in funding, and Chatham County has committed \$200,000 (Open Space, Green Space and Greenways) for the project, but the current available funding remains insufficient to completed the \$2,000,000 project. The project , which would connect Lake Mayer and Daffin Park, stands "shovel ready," including a Categorical Exclusion through the NEPA process.
2. The CORE MPO reviewed and adopted projects, including Truman Trail II, totaling more than \$306 million for FY 2009 funding. Based on community priorities, the CORE MPO did not submit Truman Trail Phase II to GDOT for stimulus funding. I assume that the CORE MPO believes other community projects rated of higher priority. GDOT funded only \$7 million for projects in Chatham County.
3. The drawback in sending a resolution for Truman Trail Phase II would be identifying one project among all others from the CORE MPO list and submitting it to GDOT. This would by-pass the CORE MPO process, which evaluates and rates projects based on community priorities and available funding.
4. My concern does not discount other efforts to obtain funding for Truman Trail Phase II. The Chairman sent a letter to the members of the Congressional Delegation which represents Chatham County and identified Truman Trail II as a noteworthy project which met federal standards for shovel ready. He wrote the letter in hopes of a federal appropriation to complete the project.
5. The best option remains seeking funding through funding via the Transportation Enhancement Act (TEA). The County will submit an application in the next cycle.

6. Meanwhile, I have discussed with GDOT the possibility of breaking Truman Trail II into sub-phases so that work could start within available funds. This would enable an extension of the trail's current terminus at Police Memorial Trail or the start of work at Lake Mayer (new path from recycled rubber). It is being considered.

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2. * REQUEST BOARD AUTHORIZE AN AGREEMENT WITH THE CITY OF SAVANNAH TO INITIATE PLANNING AND PRELIMINARY ENGINEERING SERVICES ON THE I-16 FLYOVER PROJECT. Tabled at meeting of April 9, 2009.

Chairman Liakakis said, the second tabled item is request Board authorize an agreement with the City of Savannah to initiate planning and preliminary engineering services on the I-16 Flyover Project.

County Attorney Hart said, remove the item from the table please. Chairman Liakakis said, yeah, I was just repeating that — what it is. So we need a motion on the floor to take it off the table.

Commissioner Shay said, Mr. Chairman, I move that we remove this from the table and consider it. Commissioner Farrell said, second. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

Commissioner Shay said, Mr. Chairman, I move that we authorize the item —. Commissioner Thomas said, second. Commissioner Shay said, — so I would make a motion that we approve the item. Commissioner Thomas said, second. Chairman Liakakis said, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Commissioner Shay said, thank you, sir. Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

- a. Commissioner Shay moved to untable this item and place it before the Commissioners for consideration. Commissioner Farrell seconded the motion and it carried unanimously. [Commissioner Odell was not present.]
- b. Commissioner Shay moved to authorize an agreement with the City of Savannah to initiate planning and preliminary engineering services on the I-16 Flyover Project. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: ~~X-7~~

AGENDA DATE: ~~April 9, 2009~~

AGENDA ITEM: VIII-2

AGENDA DATE: April 24, 2009

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Patrick Monahan, Asst. County Manager

ISSUE:

To authorize an agreement with the City of Savannah to initiate planning and preliminary engineering services on the I-16 Flyover project.

BACKGROUND:

The 2008-2014 SPLOST includes \$1 million for a CUTS (Chatham Urban Transportation Study) project to remove the I-16 Flyover across Martin Luther King, Jr. Drive. Based on the sales tax revenue cash flow schedule and legal requirements that the first \$109 million must be dedicated to the Detention Center, the project could not begin until 2011. Because of community interest in revitalizing the Martin Luther King Drive, Jr., area, the City of Savannah agrees to upfront \$250,000 to the MPC to accelerate the project's start this year as long as the city would be reimbursed when SPLOST distributions begin in 2010.

FACTS & FINDINGS:

1. The SPLOST 2008-2014 includes \$30 million for CUTS projects. Among the designated projects, the CUTS category includes \$1 million for the I-16 Flyover project. The project would remove the I-16 overpass over Martin Luther King, Jr., Drive, which would eliminate the exit on Montgomery Street. Traffic would be redistributed along other roadways north of I-16, which would assist in revitalizing the area and promote redevelopment of Martin Luther King, Jr., Drive and the area between Martin Luther King Jr., Drive and Boundary Street.

2. The SPLOST resolution and intergovernmental agreement require that the Detention Center expansion must be fully funded before sales tax distributions begin on any other projects. Based on the cash flow analysis, SPLOST distributions for city and county projects other than the Detention Center will begin in July 2010; however, as sales tax revenues decline, this target will likely slide.
3. The City of Savannah has offered to up-front \$250,000 to the MPC for the planning and preliminary engineering analysis for the project. The City would be repaid \$250,000 when SPLOST distributions begin after SPLOST collections reach \$109 million for the Detention Center expansion. The City expects this will be July 2010, but with the decline in sales tax collections, it may be later in the year.
4. The County will include in the agreement that the project planning, design, and right of way acquisition must comply with the Planned Development Process in order to receive federal/state transportation funding.

FUNDING:

The City of Savannah would up-front \$250,000 to the MPC for the I-16 flyover project. The County would be obligated to reimburse the City of Savannah \$250,000 sometime in late 2010 or early 2011 from SPLOST 2008-2014, which includes \$1 million for this project.

ALTERNATIVES:

1. That the Board approve an agreement to reimburse the City of Savannah \$250,000 in January 2011 for the City's up-fronting funds to the MPC for preliminary planning and engineering expense for the I-16 Flyover project as designated in the 2008-2014 SPLOST.
2. That the Board take no action and defer start of the I-16 Flyover project until 2010 or later based on actual revenues from SPLOST 2008-2014.

POLICY ANALYSIS:

Nothing in the proposed plan to accelerate the schedule on the I-16 Flyover project would be contrary to Georgia law and specifically Special Purpose Local Option Sales Tax section. The determination remains solely within the Board of Commissioners whether to select a project to accelerate its time schedule based on the City of Savannah's offer.

RECOMMENDATION:

That the Board adopt Alternative 1.

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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 BUDGET TRANSFERS AND AMENDMENTS: (1) GENERAL FUND M&O A) INCREASE REVENUES AND EXPENDITURES \$17,917 FOR REIMBURSEMENTS RECEIVED BY THE SHERIFF'S DEPARTMENT AND DETENTION CENTER, B) INCREASE REVENUES FROM STATE OF GEORGIA PRISONERS \$75,000 AND APPROPRIATE THE FUNDS FOR VEHICLES, C) TRANSFER \$38,415 FROM COMMUNICATIONS TO ADMINISTRATIVE SERVICES FOR OVERTIME AND TEMPORARY EMPLOYEES, (2) INCREASE REVENUES AND EXPENDITURES IN THE CAPITAL IMPROVEMENT PROGRAM FUND \$14,886 FOR REIMBURSEMENTS RECEIVED BY THE SHERIFF'S DEPARTMENT AND DETENTION CENTER, (3) DECREASE REVENUES AND EXPENDITURES \$3,672 IN THE MULTIPLE GRANT FUND FOR A JUDICIAL COUNCIL GRANT, AND (4) AMEND THE SPECIAL SERVICE DISTRICT FUND TO REFLECT TRANSFERS FROM CONTINGENCY.**

Chairman Liakakis said, we need a motion on the floor. Commissioner Stone said, so moved, Mr. Chairman. Commissioner Holmes said, second. Chairman Liakakis said, we have a motion on the floor and a second. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Shay and Odell were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Stone moved to approve the following budget transfers and amendments: (1) General Fund M&O a) increase revenues and expenditures \$17,917 for reimbursements received by the Sheriff's Department and Detention Center, b) increase revenues from State of Georgia Prisoners \$75,000 and appropriate the funds for vehicles, and c) transfer \$38,415 from Communications to Administrative Services for overtime and temporary employees, (2) increase revenues and expenditures in the Capital Improvement Program Fund \$14,886 for reimbursements received by the Sheriff's Department and Detention Center, (3) decrease revenues and expenditures \$3,672 in the Multiple Grant Fund for a Judicial Council Grant and (4) amend the Special Service District Fund to reflect transfers from contingency. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioners Shay and Odell were not present.]

AGENDA ITEM: IX-1**AGENDA DATE: April 24, 2009**

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

ISSUE: To request approval of the following budget transfers and amendments: (1) General Fund M&O a) increase revenues and expenditures \$17,917 for reimbursements received by the Sheriff's Department and Detention Center, b) increase revenues from State of Georgia Prisoners \$75,000 and appropriate the funds for vehicles, c) transfer \$38,415 from Communications to Administrative Services for overtime and temporary employees, (2) increase revenues and expenditures in the Capital Improvement Program Fund \$14,886 for reimbursements received by the Sheriff's Department and Detention Center, (3) decrease revenues and expenditures \$3,672 in the Multiple Grant Fund for a Judicial Council Grant and (4) amend the Special Service District Fund to reflect transfers from contingency.

FACTS AND FINDINGS:

1. The Sheriff's Department and Detention Center have received reimbursement of expenses connected with the presidential inauguration. Resolutions have been prepared to amend the General Fund M&O and CIP fund. The General Fund amendment increases revenues \$17,917 and appropriates \$11,497 to the Sheriff's department and \$6,420 to the Detention Center. The CIP amendment increases revenue \$14,886 and increases the Sheriff's department CIP \$14,886. Resolutions and correspondence are attached.
2. Revenues from the State of Georgia for housing prisoners have exceeded budget. A budget amendment to increase the General Fund revenues \$75,000 will provide fund to purchase three vehicles. These vehicles will be used to provide transport for individuals as a result of the closing of Georgia Regional. Correspondence is attached.
3. Administrative Services requires additional funds to cover current and projected expenditures for overtime and temporary employees. A \$38,415 transfer from the Communications budget to Administrative Services is requested. Correspondence is attached.
4. The State of Georgia has reduced a Judicial Council grant for Juvenile Court by \$3,672. An amendment to the Multiple Grant Fund is attached.
5. The Board of Commissioners has approved contingency transfers in the Special Service District Fund. The attached resolution increases Public Works and decreases Other Expenditures \$14,000 to reflect the transfers.

FUNDING: Funds are available in the General Fund M&O Communications budget for the transfer. The budget amendment will establish funding in the General Fund M&O, the Capital Improvement Program, and Multiple Grant Funds.

ALTERNATIVES:

- (1) That the Board approve the following:

GENERAL FUND M&O

- a) increase revenues and expenditures \$17,917 for reimbursements received by the Sheriff's Department and Detention Center,

- b) increase revenues from State of Georgia Prisoners \$75,000 and appropriate the funds for vehicles,
- c) transfer \$38,415 from Communications to Administrative Services for overtime and temporary employees.

CAPITAL IMPROVEMENT PROGRAM FUND

increase revenues and expenditures \$14,886 for reimbursements received by the Sheriff's Department and Detention Center.

MULTIPLE GRANT FUND

decrease revenues and expenditures and expenditures \$3,672 for a Judicial Council Grant.

SPECIAL SERVICE DISTRICT FUND

increase Public Works and decrease Other Expenditures \$14,000 to reflect contingency transfers.

- (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 approves Alternative 1.

Prepared by: Read DeHaven

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2. INFORMATION ABOUT SCHEDULED EVENTS FOR NATIONAL COUNTY GOVERNMENT WEEK, AND DECLARE MAY 3-9, 2009 AS NATIONAL COUNTY GOVERNMENT WEEK. PRESENTATION TO BE MADE TO COMMISSIONER THOMAS.

The presentation is to be made by Commissioner Thomas, and I'll ask her to do the proclamation to Danielle [Hillery], who heads that up for the County, who's done an excellent job, and as soon as you do the proclamation we'll have Danielle to speak on it.

County Manager Abolt said, ladies and gentlemen, as Dr. Thomas is coming forward, as you know, Dr. Thomas asked that we do this and you all responded with a very vigorous yes vote. It's very special that I ask staff with the quality of Danielle [Hillery] that you'll hear more about her work and the work of so many, but I do want to let you know for sure, if you haven't had the chance to read it, yesterday in the NACo county newspaper, which goes all over the country, every county in the United States of America received this newspaper and prominently displayed are two paragraphs on Chatham County quoting Dr. Thomas, and for that you are to be recognized and commended. Commissioner Shay said, hear, hear.

Chairman Liakakis said, she deserves that because she's involved in quite a number of things in our community and takes the lead on that, not only locally, but on a statewide and a national basis. Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, thank you, Mr. Chairman, and members of the Commission, ladies and gentlemen. It is my esteemed pleasure to present this proclamation to one who has so willingly agreed to participate in this event and to serve as coordinator of the National County Government Week. As you know, green is universal and Chatham County's initiative is underway. Thanks to Danielle [Hillery], who has served very well in this leadership position, and any time you undertake a project or a program, you need other people to assist you. You cannot do it alone. So that's why it is so important to have someone like Danielle, who will just follow through on whatever she needs to do. I'm one of those persons that if I ask you to do something, I'm looking forward to you to really do it well. So, Danielle, on behalf of the Chatham County Commissioners, we would like to present this proclamation in recognition of National County Government Week:



The County of Chatham
Georgia
Proclamation

WHEREAS, the nation's 3,068 counties provide a variety of essential public services to communities serving 300 million Americans, and Chatham County and all counties take seriously their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and

WHEREAS, many county government initiatives and programs involve the protection of valuable and vulnerable environmental resources in communities; and

WHEREAS, Chatham County is blessed with an abundance of natural resources, including the Atlantic Ocean, the barrier islands, the tidal marshes, the high bluff of historic Savannah, the forests of pines and live oaks, the Florida Aquifer, and a rich and complex natural ecosystem; and

WHEREAS, the National Association of Counties, the only national organization that represents county governments in the United States, created National County Government week in 1991 to raise public awareness and understanding about the roles and responsibilities of the nation's counties to meet the needs of the community; and

WHEREAS, the Chatham County Board of Commissioners desires to show its leadership in helping to create "The Greenest County in Georgia" because we all must now learn to be as energy and resource conservative as possible in order for future generations to survive and prosper.

NOW, THEREFORE, I, Pete Liakakis, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim May 3-9, 2009 as:

NATIONAL COUNTY GOVERNMENT WEEK
"GREENING OUR FUTURE"

and encourage all Chatham County officials, employees, schools and residents to participate in county government week activities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 24th day of April 2009.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Commissioner Thomas said, I'd like to present this to you, Danielle [Hillery], and we want to say to you: keep up the good work. We know that you are assisted by Ms. Sandra Smalls, who is also doing equally a good job, but I'm looking for bigger and better things from you as we proceed with the activities in the days to come, so go, Danielle.

Ms. Hillery said, thank you very much.

County Manager Abolt said, Danielle, excuse me. Ladies and gentlemen, if you look at your monitor and you'll see Danielle's name referring to the fact that she's doing a good job. This has become a job that's gotten totally out of hand, but many weeks ago Danielle was put in the situation where some of us thought, but it wasn't true, that she wasn't getting enough praise for the work that she did. So this monster grew and grew and grew and everybody in the

office and others that would come around would always look at Danielle and say you're doing a good job. Now in this particular case there's no question she is, but not to embarrass Danielle but also there are many, many other employees doing an outstanding job, but in this particular case I chose to get back at Danielle, who put me on the spot a week ago at a meeting in front of my department heads.

Ms. Danielle Hillery said, well, thank you. I appreciate that. I'd like to say good morning, Mr. Chairman, members of the Board, and Mr. County Manager, I want to say thank you for allowing me to assist with planning the events for National County Government Week. On your February 27th Board meeting as a Board you agreed to participate in this event, which will be held May 3rd through the 9th and based on your directions plans are being finalized to observe this week long celebration. For the audience who may not know, National County Government, of course, was first created in 1991 by the National Association of Counties, which is to raise awareness and understanding about the rules and responsibilities of Chatham County and to help the residents to better understand how we serve the community and how we're using our resources wisely, which is fitting for this year because of this year's theme, which is "Greening our Future" and there are several events that are planned that we hope that we get the citizens, you know, will be able to come out and participate.

We will start off on May 3rd at 2:30 at the public library on Bull Street. At 2:30 there will be a presentation by the Chatham Environmental Forum and plans are being finalized for that. There will be displayed some material on how citizens can help Chatham County to be the greenest county in Georgia. There will also be a puppet show, which will be entitled "Garbage Goo, Recycling and You," and hopefully, you know, children will be able to enjoy that and see the importance of recycling and continue to encourage their parents to recycle. Then on May 8th, which is Friday, we will have an open house here at the courthouse at nine o'clock and at 9:30 the Chairman will be giving his State of the County Address, which we invite citizens to come in and witness that if they'd like to. We will have refreshments on that day, but at 11:30 we'll also have a presentation or a small program with entertainment and some drawings. At 12:00 Noon we'll be serving hot dogs and soft drinks to citizens who will come out to participate. We also have scheduled tours of the County — or the courthouse and the departments within this building will be displaying the services that they provide to the citizens. We will also have workshops scheduled throughout the building, one of which is by the Department — well, Georgia Power, who will be distributing some — a compact florescent lighting — light bulbs, and they will also do a presentation workshop on that. There will again be many give aways, thanks to the donations by many of the businesses locally, and we want to thank them. We'll also announce the winners of the poster and essay contest that we have going on in the schools. So, as you can see, so far we have quite a bit of activities going on for this week.

And then we move on to Saturday, May 9th. At 11:00 o'clock the County will have a County Fair Day at the Oglethorpe Mall and, again, departments will be out to display information about their functions and their departments. We'll also have a document shredding event that will be hosted by the Public Works and Parks Services Department along with ShredEx. So we encourage citizens to come out and participate in that by bringing their sensitive documents to be professionally shredded. We'll also have craft workshops for the children and display vehicles for display. We're also making arrangements to have members of our Management Development Class to go into the schools to also talk about the services that we provide and try to highlight some of the environmentally friendly things that Chatham County is doing right now, and as mentioned before, we will have the posters and essay contests in the schools and those posters will be reviewed by our Youth Commissioners. They have — they're willing to take a part of that, and the essays will be reviewed by the members of the Management Development Class. So we're utilizing our — members of — our employees to participate in all of these events and all of these events are scheduled in an effort to reach all of the — as many citizens as possible. Fliers have been sent out to neighborhood and homeowner associations so that we can encourage them to come out and participate as well. And with everything that's been scheduled, all the employees have put in a lot of work in planning the event, so we just hope that you as a Board will be pleased as what will be produced during that week.

I think that concludes my presentation for now, but I would also like to turn it over to Ms. Ericka Sharpe, who's a Youth Commissioner who would like to say a few words.

Youth Commissioner Sharpe said, on behalf of the Chatham County Youth Commission we definitely support your Government Week. We would like to help raise the awareness [inaudible] and understand the roles of the Chatham County Government and help others. In fact, like she said, we are participating in judging the posters, we're doing the open house and the Chatham County Fair Day. We're looking forward to it.

Chairman Liakakis said, thank you very much. Thank you, Danielle [Hillery], for your hard work and for all the employees that are participating in this because, you know, many of the citizens think we only provide a couple of services, but the County is required by law in addition to other services that we have to provide a huge amount of services to the citizens of the County, and what I'd like to do right now is ask our County Manager Russ Abolt, what part are you taking in the puppet show, Russ? County Manager Abolt said, I'm the stooge in the background, sir. They throw things at me. Chairman Liakakis said, okay, thank you. Chairman Liakakis recognized Ms. Hillery.

Ms. Hillery said, I just wanted to add one last thing. As you can see, all of the events that we have scheduled and I just wanted to emphasize, you know, the help that we've gotten so far from all of the employees and particularly one or two have definitely been working right by my side. When I pick up the phone and ask for anything, they're willing and able, but Sandra Smalls she's number one, and there's also David Nash, who's over the environmental coordinator with Public Works and Parks Services, John Tuggle over at the Library, who has been phenomenal in organizing the events that are going to be held at the Library, and there are several others. Van Johnson, you know, who's been, you

know, utilizing the Administrative Management Classes as well as the Youth Commissioners to get them involved as well. So I just want to thank the youth.

Chairman Liakakis said, okay. Thank you very much. Yes?

Commissioner Kicklighter said, I just want to say, Danielle [Hillery], you really are doing a good job. I mean, honestly. A smiling face, you answer the phone and you're just the best on the phone, and I do appreciate it, and I want to tell Pete Nichols, who's working the television and all, he could really get some Brownie points if he would put that under the Chairman when he's speaking: Doing a great job. That would really good.

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

ACTION OF THE BOARD:

Commissioner Thomas presented a proclamation proclaiming May 3-9, 2009 as National County Government Week with the theme of "Greening Our Future," and encouraging all Chatham County officials, employees, schools and residents to participate in county government week activities, and Danielle Hillery pointed out the events that would take place during the week.

AGENDA ITEM: IX-2

AGENDA DATE: April 24, 2009

To: Board of Commissioners
Thru: R. E. Abolt, County Manager
From: Danielle Hillery, Administrative Assistant

Issue:

To provide information to the Board about the scheduled events for National County Government Week.

Background:

Counties play an important role in protecting and enhancing the health, welfare and safety of its residents in sensible and cost-effective ways. Included in this great responsibility is protecting the environment and wise use of our natural resources. The theme for this year's National County Government Week (NCGW) is "Greening Our Future," and will be observed May 3-9, 2009.

First celebrated in 1991, NCGW was created by the National Association of Counties to raise public awareness and understanding about the roles and responsibilities of the nation's 3,068 counties. The community outreach events held during this week will help residents better understand how Chatham County serves the community.

Facts and Findings:

1. On February 27, 2009, the Board of Commissioners appointed Commissioner Priscilla Thomas as the County's representative and agreed to participate in NCGW.
2. On March 5th, a meeting was set with Commissioner Thomas to discuss various events to schedule.
3. The currently scheduled events are:
 - a. May 3rd at 2:30 p.m. - Kickoff at the Bull Street Library to include a presentation by the Chatham Environmental Forum, performance by the Puppet People on recycling, and showing of the movie Over the Hedge. Refreshments will be served.
 - b. May 8th at 9:00 a.m. - Open House at the Bull Street Courthouse to include Chairman's State of the County Address, a presentation by the Chatham Environmental Forum, scheduled tours, environmentally-friendly "how to" workshops, departmental exhibits, hotdog giveaway, live entertainment and other giveaways. During this time, the winners of the essay and poster contests will be announced.
 - c. May 9th at 11:00 a.m. - County Fair Day at the Oglethorpe Mall to include various departmental exhibits, display vehicles, a performance by the Puppet People on the subject of recycling, and craft workshops for the kids.
 - d. May 9th at 7:00 p.m. - Chatham County Night at the Savannah Sand Gnats Baseball Game. Sixty baseball tickets will be purchased to be distributed to County employees on a first-come, first-serve basis.
 - e. Presentations by past/present members of the Management Development Class in the public schools. These employees will go into the public schools to discuss the services of their department and what they are doing to protect the County's resources.

- f. An essay contest will be held in the public high schools. Essays will be judged by members of the Management Development Class, and prize winners will be announced at the Open House.
 - g. A poster contest will be held for the 3rd graders at Bartow Elementary. Posters will be judged by the Chatham County Youth Commission, and prize winners will be announced at the Open House.
4. On April 2, 2009, the National Association of Counties was notified of the scheduled events.

Policy Analysis:

The County Commission's goal is to provide all citizens the best place to live, work and play by establishing and maintaining effective management of the County's resources; protecting the public safety of everyone; and providing recreational services and facilities community-wide. The events scheduled for National County Government Week will allow Chatham County to show citizens how we are achieving that goal.

Recommendation:

For information only.

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3. REQUEST BOARD APPROVE A LEASE WITH TOOLBANK USA, A NONPROFIT PROGRAM WHICH LOANS TOOLS FOR VOLUNTEER PROJECTS, COMMUNITY IMPROVEMENT AND SPECIAL EVENTS.

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, ladies and gentlemen, this is a very unique opportunity and it manifests Chatham County's commitment to help nonprofit agencies plus citizens in need. Back in the Fall of this past year, our staff was approached by representatives of United Way and also an organization called ToolBank to see if we were interested in providing something which I best describe as kind of being a tool shed. It started elsewhere in the United States in the Atlanta area and what it meant is that if nonprofit organizations had a project any time of the week and the one problem that plagued them was the absence of sufficient tools to give to the volunteers, it would be very convenient for those volunteers and particularly the volunteer organizers to be able to go to a place and get the equipment and then return and not have to worry about bringing things from their own house, their own home and that. So it came on as a very simple idea which has really gained momentum. It's now become ToolBank USA. It's in partnership with Home Depot and with Stanley Tools, and what they're doing now and the commitment from United Way says they want to come to Chatham County. To show good faith, realizing United Way has to be the sole sponsor of this with support and contributions from the private sector, we are now giving the County a chance to make a commitment on a year to year basis that we would provide space for the tools, and with the leadership of Mr. Monahan, and when he comes up here unfortunately it will not be you're doing a good job under his name, but we all know he is, he's put together what amounts to a special arrangement in our new Records Center out at the old Kroger site in Garden City. Very high ground where there is enough space set aside where these tools can be deposited and it will be easy access and staffed by a representative of ToolBank USA and the United Way, so if it's Habitat for Humanity or any organization has a project, and that project needs tools, they can go there and check them in and then they bring them back. The tools are adequately marked — in fact, they have a special vivid color, I believe it's a blue color paint — but the idea is we're providing literally, figuratively also, tools in the hands of those people that want to do good. That's an outstanding benefit. Because of Mr. Monahan's leadership and also because of the insistence of great people like Commissioner Pat Shay, Pat Monahan saw the opportunity at this site because there was a large green open space when the Kroger Store was there, they're now going to turn that into some form of a community garden. It's another way of just, you know, seeing a simple task and making it so much more from the standpoint of opportunity. This is an opportunity for the County to show it is committed to volunteerism, it's in partnership with United Way and then it also has a side benefit, which ToolBank Atlanta at ToolBank Georgia had during their tornados of a year ago. The side benefit is, and I've already talked to Clayton Scott, when we have a — and I'm not talking about a hurricane which obviously would be devastating and area wide, but when it's an isolated storm like a tornado to hit, let's say in Commissioner Stone's district, last Spring, this would be the occasion managed by CEMA for those citizens ravaged by that storm to have access to tools to help them rebuild their home — at least to weather-proof it — until other help is on the way. This is a neat idea. It's a continuation of your commitment to such great programs as Step-Up, your commitment to volunteerism, people like Shirley Sessions who you've served as a pass-through for State money to promote volunteerism, this truly is an opportunity, this truly is an opportunity for again Chatham County to show how committed you are to the citizens in this area.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell asked, when a citizen or a group comes to borrow the tools, is there going to be a fee for that or is that just —? County Manager Abolt said, I apologize. I am not involved in the administration of that. That will be run by United Way. I remember in the briefing there is no charge. If a tool is lost or damaged, then there's a replacement fee. I am not the expert, so I would hope the media would not quote me directly. It is a great opportunity.

Literally, it puts these tools in the hands of people that are going to do good. Commissioner Farrell said, I make a motion that we accept this proposal. Commissioner Stone said, second.

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

ACTION OF THE BOARD:

Commissioner Farrell moved to approve a lease with ToolBank USA, a nonprofit program which loans tools for volunteer projects, community improvement and special events. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.]

AGENDA ITEM: IX-3
AGENDA DATE: April 24, 2009

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Patrick Monahan, Asst. County Manager

ISSUE:

To approve a lease with ToolBank USA, a nonprofit program which loans tools for volunteer projects, community improvement and special events.

BACKGROUND:

Project Step-up and the United Way initiated discussions about interest in creating a ToolBank program, part of a national movement created by ToolBank USA to increase the capacity of communities to serve their citizens. Under the program, a charitable organization can borrow tools for volunteer projects, facility maintenance and improvement, community projects and special events. Some examples might include:

- Savannah Tree Foundation borrowing shovels, rakes and hoses for its tree planting program, which often includes county parks and sites.
- Neighborhood groups participating in weekend clean up and beautification projects.
- Community associations working on painting and maintaining county-owned community buildings.

ToolBank staff and volunteers maintain the tools, which are donated by home building suppliers, and ensure they are returned. For example, the Atlanta ToolBank provides more than 140 tool types and last year loaned tools for 750 projects completed by 50,000 Atlanta volunteers.

FACTS & FINDINGS:

1. As an in-kind contribution to ToolBank (see attached letter), the County provides space at the new Records Center complex on Augusta Road in Garden City. While Units A and B will be reserved for records and archives storage, the County has no plans for Unit C where the Tool Bank would be located.
2. Unit C totals approximately 4,000 square feet of space. The lease includes associated parking, and Unit C can be altered to accommodate the Tool Bank, including changes in access, new storefront, sign for advertising (compliant with Garden City regulations) and new delivery ramps. The County's commitment would include the cost of utilities.
3. The lease provides that in exchange for the County's providing the space for ToolBank, the County can access it as needed for projects and especially for storm recovery. This legal consideration will be necessary since the County cannot provide in-kind contributions to a non-profit (violates Georgia Constitution's prohibition of any "gratuity").
4. The term of the lease coincides with completion of the building's retrofit to withstand a Category 5 hurricane for the Records Center and companion buildings. The ability of a storm-protected building becomes especially appealing not only for the Records Center but also the Tool Bank whose ability to provide tools for governments and non-profit agencies after a devastating storm makes it a complement for storm readiness programs.
5. Under the term of the lease, either party may terminate with 90 days' notice without penalty.

FUNDING:

The fair market value of the space totals about \$48,000; however, allowing the ToolBank to use the space will not require any out-of-pocket expense for Chatham County.

ALTERNATIVES:

1. That the Board approve the lease with ToolBank for Unit C at the Records Center complex (formerly Kroger Center) on Augusta Road in Garden City.
2. That the Board not take any action.

POLICY ANALYSIS:

Georgia law and the Enabling Act authorize county governments to lease property to non-profit agencies under the condition that the County recover substantial public benefit. In the instance of the ToolBank program, the availability of tools to loan for community projects should stand the test. Furthermore, the ability of a storm-protected building becomes especially appealing not only for the Records Center but also the Tool Bank whose ability to provide tools for governments and non-profit agencies after a devastating storm makes it a complement for storm readiness programs.

RECOMMENDATION:

That the Board adopt Alternative 1.

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4. REQUEST BOARD APPROVE THE APPOINTMENT OF DANA BRAUN AND JEFF LASKY AS PRO TEM RECORDER'S COURT JUDGES, AS REQUESTED BY RECORDER'S COURT.

Chairman Liakakis said, we need a motion on the floor.

Commissioner Stone said, so moved, Mr. Chairman. Commissioner Holmes said, second it.

Chairman Liakakis said, we have a motion on the floor and a second. Let's go on the board . [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Stone moved to approve the appointment of Dana Braun and Jeff Lasky as Pro Tem Recorder's Court Judges, as requested by the Recorder's Court. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: IX-4
AGENDA DATE: April 24, 2009

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: R. Jonathan Hart, County Attorney
ISSUE: Request Appointment of Pro Tem Judges for Recorder's Court

ISSUE:

The Recorder's Court is in need of judges Pro Tem to serve in the absence of one of the judges in Recorder's Court to avoid the necessity of a rescheduling and delay, causing inconvenience to the citizens.

BACKGROUND:

1. The Recorder's Court of Chatham County handles in excess of 38,700 traffic cases and 11,600 criminal cases per year. The Recorder's Court of Chatham County has three judges and operates 9 dockets per day. On occasion, one of the judges may not be present. Therefore, there is a need for a judge Pro Tem to preside over the judge's calendar in order to avoid rescheduling 75 - 100 cases and inconveniencing citizens and police officers in delaying disposition of the case.

2. Chief Judge Dillon has indicated that the current number of Pro Tem's has dwindled.

3. The Chief Judge would request that two well respected attorneys, Dana Braun and Jeff Lasky, be appointed Pro Tem to Recorder's Court in order to assist in serving and to avoid delay in disposition of cases.

FACTS AND FINDINGS:

There is a shortage of Pro Tem judges in Recorder's Court. In order to avoid delay in the handling of cases, there is a need for appointment of two additional Pro Tems. The attorneys Dana Braun and Jeff Lasky are well qualified and have been requested by the Court for assistance.

FUNDING:

Recorder's Court Budget.

ALTERNATIVES:

1. Approve appointment of Dana Braun and Jeff Lasky as Pro Tem Recorder's Court Judges.
2. Do not approve appointment of Dana Braun and Jeff Lasky as Pro Tem Recorder's Court judges.

RECOMMENDATION:

Alternative No. 1.

RJH/dc

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5. BOARD CONSIDERATION OF OPTIONS FOR MANAGEMENT OF CHATHAM COUNTY EMPLOYEE/RETIREE HEALTH PLAN.

Commissioner Kicklighter said, motion to table. Commissioner Stone said, second. Commissioner Thomas said, second.

Chairman Liakakis said, we have a motion on the floor and a second to table this item. Let's go on the board. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to table request for Board consideration of options for management of Chatham County employee/retiree health plan. Commissioners Stone and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: IX-5
AGENDA DATE: April 24, 2009

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

Issue:

To present the Board with options for management of Chatham County Employee/Retiree Health Plan.

Background:

Chatham County Employee/Retiree Health Plan has been administered by Blue Cross/Blue Shield of Georgia (BCBSGA) since July 2002. The current contract with BCBSGA is scheduled to end on June 30, 2009. There has been some discussion as to what direction the County may wish to take in terms of providing healthcare for County employees and

retirees in FY 2010. Given the current economy and projected digest growth, funding healthcare will be challenging. It is imperative that County staff ensure we are getting the most for our limited resources.

Facts and Findings:

1. Chatham County's current contract with BCBSGA is scheduled to end on June 30, 2009. The Board. The Board has several options they may wish to explore to provide management of the County's health benefits. The Board could renew for an additional year with BCBSGA; or it could contract with another firm for management of the County's health benefits.
2. BCBSGA and ACCG representatives have presented staff with health plan budget estimates for active employees and retirees. Based on their estimate, the County would need to budget \$20,018,284 for health benefits for FY 2010. This represents a \$750,000 increase over FY 2009. The preliminary projections attribute much of the increase to the retiree population. County staff has been working with our pension actuary to address the County's OPEB liability which funds healthcare for our Medicare eligible retiree population (65 and over).
3. There has been a consensus among the members of the Board to re-evaluate the current health benefit program to ensure that we are providing the best benefits possible at the most economical cost. In 2004 the County contracted with Buck Consulting to assist County staff with reviewing Chatham County Health Plan and making recommendations to the Board. Staff is recommending that the Board contract with a firm to provide health plan consulting services.
4. Staff has looked at several options to obtain a healthcare consultant to provide these services. The County could contract with Buck Consulting to provide these services. The County previously contracted with Buck Consulting at a cost of \$154,500. Staff has discussed with them the options of renewing that contract. They have indicated the current cost would range from \$200,000 to \$250,000 depending on the final scope of services.
5. Staff has had discussions with Wachovia Consulting, who has provided these services for the City of Savannah over the last five years. The City of Savannah issued an RFP last year to solicit a new contract for healthcare consulting services, and based on those responses, they renewed with Wachovia to provide consulting services. In my discussions with the City staff, they have been quite pleased with the work Wachovia has provided. The City Council approved a contract with Wachovia in the amount of \$250,000. Due to the size of our group, they are proposing to enter into a contract with Chatham County for approximately \$192,000.
6. The Board has several options to contract with a healthcare consultant. The Board could renew the contract with Buck Consulting, the Board could piggyback off the City's contract with Wachovia Consulting, or the Board could instruct staff to issue a new RFP for healthcare consulting.
7. The consultant will be asked to research the local healthcare market and help us design a plan to incorporate the wellness initiative currently being implemented by County staff. The services will include benefit re-structuring; provider renewals; pharmacy plan review and administration; and employee communication. If the Board decides to contract with Buck Consulting or Wachovia, staff will present a detailed scope and budget at the next Board meeting.

Funding:

Funding for a health plan consultant will come from the health benefits fund.

Alternatives:

1. Authorize staff to negotiate a contract with Wachovia Consulting.
2. Authorize staff to negotiate a contract with Buck Consulting.
3. Direct staff to issue an RFP for health plan consulting.
4. Provide staff with other direction.

Policy Analysis:

The Board of Commissioners, as a policy, strives to maintain the best possible healthcare program for its employees and retirees at the most economical cost. Negotiating healthcare coverage with various market providers ensures that the County has a way to assess the adequacy and costs of current and future healthcare coverage. The Board has the right to retain or select benefits that the Board determines are in the best interest of the County or in the best interest of its employees and retirees.

Recommendation:

For Board consideration.

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X. ACTION CALENDAR

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

Chairman Liakakis said, under Action Calendar we have Items 1 through 7 and under Item 7 we have Items A through O, and Commissioner Kicklighter has asked us to pull for now Item 7-F.

Commissioner Shay said, I would also like to pull for some discussion Item N.

Chairman Liakakis said, Item N.

County Manager Abolt said, also, Mr. Chairman, I believe Mr. Monahan has had telephonic communication with Mr. Drewry, I hope at least, who's out of town. He is able to answer Commissioner Stone's question about the timing of the painting of that metal structure out at the pump station. Chairman Liakakis asked, what item is that? County Manager Abolt said, Item I — J, I'm sorry, J. J, I'm sorry. Chairman Liakakis asked, excuse me? County Manager Abolt said, J.

Commissioner Kicklighter said, I make a motion to approve the balance of the Action Calendar with the exception of 7-F, 7-N and 7-J. Commissioner Thomas said, second, Mr. Chairman.

Chairman Liakakis said, we have a second on that. Let's go on the board . The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

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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 OF THE REGULAR MEETING OF APRIL 9, 2009, AS MAILED.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the minutes of the regular meeting of April 9, 2009, as mailed. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD APRIL 2, 2009 THROUGH APRIL 15, 2009.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to authorize the Finance Director to pay the claims against Chatham County for the period April 2, 2009, through April 15, 2009, in the amount of \$12,585,572. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

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3. REQUEST BOARD APPROVE EARLY REPAYMENT OF A CAPITAL LEASE OBLIGATION, RADIO SYSTEM UPGRADE FINANCED BY G. E. CAPITAL PUBLIC FINANCE.

ACTION OF THE BOARD:

Commissioner Kicklighter moved that the Board authorize early repayment by fiscal year end of the 2004 Radio Lease financed by G. E. Capital Public Finance in the amount of \$809,045 funded through a transfer to the General Fund from the CIP Fund. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-3
AGENDA DATE: April 24, 2008

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Linda B. Cramer, Finance Director
ISSUE: To approve early repayment of a capital lease obligation.

BACKGROUND: In 2004 the Board approved financing of \$2,050,000 for a radio system upgrade. A capital lease was executed with G.E. Capital Public Finance for the system.

FACTS AND FINDINGS:

- 1) In 2004 the Board approved financing the purchase of a public safety radio system in the amount of \$2,050,000. At that time the system was upgraded from a 2.03 version to a 4.1 version in order to continue Motorola's support for the County's radio system.
- 2) The system was financed through a capital lease agreement with G.E. Capital Public Finance at 4.05% interest. Total debt service on the lease equals \$2,494,896. Annual debt service is \$292,985 in the General Fund and \$62,120 in the SSD Fund. The lease will be paid out in November 2011.
- 3) It would be advantageous for the County to consider early re-payment of the lease. On a cash basis, the County would save over \$82,000 in interest payments. As an interest rate comparison, the Georgia Fund 1 is currently paying .7% annually whereas the interest expense under the lease is at 4.05%.
- 4) Funds could be transferred from the CIP Fund back to the General Fund for the lease repayment. The transfer required for early repayment is \$809,045.

FUNDING: Funds are available in the CIP Contingency account for the transfer to the General Fund.

POLICY ANALYSIS: Early repayment of the lease will provide savings to the County and will remove future debt service obligations for the lease payment.

ALTERNATIVES:

- 1) That the Board authorize early repayment by fiscal year end of the 2004 Radio Lease financed by G.E. Capital Public Finance in the amount of \$809,045, funded through a transfer to the General Fund from the CIP Fund.
- 2) That the Board provide staff with other direction.

RECOMMENDATION: Alternative # 1.

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4. REQUEST BOARD APPROVAL FOR CNT TO USE CONFISCATED FUNDS TO CLEAR THE LIEN AND OBTAIN THE TITLE ON A VEHICLE.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request for the Counter Narcotics Team (CNT) to use \$4,426.08 in Confiscated Funds to clear the lien and obtain the title on a 2004 Nissan Frontier, VIN 1N6ED29X94C457378. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-4
AGENDA DATE: April 24, 2008

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Roy Harris, Commander
Counter Narcotics Team
DATE: April 16, 2009

ISSUE:

To request appropriation of Confiscated Funds for the CNT.

BACKGROUND:

Confiscated Funds have been awarded to CNT for appropriate drug law enforcement use and are hereby identified.

FACTS AND FINDINGS:

The Counter Narcotics Team was awarded a 2004 Nissan Frontier. To clear the lien of the vehicle and to obtain the title would be \$4,426.08.

ALTERNATIVES:

1. Approve the request and authorize the appropriation of \$4,426.08.
2. Deny or modify the request.

FUNDING:

Funds are available.

POLICY ANALYSIS:

The Board of Commissioners established a policy for the use of Confiscated Funds at their meeting October 4, 1986. The requested use is consistent with the policy.

RECOMMENDATION:

That the Board adopt Alternative #1.

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**5. REQUEST BOARD APPROVE ACCEPTANCE OF A DONATED 21.02-ACRE PARCEL FROM INTERNATIONAL PAPER REALTY NEAR JIMMY DELOACH PARKWAY.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the acceptance from International Paper Realty of a donated 21.02-acre parcel described as "Parcel L1-2A (South) on a Minor Subdivision Recombination Plat prepared by Hussey, Gay, Bell & DeYoung, Inc., and recorded in Map Book 31-S, Page 27, office of the Clerk of Superior Court of Chatham County,

Georgia,” consisting of 3.61 acres of upland, 16.03 acres of wetland, and 1.38 acres of buffer, with an appraised value by the Chatham County’s Assessor Office of \$315,500. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-5
AGENDA DATE: April 24, 2008

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

ISSUE:
To approve acceptance of a donated 21.02-acre parcel from International Paper Realty near Jimmy DeLoach Parkway.

BACKGROUND:
As part of closing its regional office headquartered in Savannah, International Paper Realty is attempting to divest itself of individual parcels not included in its multi-state portfolio. Among these is a 21.02-acre parcel near Jimmy DeLoach parkway.

- FACTS & FINDINGS:**
1. The property in question is Property Identification Number 2-1016 -02-031 with a legal description as “Parcel L1-2A (South) on a Minor Subdivision Recombination Plat prepared by Hussey, Gay, Bell & DeYoung, Inc. And recorded in Map Book 31-S, Page 97, Office of the Clerk of Superior Court of Chatham County, Georgia.” It is a 21.02-acre parcel of vacant land with limited access. It is comprised of approximately 3.61 acres of upland, 16.03 acres of wetland and 1.38 acres of buffer. The Assessor’s Office places a value of \$315,500 on the parcel.
 2. Chatham County has no intended use of the property except to add it to the inventory of green space and open space. All of the upland sections are situated adjoining Jimmy DeLoach Parkway but without access.
 3. All donated properties are accepted subject to a Phase I environmental report (already completed as part of a minor subdivision).
 4. Donations of property with marketable value to Chatham County can be used as a tax deduction. It will be the responsibility of each donor to prepare the proper documentation.
 5. As an urban forest, the property will not require any regularly-scheduled maintenance.

FUNDING:
Not applicable.

- ALTERNATIVES:**
1. That the Board approve acceptance and recording of the 21.02-acre parcel donated from International Paper Realty per the plat attached.
 2. That the Board approve only those properties for donation as it deems appropriate.

POLICY ANALYSIS:
Despite several requests annually from property owners who want to donate property to Chatham County, the County only accepts property with marketable value or serves a public purpose. Adding this property will enhance the County’s open space and green space programs, which require little, if any, maintenance or on-going obligation.

RECOMMENDATION:
That the Board adopt Alternative 1.

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6. REQUEST BOARD APPROVAL FOR INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF SAVANNAH FOR THE RESOURCE CONSERVATION AND EDUCATION CENTER ON EISENHOWER DRIVE.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve an intergovernmental agreement with the City of Savannah for the Resource Conservation Educational Center on Eisenhower Drive with Chatham County providing the facility, renovation, construction and staffing, and the City of Savannah providing the stationary compactors and containers to be used for on-site recycling and transportation for the recycled material to the end markets, and proceeds from the sale of the recycled materials will be shared by the two entities to continue the operation of the center. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-6
AGENDA DATE: April 24, 2008

To: Board of Commissioners
Thru: R. E. Abolt, County Manager
From: Robert W. Drewry, Director of Public Works & Park Services

Issue: Request Board approval for intergovernmental agreement with the City of Savannah for the Resource Conservation Educational Center on Eisenhower Drive.

Background:

The South side of Chatham County has not had availability of a recycle drop-off center that other areas of the County have enjoyed for years. With the vacancy of the "Old Mosquito Control" facility on Eisenhower, an excellent opportunity presented itself to offer Southside residents access to a full scale recycling and a education facility. This facility will be to the home for Resource Conservation Educational Center. The Center will be the first of its kind facility in the area. It will be a joint venture between Chatham County and the City of Savannah. Chatham County is providing the facility, renovation, construction, and staffing. The City of Savannah is providing the stationary compactors and containers to be used for on-site recycling. The City is also providing transportation for the recycled material to the end markets. The proceeds from the sale of recycled materials will be shared by the two entities to continue operation of the center.

Facts and Findings:

1. Public Works & Park Services Solid Waste Division is proposing a partnership with the City of Savannah to use the "Old Mosquito Control" facility on Eisenhower as a complete Recycling and Education Center. The addition of a new center on Eisenhower Road with a ten-year lease will make recycling accessible for the South portion of the County including Isle of Hope, Skidaway Island, Dutch Island, and Burnside Island.
2. The recycling facility will be complimentary to the City of Savannah's recycling efforts.
3. County Attorney has reviewed and approved the agreement.

Funding Source: None

Policy Statement: The partnership will help make recycling accessible for the South portion of the County including Isle of Hope, Skidaway Island, Dutch Island, and Burnside Island residents.

Alternatives:

1. Board approve plan for the partnership
2. Board not to approve plan

Recommendation: Board approve Alternative #1.

INTER-GOVERNMENTAL AGREEMENT FOR THE CHATHAM-SAVANNAH RECYCLING AND EDUCATION CENTER

This agreement made and entered into as to the _____ day of _____, 2008, by and between the Board of Commissioners of Chatham County, a political subdivision of the State of Georgia, hereinafter referred to as **County**, and the Mayor and Aldermen of the City of Savannah, a municipal corporation organized and chartered under the laws of the State of Georgia, hereafter referred to as the **City**:

WHEREAS, Chatham County's *Capital Improvement Program* includes a project to develop a recycling center to serve residents in the southeast area of unincorporated Chatham County in such neighborhoods as Isle of Hope, Dutch Island, Sandfly, Planter's Common, Mayfair II, Cresthill, Burnside Island, Skidaway Island and Whitefield Avenue subdivisions; and,

WHEREAS, the City of Savannah plans to develop a recycling center with a similar mission in the Bacon Park area for its municipal residents to complement the implementation of the City's curbside recycling program; and,

WHEREAS, a jointly-developed Recycling and Education Center, hereinafter referred to as the "Facility," at central location with easy access would prove an economic and efficient solution for the County and City; the Facility would become a drop-off site for accepting recyclable goods and materials and also serve to educate citizens about the benefits of recycling; This facility is strictly precluded and prohibited from the collection of solid waste, except as an incidental by-product of the recycling process; and,

WHEREAS, the County owns fee title to a centrally-located and highly-visible property at 1321 Eisenhower Drive, further described and attached to and made a part of this Agreement as Attachment 1, hereafter referred to as the "Premises," and said Premises provides accessibility to the geographic areas which the County and City want to serve with the Recycling Center.

NOW THEREFORE, in consideration of the mutual promises and obligations contained in this Agreement, the County and the City agree as follows:

1. Purpose/Description of Project

County and City jointly recognize that a common location for recycling would be an economic and efficient solution to promoting the community's recycling programs. Because of the central location of the former Mosquito Control site, the Project would transform this highly-visible and easily-accessible site to meet the needs and achieve the goals for an efficient and effective recycling program. Residents will be able to drop off recyclable goods and materials in accordance with an established list of acceptable items. In addition, the Recycling and Education Center will provide an opportunity to distribute materials about recycling and become a headquarters for participatory projects with neighborhood groups, non-profit organizations, and schools.

2. Capital Improvements

2.1 The site previously served as the headquarters for Mosquito Control. Because of dis-use and the age of the existing buildings, the site requires adaptive re-use for the intended purpose of a Recycling and Education Center and renovation of any buildings and structures which will be used again.

2.2 The County agrees to contract for the demolition and removal of the two detached structures previously used in the storage of chemicals. The County agrees to contract with an environmental firm to test the structures to ensure the demolition and disposal of any materials will conform to local, state and federal requirements. In addition, the concrete knee walls will be demolished and removed. These demolition projects will clear the interior courtyard, which should promote easier access by citizens and employees of the County and City...

2.3 The County agrees to resurface the asphalt parking areas and make other general appearance improvements in order to make the site acceptable to begin operations.

2.4 The County agrees to renovate the main office building of approximately 21,500 square feet. The layout will include reception area, at least one office, conference/educational room, restrooms and storage areas. The areas will be renovated to Class B office space with a level of finishes associated with buildings of this type (painted drywall, veneer cabinetry, mid-level plumbing fixtures). The renovation work will include new electrical,

plumbing and mechanical, and the County agrees to install and maintain all systems in working order.

- 2.5 The County agrees to have inspected and renovate as needed all outdoor covered storage areas.
- 2.6 The City agrees to provide and make available all equipment the County needs to operate the site including, but not limited to, the following items:
 - (1) 40- yard compartmentalized container for glass recycling
 - (2) Nomad Compactors – 1 for plastic, 1 for cardboard
 - (1) 8 yard container for film plastic or polystyrene
- 2.7 The County agrees to fund to fund future capital improvements to the Facility as needed based on available funding. Where there are any specifically requested modifications to the site or Facility that are specifically and intentionally designated to primarily benefit the City, the City shall incur all such costs.

3. Maintenance

- 3.1 The County agrees to the general maintenance and upkeep of the buildings and grounds, including janitorial and landscaping services.
- 3.2 The County agrees to pay all utility costs for the Facility, including but not limited to, electrical, water and sewer, gas, telephone and communications, including internet access.

4. Operations

- 4.1 The Project will consist of two main components: 1) Recycling drop off; 2) Education. First, the recycling drop off center component will collect not only traditional recycling materials from any resident but focus on non-traditional items such as but not limited to metals, used oil, batteries, and printer cartridges. The covered bays on the Premises will provide temporary storage of the items before they are transported for processing. Second, the education component will consist of scheduled classes, walk-in educational opportunities, and programs particularly aimed at school-aged students and neighborhood groups in the main building.
- 4.2 The County agrees to provide the staff to operate the Facility, including but not limited to recycling attendant(s) to log in and direct the general public to recycling bays. The staff will operate the Facility on a schedule that will allow as much public access as possible, given budgetary constraints. Staffing will be provided on Saturdays
- 4.3 Recyclable materials collected are commodities with variable rates of return. These commodities and must be transported to end user market. The City and County agree to coordinate efforts to identify markets for the commodities and negotiate with potential processing facilities and/or end users for each item collected. The County and City agree that to the extent legally possible the Facility and recycling programs will provide preference to local and local minority-owned businesses in obtaining the highest and premium price for recycling commodities. However, the ultimate determining factor for the end user market will be the optimum dollar return on all commodities recovered and processed at the Facility.
- 4.4 The City agrees to provide the equipment and labor to transport materials to local processing facilities.
- 4.5 Both the County and the City understand that the general public must be kept informed and advised of recycling opportunities, trends, and benefits. The County and City agree to provide advertising and marketing programs to sustain the facility. Nothing in this Agreement prohibits the County and City from sharing equal cost in any advertising or marketing to promote special programs and events for the Facility. There is an mutual understanding that there must be a cohesive theme and approach in advertising and marketing initiatives for the Facility. The County and City agree that prior to any overall Facility or site advertising or marketing both parties will provide the other with drafts of all proposed Facility or site marketing or advertising materials prior to public dissemination.

Due to staffing issues and operational concerns, program, event and activity advertising and marketing must be coordinated with the County prior to specific dates being established and published to the public at large.

4.6. The County agrees to provide an on-site educational coordinator with hours to be established.

5. Revenues and Expenses

5.1 The County and City agree that the Facility will be established to operate on an enterprise basis whereby revenues generated by the Facility will fund the expenses necessary to operate the Facility. Notwithstanding this provision, nothing prohibits the County nor the City from funding the costs of the Facility from other sources, including grants, as may be appropriated within the County's or City's budgets.

5.2 The City agrees to collect the revenues from the sale of recyclable goods and materials generated at the Facility. On a quarterly basis, the City agrees to distribute half of the revenues from the sale of recyclable goods and materials generated by the Facility to the County. In general, the County's funds will be used for staffing, utilities, maintenance, building and grounds repairs and improvements. In general, the City's funds will be used to operate and maintain the City's equipment at the Facility, including the amortized capital cost to acquire or lease such equipment and the costs to haul goods and materials to local buyers. Should revenues exceed expenses for the Facility based on annual audit, the County and City agree to share equally in the funds for purposes of a reserve fund for capital maintenance, repairs or improvements for those costs to operate and maintain the Facility.

5.3 Should expenses exceed revenues for the County's costs to operate and maintain the Facility but not the City's costs to operate and maintain the Facility, the County and City agree to determine a mutually-agreed upon formula for pro-rating revenues to fund fully the County's costs. Likewise, should expenses exceed revenues for the City's costs to operate and maintain the Facility but not the County's costs to operate and maintain the Facility, the County and City agree to determine a mutually-agreed upon formula for pro-rating revenues to fund fully the City's costs. Should expenses exceed revenues for both the County's and City's costs to fund the Facility, the County and City agree to determine use of other funding sources to meet the requirements of this Agreement.

5.4 The County and City agree to reserve the right to provide an annual audit the other party's books and records of receipts for purposes of verifying the gross revenues and expenses.

6. Other Provisions

6.1 **Term.** The term of this agreement shall be for one (1) year and shall automatically renew for an additional nine (9) year term unless terminated or amended at any time upon written notification and mutually approved by both parties.

6.2 **Sovereign Immunity.** Neither the County nor the City waives any sovereign immunity by entering into this agreement. The County or the City may as an individual entity elect to carry such policies of insurance for property and general liability as each entity deems appropriate. The purchase of such insurance by one entity will not constitute a waiver of sovereign immunity as to the other entity.

6.3 **Governing Law.** The County nor the City does not express or imply any other additional responsibilities or liabilities arising out of its operation in regard to service. The laws of the State of Georgia shall govern this Agreement.

IN WITNESS WHEREOF, and parties have hereunto set their hands and affixed their seal, the day and year written above.

AS TO COUNTY:

AS TO CITY:

**BOARD OF COMMISSIONERS OF
CHATHAM COUNTY**

**MAYOR AND ALDERMEN OF
THE CITY OF SAVANNAH**

BY: _____
Pete Liakakis, Chairman

BY: _____
Michael Brown, City Manager

ATTEST: _____

ATTEST: _____

SEAL

SEAL

=====

7. 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. 16 replacement laptop computers	CEMA	Dell Marketing (State Contract)	\$21,616	General Fund/M&O - CEMA
B. Annual software maintenance agreement	I.C.S.	Carahsoft Technology (Sole Source)	\$22,305	General Fund/M&O - I.C.S.
C. Three (3) servers	I.C.S.	Dell Marketing (State Contract)	\$16,243	General Fund/M&O - I.C.S.
D. SQL server license	I.C.S.	Dell Marketing (GSA Contract)	\$10,529	General Fund/M&O - I.C.S.
E. 18 hand held mobile and portable radios	Sheriff	Motorola Communications (GSA Contract)	\$55,895	General Fund/M&O - Sheriff
F. Change Order No. 1 to the construction contract for a storage building at Tom Triplett Park for additional construction of a wood fence	Parks and Recreation	Keith Ray Construction, Inc.	\$5,780	SPLOST (2003- 2008) - Tom Triplett Park
G. Purchase and installation of sirens and warning equipment on six (6) newly purchased vehicles	Sheriff	West Chatham Warning Device	\$19,662	•General Fund/M&O - Detention Center - \$10,662 •CIP - Fleet - \$9,000
H. Firing range target system	Sheriff	Action Target (Sole Source)	\$20,713	General Fund/M&O - Sheriff
I. Construction contract to pave Bond Avenue	Engineering	Southeastern Civil, Inc.	\$354,934	SPLOST (1993- 1998) - Bond, Betran, Heather and Shore
J. Change Order No. 1 to the construction contract for the new pump house at Whitefield Avenue and Riverbend subdivision for additional work to pressure wash, prime and repaint water tank	Public Works	Kerby Enterprises, Inc.	\$1,900	Water and Sewer
K. Construction contract for entrance improvements for Charlie Brooks Park on Concord Road	Engineering	Sandhill ALS Construction, Inc. (MBE)	\$51,050	SPLOST (2003- 2008) - Unincorporated Roads, Charlie Brooks Park Road
L. Contract for the removal of existing windows and installation of five (5) new windows at the Board of Elections warehouse	Board of Elections	WBM Construction, Inc. (WBE)	\$14,025	General Fund/M&O - Board of Elections
M. Two (2) Ford Explorers and one (1) crew truck	Savannah-Chatham Metropolitan Police	J. C. Lewis Ford	\$61,808	SPLOST (2003- 2008) - Vehicle Replacement
N. Task order services contracts for designing solar energy projects	Special Projects	•One World Sustainable •United Renewable Energy •Radiance Energies •Hamlin Energy	Not to Exceed \$20,000	•SPLOST (2003- 2008) - Courthouse •DSA 1999 Series Bonds - ANG Building

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
O. Amendment No. 1 to the contract for legislative liaison services for added services to identify ARRA funding through state	County Commission	Hughes Public Affairs	\$8,000	General Fund/M&O - Commissioners

As to Items 7-A through 7-O except Items 7-F, 7-J and 7-N:

Commissioner Kicklighter moved to approve Items 7-A through 7-O except Items 7-F, 7-J and 7-N. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

Commissioner Kicklighter moved to approve Items 7-A through 7-O except Items 7-F, 7-J and 7-N. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

As to Item 7-F:

Chairman Liakakis said, we'll have first Item F. Dean [Kicklighter].

Commissioner Kicklighter said, thank you, Mr. Chairman. For disclosure purposes I'll state that I'm not certain, but I may have the property of this construction company or a piece of their property listed as a realtor, but having said that I'm not going to ask to be recused. I may not have it listed after this comment, because this price seems really excessive, and \$5,780 for a wooden fence around this building there, I know Robert Drewry is not here so I would just ask that we table this at this time. Commissioner Shay said, second.

Chairman Liakakis said, we have a motion on the floor to table Item 7-F. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes,

As to Item 7-J:

County Manager Abolt said, Mr. Monahan has the answer to Pat [Shay], please.

Mr. Monahan said, yes sir. You'll have to excuse Mr. Drewry. He's representing the County at the American Public Works Association meeting, but I did talk to him on the telephone and this is actually an error because it should be a confirmation of the change order. Commissioner Stone said the work has already been done. The original work was to paint the pump house. While they were there, Public Works asked the contractor to get a pricing to repaint the water tank since he was already on site, but apparently the superintendent who handled this okayed it, which he should not have done, so this would have to be a confirmation of the change order, meaning it has already been completed. County Manager Abolt said, we apologize.

Chairman Liakakis said, so do you recommend on it? Mr. Monahan said, it should be a confirmation of the change order. It has already been executed, but the record needs to reflect that the Board did approve a change order. Alright. We need a confirmation vote on that.

Commissioner Stone said, thank you, Mr. Chairman. It just concerned me that this was on the agenda and I noticed that the work had already been done and I certainly don't want us to get in the habit of approving things after something's been done. County Manager Abolt said, nor do we. Thank you very much.

Chairman Liakakis said, so we need a motion. Do you make the motion for confirmation. Commissioner Stone said, yes sir. I make that motion. Commissioner Farrell said, second. Chairman Liakakis said, we have a motion and a second. Let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

As to Item 7-N:

Chairman Liakakis said, now Item N.

Commissioner Shay said, Mr. Chairman, just for discussion purposes, this item has to do with a series of task orders for vendors that can assist the County in developing cost estimates for various solar installations in Chatham County. We are moving forward in many ways becoming the greenest county. None that I'm aware of that are more compelling than were able to achieve the goal of harvesting federal funding in order to help us convert some of our facilities to substantial amounts of renewal energy.

Chairman Liakakis said, and certainly, Pat [Shay], thank you for your participation and all. Patrick [Monahan].

Mr. Monahan said, thank you. This task order will enable the County to look at the feasibility of solar for two projects. What we are — through our sustainability Chatham program, we have identified all of the county buildings, all the county facilities. We know how much electrical consumption each one requires, and so we've selected the two largest, which of course is the Detention Center. I've talked to the Sheriff about this, as well as the Courthouse. Those of the two largest. They consume approximately \$1.2 million a year in electricity. What we're hoping to do if we can success-

fully convert these to solar to generate — not only to generate savings, but in order to obtain the federal funding, the County would need to — should commit 25% of the savings to a program that would either offer low interest loans for residential or other businesses to take a look at solar, and then perhaps even fund part of the Step-Up Program. Savannah Tech has one of the few, if not the only solar technician programs in the entire country, so that a portion of the savings would be used to fund this program because part of the Federal Economic Stimulus Programs is about green jobs and sustainability for the community, not just for this organization. So we're excited about the prospects but we'll have to see what the analysis says.

We were fortunate in that when the County acquired the property next to the Detention Center, we acquired 20-acres of uplands, so it provides an opportunity for a solar field there. I'm not — one of the reasons we need the task order contract is none of us are proficient enough to be able to do that type analysis. So by using the private sector, those who have experience with these types of projects might enable the County to take advantage of some cheap power — the cheapest power, but also to take advantage of the federal funding that's available.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, two items, Patrick [Monahan]. Has — it seems — what kind of energy are we using to — I know we are much more energy efficient than we were just a few years ago at the Aquatic Center. It seems like it takes a lot of energy to keep those pools set up at a warm temperature. Is there a possibility that this solar technology would be useful in not replacing what we have, but reducing the amount of paid for energy that we use —. Mr. Monahan said, what's interesting is that the Aquatic Center is number three on the list. If we have the time, fortunately we have some rather stringent deadlines that we thought we'd take the two largest consumers, but as time allows and under the task order contract we might be able to add the Aquatic Center. You are correct. I did want to point out that I got the chance to take a look at the energy consumption of the County over the course of the past couple of months. One of the great savings has been with the re-heat system at the Aquatic Center, which I think Commissioner Gellatly will confirm that it provides adequate climate control, but what we did was we ceased the use of natural gas. The old system used the natural gas burner, and by using the re-heat system, we are probably saving somewhere between \$120,000 and \$150,000 a year. So that was a major energy savings, but — and the good part about that is our electrical consumption has not increased.

Commissioner Farrell said, the second question I have, you mentioned that we don't have the expertise on County staff to look into solar. Is there a possibility that since we have a locally available source of education, that we could ask for volunteers at whatever the appropriate department and pay for their continued education and send them to Savannah Tech to become more proficient in understanding that so that we have some on-staff people that —. Mr. Monahan said, that's a good idea. In fact, I have talked about, because of some of the personnel issues at Building Safety, perhaps looking at some of those folks to — when there's funding available for weatherization programs through Federal Economic Stimulus as well as solar, so that might be an opportunity to include some of those staff people.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, Mr. Chairman, I'd just like to point out that the four vendors that are listed here are all highly qualified, and I've had the opportunity to do business with them in the private sector and obtain cross-proposals from them. They're all very knowledgeable and you've got a good working list of people here that have the expertise of the design systems themselves, so I'm going to recommend that we move forward and adopt this item. I'd also like to point out that the editorial that was not written locally, but was written by one of our Public Service Commissioners in the newspaper this week, was absolutely inaccurate when it stated that solar energy was only — going to have the opportunity to pay a very small part in Georgia's energy future. The information that was in that editorial was absolutely incorrect. I had the opportunity this week to spend one day in a conference with a great many businesses from Sweden and witnessed the City of Savannah tendering a kind of cross-partnership with a city in Sweden called Växjö. That city produces about 40% of all of their energy from this technology. Now I want you to picture where Sweden is on the map, okay. The part of Sweden that they're in is actually north of Newfoundland and it also has a very low proportion of clear sunny days, including a part of the year when they only have several hours of direct sunlight a day. If it works in Sweden, I promise it works in sunny South Georgia. So I just, you know, apparently the Public Service Commissioner, Mr. Baker, is terribly misinformed. This is an example of how we're going to move forward here and demonstrate the real science behind this and not just sort of [inaudible] stuff. Thank you. I move that we approve. Commissioner Farrell said, second.

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

ACTION OF THE BOARD:

- a. Commissioner Kicklighter moved to approve Items 7-A through 7-O except Items 7-F, 7-J and 7-N. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]
- b. Commissioner Kicklighter moved to table Item 7-F. Commissioner Shay seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

- c. Commissioner Stone moved to confirm Item 7-J. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]
- d. Commissioner Shay moved to approve Item 7-N. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-7 A thru O
AGENDA DATE: April 24, 2009

TO: BOARD OF COMMISSIONERS
THRU: R.E. ABOLT, COUNTY MANAGER
FROM: MICHAEL A. KAIGLER, DIRECTOR
HUMAN RESOURCES & SERVICES
SUBJECT: AWARD OF BIDS

ITEM A

ISSUE: Request Board approval of the \$21,616 purchase of 16 replacement laptops, off the State of Georgia contract pricing, from Dell Marketing for CEMA.

BACKGROUND: This batch of 16 laptops replaces half of the G8 purchased laptops that are now being used by EOC staff. I.C.S. requires replacement of older model laptops every 5 years and these laptops have exceeded their life expectancy.

FACTS AND FINDINGS:

1. I.C.S. has recommended standardization to Dell laptops for County departments. Pricing was obtained from Dell Marketing, and is keeping with same type systems throughout the County. Dell Marketing has the State of Georgia contact on these laptops. Total cost for 16 laptops is \$21,616.
2. The systems are comprised of dual processors, 2gb ram, DVD read/writer, Bluetooth and Wireless modules, E-Port replicator, Windows Vista Ultimate and five (5) year next business day on site with complete care warranties on the laptops.
3. Staff believes the State of Georgia total contract price of \$21,616 to be fair and reasonable.

FUNDING: Fund/Dept - CEMA
(1009957 - 57.10111)

ALTERNATIVES:

1. Board approval of the \$21,616 purchase of 16 replacement laptops, off the State of Georgia contract pricing, from Dell Marketing for CEMA.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the necessary equipment for the using departments.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
READ DEHAVEN

ITEM B

ISSUE: Request Board approval of a \$22,305 sole source annual software maintenance agreement from Carahsoft Technology Corp. for I.C.S.

BACKGROUND: Veritas NetBackup provides unparalleled data protection for enterprise environments. Recovery of critical applications and databases requires more steps and precision. Fast recovery may require not just the data but also new servers and applications. NetBackup enables recovery of data, servers, and applications through one (1) console.

FACTS AND FINDINGS:

1. A single platform is used to manage, protect, and recover data across storage tiers, locations, and operating systems.
2. This agreement covers an advanced disk-based data protection features that include data deduplication, new virtual tape library (VTL) controls, support for third-party disk appliances, and more snapshot capabilities. Integrated data protection and recovery for virtual environments, critical applications, databases, and servers.
3. Since this software was purchased during the last fiscal year, this will be the first year for a maintenance agreement on the software. Carahsoft Technology Corp. is the only company permitted to make changes or updates to their proprietary software, thereby qualifying this agreement as a sole source procurement.
4. Staff believes the total price of \$22,305 for the maintenance agreement to be fair and reasonable.

FUNDING: General Fund/M & O - I.C.S.
(1001535 - 52.22001)

ALTERNATIVES:

1. Board approval of a \$22,305 sole source annual software maintenance agreement from Carahsoft Technology Corp. for I.C.S.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the necessary software and maintenance support to provide for backups of data on the County network.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM C

ISSUE: Request Board approval of the \$16,243 purchase of three (3) Dell PowerEdge Servers, off the State of Georgia contract pricing, from Dell Marketing for I.C.S.

BACKGROUND: The I.C.S. department has determined that the servers Groupwise email application is running on is very outdated and there is no hardware support on these servers as they are now seven (7) and eight (8) years old. Due to age of the servers, Dell will no longer offer support agreements on this hardware.

FACTS AND FINDINGS:

1. The three (3) new servers for the Groupwise email application are being purchased from Dell Marketing off the State of Georgia Contract pricing. The cost includes five (5) years of on site support and mission critical four (4) hour dispatch technical support.
2. The servers are comprised of 4GB 667MHZ 4X1GB dimms, 2 X 146GB 15K rpm SCSI hard drive, DVD Rom drive, 1 X 6 Backplane, Intel Pro 10000PT Singleport 1GBE NIC X 2, PERC6I SAS Raid Controller 2 X 4 Connectors, Q Logic 2460 4GB Optical Fiber Channel HBA PCI-E Card.
3. Staff believes the State of Georgia total contract price of \$16,243 to be fair and reasonable.

FUNDING: General Fund/M & O - I.C.S.
(1001535 - 54.25001)

ALTERNATIVES:

1. Board approval of the \$16,243 purchase of three (3) Dell PowerEdge Servers, off the State of Georgia contract pricing, from Dell Marketing for I.C.S.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve the purchase of essential hardware to run needed software applications used throughout the county.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM D

ISSUE: Request Board approval of a \$10,529 purchase, off the GSA Schedule 70 Homeland Security Contract, a SQL Server 2008 license, Team Foundation Server license, and Client Access Licenses (CALs) from Dell Marketing LP for I.C.S. Department.

BACKGROUND: The Team Foundation Server license and CALs will be used in I.C.S. This is an upgrade to our source control system. There are other features we can take advantage of like work-item tracking, bug tracking and resolution, automated builds/testing/deployment.

FACTS AND FINDINGS:

1. The SQL Server 2008 license will improved management and monitoring of the County's SQL Servers.
2. These licenses will assist in Data Warehousing and Reporting initiative that I.C.S. initially began, but reports for Voter Registration and County Courts are in the pipeline as well.
3. Staff believes the cost \$10,529 for a SQL Server 2008 license, Team Foundation Server license, and Client Access Licenses from Dell Marketing LP to be fair and reasonable.

FUNDING: General Fund/M & O - I.C.S. Department
(1001535 - 52.22001)

ALTERNATIVES:

1. Board approval of a \$10,529 purchase, off the GSA Schedule 70 Homeland Security Contract, a SQL Server 2008 license, Team Foundation Server license, and Client Access Licenses (CALs) from Dell Marketing LP for I.C.S. Department.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the necessary support for equipment for the using departments.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM E

ISSUE: Request Board approval of a \$55,895 purchase off the GSA Schedule 70 Homeland Security Contract, for 18 hand held mobile and portable digital radios from Motorola Communications for the Sheriff's Department.

BACKGROUND: The Savannah-Chatham Metro Police Department upgraded their radio system from analog technology to digital technology. The County continue the migration towards total compatibility with the upgraded technology with various purchases throughout the year.

FACTS AND FINDINGS:

- 1. The manufactured Motorola XTS2500, XTL 5000, and HT 750 radios will maintain compatibility with law enforcement locally and statewide. Savannah Communications, of Garden City, is the local distributor and local repair source. Motorola is on the GSA Schedule 70 Homeland Security Contract.
- 2. Communications between the two (2) agencies is mandatory from a Public Safety standpoint.
- 3. Staff believes the cost \$55,895 for the 18 hand held mobile and portable digital radios to be fair and reasonable.

FUNDING: General Fund M & O - Sheriff
(1003300 - 54.25001)

ALTERNATIVES:

- 1. Board approval of a \$55,895 purchase off the GSA Schedule 70 Homeland Security Contract, for 18 hand held mobile and portable digital radios from Motorola Communications for the Sheriff's Department.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve purchases for necessary communications equipment for law enforcement activities and in the interest of public safety.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
RUSHEDA ADESHINA

ITEM F

ISSUE: Request Board approval of Change Order 1, in the amount of \$5,780, to the contract with Keith Ray Construction, Inc., for the construction of a storage building at Tom Triplett Park, for additional construction of a wood fence.

BACKGROUND: On 5 September 2008, the Board approved a construction contract with Keith Ray Construction, Inc., for the construction of a storage building that would allow staff to store equipment needed to maintain the facility and grounds at Tom Triplett Park.

FACTS AND FINDINGS:

- 1. This change order is for the construction of a wood fence in place of the chain link in front of the newly constructed storage building and well house. The chain link fence was not consistent with other fenced in areas within the park.
- 2. The wood fence will further eliminate the exposure of leaving the equipment unprotected. Adding the wood fence was not part of the original specifications.
- 3. Contract history:

Original Contract (9-5-08)	\$78,400
Change Order 1 (pending)	<u>5,780</u>
Revised Contract amount	\$84,180

- 4. Staff believes the price, \$5,780, received from Keith Ray Construction, Inc. for the additional construction of the wood fencing is fair and reasonable.

FUNDING: SPLOST (2003 - 2008) - Tom Triplett Park
(3234981 - 54.13009 - 32370017)

ALTERNATIVES:

1. Board approval of Change Order 1, in the amount of \$5,780, to the contract with Keith Ray Construction, Inc., for the construction of a storage building at Tom Triplett Park, for the additional construction of a wood fence.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve change orders necessary for the completion of construction projects.

RECOMMENDATIONS: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM G

ISSUE: Request Board approval for the \$19,662 purchase and installation of sirens and warning equipment on six (6) newly purchased vehicles from West Chatham Warning Device, for the Sheriff's Department.

BACKGROUND: This outfitting prepares the vehicles to become 'street ready' for law enforcement usage. Once a new vehicle is received from the dealer, numerous electronic items must be installed before it is placed into street operations. A partial list of items includes, but is not limited to the following: light bars, sirens, external speakers, specialized window films, protective cages to separate the front and rear seats and Sheriff's Department vehicle markings etc.

FACTS AND FINDINGS:

1. The City of Savannah has contracted West Chatham Warning Devices for this work and the County has been "piggy-backing" this contract to outfit our law enforcement vehicles.
2. Staff believes the total cost of \$19,662 to be fair and reasonable.

FUNDING: General Fund/M & O - Detention Center - \$10,662
(1003326 - 53.17009)
CIP - Fleet Maintenance - \$9,000
(3501567 - 54.22001 - 3503004A)

ALTERNATIVES:

1. Board approval for the \$19,662 purchase and installation of sirens and warning equipment on six (6) newly purchased vehicles from West Chatham Warning Device, for the Sheriff's Department.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve expenditures necessary for law enforcement activities.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

BUDGET APPROVAL _____
RUSHEDA ADESHINA

ITEM H

ISSUE: Request Board approval of the \$20,713 sole source purchase of a Firing Range target system from Action Target, Provo, UT., for the Sheriff's Department.

BACKGROUND: The Sheriff's Department has an advance Firearms Training Facility that is available for all local, state and federal law enforcement agencies. All sworn law enforcement officers are required to

maintained their firearm status on a regular schedule. For the past decade only minor replacement item/parts have been purchased on an as needed basis.

FACTS AND FINDINGS:

1. The public is included in the availability of instruction on handgun safety and familiarization. In order the move people through the range in a more timely manner, staff feels it is necessary to add additional target stations.
2. The currant range was constructed in 1990's. The manufacturer, Action Target, installed the firing range target system. In keeping with the same manufacturer, staff is requesting this procurement be approved as a sole source.
3. Staff believes the total cost of \$20,713 to be fair and reasonable.

FUNDING: General Fund M/O - Sheriff
(1003300 - 54.25001)

ALTERNATIVES:

1. Board approval of the \$20,713 sole source purchase of a Firing Range target system from Action Target, Provo, UT., for the Sheriff's Department.
2. Provide staff other direction.

POLICY ANALYSIS: It is consist with Board policy to approve expenditures necessary for law enforcement activities.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
RUSHEDA ADESHINA

ITEM I

ISSUE: Request Board approval to award a \$354,934 construction contract to Southeastern Civil, Inc. to pave Bond Avenue for Engineering.

BACKGROUND: Bond Avenue is on the list of unpaved roads in Unincorporated Chatham County. The Board approved a design contract with EMC Engineering Services, Inc. on 11 April 2003.

FACTS AND FINDINGS:

1. This project was properly advertized and 15 bids were received and opened 15 April 2009. The bid results are as follows:

Southeastern Civil, Inc. Savannah, GA	\$354,934
Sikes Brothers, Inc. Metter, GA	\$374,257
Crosby Paving Co. Savannah, GA	\$389,736
Griffin Contracting, Inc. Pooler, GA	\$414,628
Coastal Grading & Rental Savannah, GA	\$427,113
D&R Utility Construction Savannah, GA	\$429,659
Collins Construction Services, Inc. Savannah, GA	\$438,661

J. Hiers Company Baxley, GA	\$441,087
R. B. Baker Construction, Inc. Garden City, GA	\$445,888
Terry R. Lee Contracting Co., Inc. Hardeeville, SC	\$459,583
Sitework Construction, LLC Savannah, GA	\$471,177
E&D Contracting Services, Inc.** Savannah, GA	\$474,689
Sandhill ALS Construction, Inc.* Hardeeville, SC	\$478,078
Seaboard Construction Co. Brunswick, GA	\$501,337
A. D. Williams Construction Co., Inc. Savannah, GA	\$521,740

* MBE firm
** WBE firm

- Staff believes the bid received from Southeastern Civil, Inc. to be fair and reasonable and within the construction estimate.
- The project is expected to be completed within 130 days from the Notice To Proceed.

FUNDING: SPLOST (1993 - 1998) - Bond, Betran, Heather and Shore
(3214220 - 54.14001 - 32156277)

ALTERNATIVES:

- Board approval to award a \$354,934 construction contract to Southeastern Civil, Inc. to pave Bond Avenue for Engineering.
- Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to award construction contracts to the low, responsive, responsible bidder.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
ESTELLE BROWN

ITEM J

ISSUE: Request Board approval of Change Order 1 in the amount of \$1,900 to the construction contract with Kerby Enterprises, Inc. for the construction of the new Pump House at Whitefield Avenue and Riverbend Subdivision, to pressure wash, prime and repaint water tank.

BACKGROUND: On 7 November 2008, the Board awarded a construction contract to Kerby Enterprises, Inc. for the construction of the new Pump House at Whitefield Avenue and Riverbend Subdivision.

FACTS AND FINDINGS:

- Currently the water tank is rusted and the paint is faded. It poses a major eyesore to the newly built Pump House directly next to it. Public Works Water & Sewer Division requested that the water tank be repainted.
- The painting of the water tank was not included in the original scope of work

3. Contract history:

Original Contract (11-7-08)	\$26,341
Change Order 1 (pending)	<u>1,900</u>
Revised Contract Amount	\$28,241

4. Staff believes the price for Change Order 1 from Kerby Enterprises, Inc. is fair and reasonable.

FUNDING: Water & Sewer Fund
(5054400 - 54.13009)

ALTERNATIVES:

1. Board approval of Change Order 1 in the amount of \$1,900 to the construction contract with Kerby Enterprises, Inc. for the construction of the new Pump House at Whitefield Avenue and Riverbend Subdivision, to pressure wash, prime and repaint water tank.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve change orders necessary for the completion of construction projects.

RECOMMENDATION: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____
READ DEHAVEN

ITEM K

ISSUE: Request Board approval to award a \$51,050 construction contract to Sandhill ALS Construction, Inc. to construct the entrance improvements for Charlie Brooks Park on Concord Road.

BACKGROUND: The project involves demolition, grading, paving and drainage improvements for the Concord Road access into Charlie Brooks Park. Improvements include raising the existing headwalls, addition of concrete flumes and a flume inlet and re-grading and paving of the existing entrance.

FACTS AND FINDINGS:

1. This project was properly advertized and six (6) bids were received and opened 8 April 2009. The bid results are as follows:

Sandhill ALS Construction, Inc.* Hardeeville, SC	\$51,050
Savannah Paving Company Brooklet, GA	\$57,277
Southeastern Civil, Inc. Savannah, GA	\$58,095
Griffin Contracting, Inc. Pooler, GA	\$63,046
E&D Contracting Services, Inc.** Savannah, GA	\$72,048
A.D. Williams Construction Co., Inc. Savannah, GA	\$80,582

* MBE firm
** WBE firm

2. Staff believes the bid from Sandhill ALS Construction, Inc. is fair and reasonable and within the construction cost estimate.
3. The project is expected to be completed within 35 days after issuing the Notice To Proceed.

FUNDING: SPLOST (2003 - 2008) - Unincorporated Roads, Charlie Brooks Park Road (3234220 - 54.14001 - 32356287).

ALTERNATIVES:

1. Board approval to award a \$51,050 construction contract to Sandhill ALS Construction, Inc. to construct the entrance improvements for Charlie Brooks Park on Concord Road.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to award construction contract to the low, responsive, responsible bidder.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM L

ISSUE: Request Board approval of the \$14,025 contract with WBM Construction, Inc., Metter Georgia for the removal of existing windows and installation of five (5) new windows at the Board of Elections warehouse located at 1117 Eisenhower Drive.

BACKGROUND: In order to protect voting machines and other related equipment in the warehouse, five (5) old windows will be replaced with new windows that can withstand a Category 3 hurricane with 111 to 130 miles an hour winds.

FACTS AND FINDINGS:

1. The current windows were installed during the original construction in the early 1960s. They are rusted, loose fitting, and made of materials that will not withstand winds generated by a Category 3 hurricane and must be replaced.
2. This project was properly advertised and seven (7) bids were received and opened on 7 April 2009. The bid results are as follows:

WBM Construction, Inc.* Metter, GA	\$14,025
The House Doctor Savannah, GA	\$14,875
Keith Ray Construction, Inc. Thunderbolt, GA	\$14,875
E & D Contracting Services, Inc.* Savannah, GA	\$26,640
C.E. Hall Savannah, GA	\$27,000
Ansley-Sheppard-Burgess Company Savannah, GA	\$29,244
Artley Company Incorporated* Sylvania, GA	\$33,579

*WBE firm

3. Staff reviewed the bid and references submitted by WBM Construction, Inc. and believes their bid to be fair and reasonable.

FUNDING: General Fund/M & O - Board of Elections (1001400 - 54.13001)

ALTERNATIVES:

1. Request Board approval of the \$14,025 contract with WBM Construction, Inc., Metter Georgia for the removal of five (5) existing windows and installation new windows at the Board of Elections warehouse located at 1117 Eisenhower Drive.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to award contracts in order to protect valuable and sensitive equipment.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM M

ISSUE: Request Board approval of the \$40,182 purchase of two (2) Ford Explorers and the \$21,626 purchase of one (1) 2009 Ford F150 Crew Truck for Savannah-Chatham Metro Police Department (SCMPD) from J. C. Lewis Ford of Savannah.

BACKGROUND: These are replacement vehicles for the SCMPD per the intergovernmental agreement with the City of Savannah. These vehicles will replace units that are worn out and no longer economically feasible to maintain.

FACTS AND FINDINGS:

1. On 27 March 2009, the Board approved price quote of a 2009 Ford Explorer and a 2009 Ford F150 Crew Truck from J. C. Lewis Ford. The local car dealership has agreed to honor his prices as quoted.
2. Staff believes the total cost of \$61,808 for two (2) 2009 Ford Explorers and one (1) Ford F150 Crew Truck to be fair and reasonable.

FUNDING: SPLOST (2003-2008) - Fleet Replacement
(3233200 - 54.22001 - 3236063B)

ALTERNATIVES:

1. Request Board approval of the \$40,182 purchase of two (2) Ford Explorers and the \$21,626 purchase of one (1) 2009 Ford F150 Crew Truck for Savannah-Chatham Metro Police Department (SCMPD) from J. C. Lewis Ford of Savannah.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve the purchase of replacement vehicles for law enforcement activities.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM N

ISSUE: Board approval of task order contracts for professional services for developing and designing solar energy projects.

BACKGROUND: Under the American Recovery and Reinvestment Act (ARRA), federal funding will be made to local governments on a competitive basis for various sustainable energy projects. Before Chatham County can apply for any grants, which will be highly competitive, knowledgeable and experienced firms will be needed to help determine feasibility, including economic practicality, of solar energy applications, review sites and develop proposals which can be submitted for grant funding.

FACTS AND FINDINGS:

1. Task order contracts have proved successful in providing efficiency in obtaining needed professional services for various smaller capital projects. This task order list would extend professional service contracts to solar energy projects.
2. The following list provides authorization for solar energy services under task order contracts:
 - One World Sustainable, Savannah
 - United Renewable Energy, Atlanta
 - Radiance Energies, Atlanta
 - Hamlin Energy Solutions, Garner, NC
3. Each task order would be limited to no more than \$20,000 and the maximum a single firm could be awarded would be \$35,000.

FUNDING: SPLOST (2003-2008) - Courthouse
 (3234980 - 52.12003 - 32360427)
 General Fund M&O (varies by Department)
 SSD - Public Works & Parks Services
 Solid Waste Fund
 DSA 1999 Series Bonds
 (3601565 - 54.13011 - 36031107)

ALTERNATIVES:

1. Board approval of contracts by task order for solar design services to One World Sustainable, Savannah; United Renewable Energy, Atlanta; Radiance Energies, Atlanta; Hamlin Energy Solutions, Garner, NC. at no more than \$20,000 for a single project and a maximum amount of \$35,000.
2. Board require staff to solicit for professional services for solar energy services based on individual projects.
3. Board provide staff other direction.

POLICY ANALYSIS: Georgia law and *The Chatham County Purchasing Ordinance and Procedures Manual* provide authority for the Board to award contracts and amendments via change order.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
 READ DEHAVEN

ITEM O

ISSUE: Request Board approve Amendment 1 to the contract with Hughes Public Affairs to help secure funding from state agencies which receive appropriations through the federal economic stimulus program.

BACKGROUND: The Board contracts with Hughes Public Affairs for legislative liaison services to represent issues of concern to Chatham County before the General Assembly. This contract would expand the scope of those services to include coordinating the County's attempt to obtain ARRA (American Recovery and Reinvestment Act) funding which federal agencies appropriate through state agencies.

FACTS AND FINDINGS:

1. The Board entered into a professional services contract with Hughes Public Affairs for legislative liaison services. The proposed change order would expand the scope of work to include assistance in securing federal ARRA funding authorized through state agencies. Hughes Public Affairs will need to meet with various state agencies, track funding appropriations from federal agencies to state agencies, make County staff aware of opportunities and help to pursue any funding opportunities.
2. The contract would be monthly with a 30-day notice of termination at a rate of \$4,000 per month. Since only two months remain in FY 2009, funding would be a total of \$8,000.

FUNDING: General Fund/M&O - Commissioners
(1001110 - 52.39001)

ALTERNATIVES:

1. Board approval of Amendment 1 to the contract with Hughes Public Affairs to expand scope of services to include
2. Board provide staff other direction.

POLICY ANALYSIS: Georgia law and *The Chatham County Purchasing Ordinance and Procedures Manual* provide authority for the Board to enter into agreements for professional services and amend those agreements as may be necessary.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

PREPARED BY _____
PURCHASING AGENT

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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.

None.

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XII. SECOND READINGS

1. AMENDMENT TO THE COUNTY SUNDAY SALES ALCOHOLIC BEVERAGE ORDINANCE TO CLOSE A LOOPHOLE IN THE TIMING OF LICENSE TRANSFERS.

Chairman Liakakis said, we need a motion on the floor. Commissioner Gellatly said, motion. Chairman Liakakis asked, do I have a second. Chairman Liakakis said, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Gellatly moved to approve an amendment to the County Sunday Sales Alcoholic Beverage Ordinance to close a loophole in the timing of license transfers. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

~~AGENDA ITEM: XI-1~~

~~AGENDA DATE: April 9, 2009~~

AGENDA ITEM: XII-1

AGENDA DATE: April 24, 2009

DATE: February 27, 2009
TO: Chairman and Members of the Board
FROM: R. E. Abolt, County Manager
SUBJECT: Closing the Loophole in the Timing of Transfers for Sunday Sales Liquor Licenses

Ladies and gentlemen, the enclosed from Greg Anderson indicates how we plan to stop the abuse. More will come when an ordinance amendment is in hand.

REA:fqr

Attachment

cc: Patrick C. Monahan, Assistant County Manager
Chief Michael Berkow, Savannah-Chatham Metropolitan Police Department
R. Jonathan Hart, County Attorney
Gregori S. Anderson, Director, Building Safety and Regulatory Services

DATE: February 25, 2009
TO: R. E. Abolt, County Manager
FROM: Gregori S. Anderson, Director Building Safety & Regulatory Services
SUBJECT: Closing Loophole in the Timing of Transfers for Sunday Sales Liquor Licenses

Review of the current language of the Sunday Sales Section of the Alcoholic Beverage Ordinance and the License Renewal form has been completed. It appears that the language in the ordinance needs clarification for the definition of "transfer" and "new owner", and the responsibilities of the establishment Owner and Operations Manager.

With the assistance of the County Attorney, an ordinance amendment will be developed and submitted for approval by the Board of Commissioners. The license renewal form will also be modified to reflect the new ordinance language and required reporting information.

Since the renewal season for alcoholic beverage licenses is from January to March, the proposed ordinance amendment will effect the majority of establishment in the 2010 renewal cycle.

GSA/cjr

cc: R. Jonathan Hart, County Attorney

Date: February 9, 2009
To: Gregori S. Anderson, Director, Building Safety and Regulatory Services
R. Jonathan Hart, County Attorney
From: R. E. Abolt, County Manager

Subject: Closing the Loophole in the Timing of Transfers for Sunday Sales Liquor Licenses

Gentlemen, this confirms our discussion last Friday when it again became apparent that some Sunday liquor licensees may avoid having to report the proportion of sales between spirits and food by taking action to transfer ownership at the end of the reporting period. Please advise what we've done in the past to stop this and what should be done going forward given approval by the County Commission.

REA:fqr

cc: Chairman and Members of the Board
Patrick C. Monahan, Assistant County Manager
Chief Michael Berkow, Savannah-Chatham Metropolitan Police Department

AGENDA ITEM: ~~XI-1~~
AGENDA DATE: ~~April 9, 2009~~

AGENDA ITEM: XII-1
AGENDA DATE: April 24, 2009

TO: BOARD OF COMMISSIONERS
THROUGH: R. E. ABOLT, COUNTY MANAGER
FROM: GREGORI S. ANDERSON, DIRECTOR BUILDING SAFETY & REGULATORY SERVICES

ISSUE

Amendment to the County Sunday Sales Alcoholic Beverage Ordinance to Close a Loophole in the Timing of License Transfers

BACKGROUND

The Sunday Sales provisions of the Alcoholic Beverage Ordinance allows the sale of alcoholic beverages on Sundays provided that at least 50% of the annual sales be obtained from the sale of food in conjunction with a restaurant, or the renting of rooms in conjunction with an Inn.

FACTS AND FINDINGS

1. Applicants for a Sunday Sales Alcoholic Beverage license must submit a Sunday Sale affidavit documenting the percentage of food sales or room rentals for the preceding twelve (12) months of operations.
2. The current ordinance provisions indicate that if the ownership of the establishment remains the same and changes the name of the license holder, a transfer of licensee is required by the ordinance.
3. The current ordinance provisions requires the transfer licensee to submit an affidavit documenting food sales or room rentals after twelve (12) months of operation under the new licensee.

FUNDING

Not Applicable

ALTERNATIVES

1. Approve proposed ordinance amendment
2. Disapprove amendment
3. Provide direction to staff

POLICY ANALYSIS

The current ordinance provision allowing transfer licensees to operate the establishment for twelve (12) months before an affidavit for renewal is required to be submitted, has created a loop-hole in the process. The establishment owner can change the licensee, who may be a manager or employee each year and never be required by the ordinance to submit an affidavit.

These amendments to Chapter 17, Article I §§ 114 and 115 of the Code of Chatham County were adopted this ____ day of _____, 2009.

CHATHAM COUNTY, GEORGIA

BY: _____
Pete Liakakis, Chairman
Board of Commissioners

ATTEST: _____
Sybil E. Tillman
Clerk of Commission

SEAL

=====

2. AMENDMENT TO THE COUNTY WELL ORDINANCE TO STRENGTHEN AND DESCRIBE THE PROCESS FOR CAPPING WATER WELLS AND BOREHOLES. NOTE WORDING CHANGE RECOMMENDED BY PRESIDENT OF THE STATE WELL DRILLERS ASSOCIATION.

Chairman Liakakis said, that information was distributed to all the Commissioners in their book and that's a very good thing because we have too many of those situations where we have wells that are no longer used and their boreholes, so that's vitally needed. Russ [Abolt]?

County Manager Abolt said, Mr. Chairman, in the parting introduction you've done an outstanding job, but I would like to publicly recognize Commissioner Stone and also Intendant Jimmy Hungerpiller from the Town of Vernonburg, who together have brought this issue forcefully to staff. We've been following through. Mr. Anderson has had to walk a very different road because the information is not there, as you've so well said, but I want to give credit to Commissioner Stone.

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, I would just like to thank the staff for recognizing Mr. Hungerpiller, and I brought this before the County Manager that this could be a serious problem in Chatham County and is a serious problem in Chatham County, and I appreciate all the work that was done to rectify this and to find a way to make this preventable in going forward. Protecting our aquifer is extremely important and the fear of uncapped wells, especially in the marshy areas and the saltwater, is something that could be very threatening to our drinking water supply. So I thank you for taking this very seriously and not giving up on it.

Chairman Liakakis said, I'd like to also thank Commissioner Patrick Farrell because he has brought this up before and has seen areas in the community, especially in his landscape business, to — where these open holes are because a lot of the people in the community, even those that no longer use their wells for water extraction, what happens is that the contaminants can go down those wells and get into the aquifer, like Commissioner Stone is talking about and also Commissioner Farrell, and cause us a problem, but the adoption of this, I think, is going to be, you know, very good to put this information, not only adopting this but the County also make sure that we have publication of this so that people know that.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, I'd like to make a motion that we approve this and also I would just like to appeal to the general public it's very important that if you have one of these old wells, that you make the effort to look into it and see that it is properly sealed because many of the older wells on the islands were put in with steel pipe and even though it may have been galvanized at the time, that galvanization does not last forever and it introduces a port of entry, if you will, for rainwater, contamination, any type of water that comes along that can go into the cleanest source of drinking water that we have. So I appeal to everyone in the County that if you know of an old well or you have one, that you take the personal responsibility to look into it and seek guidance from our County staffers that can help you work through it if you can't handle it on your own. So please remember it's to everyone's best interest for this capping these old wells, especially in the islands area where we're so close to saltwater that could possibly seep in there every time the tide gets a little high. So, thank you.

Chairman Liakakis said, we need a second on this motion. Commissioner Stone said, second. Chairman Liakakis said, alright, let's go on the board. The motion carried unanimously. [NOTE: Commissioner Odell was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Farrell moved to adopt an amendment to the County Well Ordinance to strengthen and describe the process for capping water wells and boreholes, reducing the potential for aquifer contamination. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

Related to AGENDA ITEM: XII-2
AGENDA DATE: April 24, 2009

DATE: April 17, 2009
TO: Frances Rasmussen, Administrative Assistant
FROM: Gregori S. Anderson, Director, Building Safety and Regulatory Services
SUBJECT: Proposed Amendment, Chatham County Well Ordinance

Attached is a revised version of the proposed text amendment to the County Well Ordinance. The newly proposed text is underlined. The main difference between the originally submitted text and the revision is the language contained in section 15-614(6)(k). The revised text represents input from Mr. Pete Peterson, President of the State Well Drillers Association.

The proposed method is considered an industry standard.

attachment:

~~**AGENDA ITEM: XI-2**~~
~~**AGENDA DATE: April 9, 2009**~~

AGENDA ITEM: XII-2
AGENDA DATE: April 24, 2009

TO: Board of Commissioners
THROUGH: R. E. Abolt, County Manager
FROM: Gregori S. Anderson, Director, Building Safety & Regulatory Services

ISSUE

Amendment to the County Well Ordinance to strengthen and describe the process for capping water wells and boreholes.

BACKGROUND

Uncapped or improperly capped water wells and boreholes represent pathways for contamination into the aquifer. The proposed amendment provides strength to the existing provisions and identifies an acceptable method for capping wells and boreholes, thus reducing the potential for aquifer contamination.

FACTS AND FINDINGS

1. The proposed amendment introduces a well abandonment report form that must be completed by the well driller.
2. The well abandonment report form documents the address and ownership of the property that contains an abandoned well. The form must also be submitted along with a permit application for a replacement well.
3. The amendment also identifies an acceptable method to cap wells and boreholes. The method has been reviewed and approved by a few local well drillers.

FUNDING

Not Applicable

ALTERNATIVES

- 1. Approve proposed ordinance amendment
- 2. Disapprove amendment
- 3. Provide direction to staff

POLICY ANALYSIS

The proposed ordinance amendment will strengthen the current provisions for the capping of water wells and boreholes. The capping method provides a uniform specification for closing abandoned wells and boreholes. The introduction of the well abandonment report form will provide a tool to identify and track the capping of wells and boreholes. The report will be submitted by the well drillers in conjunction with replacement well permit applications and on property that has been identified with an uncapped well or borehole. The amendment has been reviewed by a few local well drillers and has their support.

RECOMMENDATIONS

Alternative # 1, approve proposed amendment

STATE OF GEORGIA)
)
 COUNTY OF CHATHAM)

An ordinance to amend Chapter 15, Article VI §§ 612, 614 and 615 of the Code of Chatham County regulating the citing, construction, operations, maintenance and abandonment of wells and boreholes; connection of water uses to community water systems if government owned; to provided for the procedures connected therewith; to repeal conflicting laws; and other purposes. All other provisions of Chapter 15, Article VI shall remain as written in full force and effect.

Section 15-612, subparagraph 4, entitled "Variances and Appeals" is amended by deleting this section in its entirety and the following language is substituted in lieu thereof as the affected language of the ordinance:

- 4. In cases where an owner is seeking a permit to replace an existing well which has been abandoned and is no longer capable of producing potable water or becomes contaminated as defined herein, such owner may further appeal to the Board of Commissioners for a variance. An abandonment report form must be completed by the state water well contractor and submitted to Chatham County.

Section 15-614, subparagraph 1(a)(6)(k), entitled "Standards for Wells and Boreholes" is repealed in its entirety and the following language is substituted in lieu thereof as the affected language of the ordinance:

- 1. (a) (6) (k) Any existing abandoned well or borehole shall be filled, sealed and plugged by the present owner. An abandonment report form must be completed by the state water well contractor and submitted to Chatham County.

Section 15-614, subparagraphs 6(a), 6(b) and 6(k) entitled "Standards for Wells and Boreholes" is repealed in its entirety and the following language is substituted in lieu thereof as the affected language of the ordinance:

- 6. Abandonment requirements for wells and boreholes
 - (a) A water well shall be considered as temporarily abandoned when its use has been interrupted for a period of more than one year and not more than three years. Such a well shall be sealed and the well maintained whereby it is not a source or a channel of contamination or pollution when not in service. Temporarily abandoned wells shall be registered through the administrator.
 - (b) A water well shall be considered as permanently abandoned when its service has been interrupted for a period of more than three years or it meets the definition of abandoned well as defined in this part. Such a well shall be filled, sealed and plugged. An abandonment report form must be completed by the state water well contractor and submitted to Chatham County.

...

- (k) Abandoned wells and boreholes shall be filled, sealed and plugged under the direction of a registered professional geologist, registered professional engineer or state water well contractor in the following method:

The open hole portion of the well shall be filled with #3 pea gravel (NSF) approved, to the bottom of the casing. The casing portion of the well shall be filled in its entirety with concrete or bentonite cement mixture. The bentonite is not to exceed 5% of the mixture.

Section 15-615, Article VI, subparagraph 2, entitled "County Requirements for Water Wells and Boreholes " is repealed in its entirety and the following language is substituted in lieu thereof as the affected language of the ordinance:

- 2. Well and Borehole Abandonment shall be accomplished as provided for in Section 15-614 of the Ordinance and the state licensed contractor or professionally licensed engineer or geologist shall provide the administrator a sealed letter certifying that the well was abandoned in accordance with the provisions of this Ordinance and O.C.G.A. § 12-5-134.

These amendments to Chapter 15, Article VI 612, 614 and 615 of the Code of Chatham County were adopted this ____ day of _____, 2009.

CHATHAM COUNTY, GEORGIA

BY: _____
 Pete Liakakis, Chairman
 Board of Commissioners

ATTEST: _____
 Sybil E. Tillman
 Clerk of Commission

SEAL

=====

3. AMENDMENT TO THE RIGHTS-OF-WAY ENCROACHMENT ORDINANCE EXPANDING THE REQUIREMENT FOR OWNERS OF UTILITIES OR FACILITIES TO RELOCATE THEIR ENCROACHMENTS LOCATED WITHIN ANY COUNTY RIGHT-OF-WAY WHEN THE COUNTY MUST MAKE IMPROVEMENTS OR PERFORM MAINTENANCE, ADDING A REQUIREMENT THAT WORK DONE IN COUNTY RIGHT-OF-WAY BE PERFORMED BY LICENSED CONTRACTORS, ADDING LANGUAGE ALLOWING EMERGENCY REPAIR WORK TO PROCEED PRIOR TO ISSUANCE OF A PERMIT, AND TO MAKE MINOR GRAMMATICAL CORRECTIONS.

Chairman Liakakis recognized County Engineer Al Bungard.

Commissioner Kicklighter said, motion to approve. Commissioner Farrell said, second.

County Engineer Bungard said, I will just simply restate what I was asked about in the earlier meeting. The purpose of this change was to clarify the applicability of encroachments into our rights-of-way. When the Right-of-Way Encroachment Ordinance was first initiated, it was a road right-of-way encroachment ordinance. Now since Sales Tax II, we have been doing — acquiring properties, widening ditches and a host of utility companies go to the property map and say, “Here’s a place I can fit a utility” and then don’t want to move it and it inhibits the County’s ability to do its business, make its repair, or that is the purpose. So if you look closely at the amendments, they say “eliminate the words ‘public road,’ the definition is expanded to drainage rights-of-way sewer systems.

Chairman Liakakis asked, do you recommend this and maybe coming up we heard information that came from the City today, anything additional on this?

County Engineer Bungard said, the applicability to a public utility agency has been there since the very first iteration of the encroachment ordinance, to my knowledge. That is a no change. Now whether or not the County Government

continues to pay for utility relocations in other jurisdictions — Pooler, Port Wentworth, City of Savannah, or any other utility — is something, you know, it's going to be addressed on a case by case basis. That's another policy decision —. Commissioner Farrell said, fair enough. County Engineer Bungard said, — in my view.

Chairman Liakakis said, alright. We have a motion on the floor and a second.

Commissioner Farrell said, I want to speak in favor that we do this so that we can continue to make the improvements that are necessary to make Chatham County the most outstanding county in Georgia.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, I'd also just like to add that in light of the fact that concern was expressed by the City of Savannah, that this not be viewed by anybody as yet another bone of contention. This is not what this is all about. This is just a matter of us making our ordinance be as efficient as it possibly can and is not intended in any way to start yet another controversy between Chatham County's government and the City of Savannah's.

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

Commissioner Kicklighter said, it's the same ordinance simply including drainage in the construction. Commissioner Farrell very similar.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to adopt an amendment to the Rights-of-Way Encroachment Ordinance expanding the requirement for owners of utilities or facilities to relocate their encroachments located within any County right-of-way when the County must make improvements or perform maintenance, adding a requirement that work done in a County right-of-way be performed by licensed contractors, adding language allowing emergency repair work to proceed prior to issuance of a permit, and to make minor grammatical corrections. Commissioner Farrell seconded the motion and it carried unanimously.

AGENDA ITEM: ~~XI-3~~
AGENDA DATE: ~~April 9, 2009~~

AGENDA ITEM: XII-3
AGENDA DATE: April 24, 2009

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Robert W. Drewry, Director of Public Works and Park Services
A. G. Bungard, P.E., County Engineer

ISSUE: To approve an amendment to the Rights-of-Way Encroachment Ordinance expanding the requirement for owners of utilities or facilities to relocate their encroachments located within any County right of way when the County must make improvements or perform maintenance, adding a requirement that work done in County right of way be performed by licensed contractors, adding language allowing emergency repair work to proceed prior to issuance of a permit, and to make minor grammatical corrections.

BACKGROUND: As it currently reads, the Rights-of-Way Encroachment Ordinance does not require relocation of utilities and other facilities at the owner's expense when the County needs to make improvements to water systems, sanitary sewer systems or storm sewers, ditches and canals that are within County right of way.

FACTS AND FINDINGS:

1. By the way of example of the need for the revision, the County must often make drainage improvements to ditches and canals that cross roadways on the perpendicular and continue onward to an eventual outfall that is some distance from the roadway. These improvements are often impeded by utilities (e.g. water, sewer, electrical) that are within the drainage right of way. The cost to move these utilities to accommodate the County's work should not be the taxpayers' expense.

2. Utility system owners at times need to make repairs to their facilities under emergency situations where there is not sufficient time to submit a rights-of-way encroachment permit application. Re-establishing existing utility service should have priority over the permit application paperwork.

3. To ensure work performed by a utility within County rights of way is performed to high quality standards, it should be accomplished by contractors licensed by the State of Georgia in their respective professions (e.g. underground utility work, plumbing, electrical).
4. The proposed amendment to the Rights-of-Way Encroachment Ordinance is attached.
5. The County Attorney has reviewed the proposed amendment and concurs.

ALTERNATIVES:

1. To approve an amendment to the Rights-of-Way Encroachment Ordinance expanding the requirement for owners of utilities or facilities to relocate their encroachments located within any County right of way when the County must make improvements or perform maintenance, adding a requirement that work done in County right of way be performed by licensed contractors, adding language allowing emergency repair work to proceed prior to issuance of a permit, and to make minor grammatical corrections.
2. To not approve the ordinance amendment.

FUNDING: No funding is required.

POLICY ANALYSIS: That the Board action is required to amend the County Code.

RECOMMENDATIONS: That the Board approve Alternative #1.

Districts: All

Prepared by W. C. Uhl

DRAFT AMENDMENT**CHAPTER 12****Motor Vehicles, Roads, Streets and Highways****ARTICLE XI****Rights-of-Way Encroachment**

§12-1101 Title and Jurisdiction. This Rights-of-Way Encroachment Ordinance shall apply to the unincorporated area of Chatham County, Georgia, and to all public and private utilities, and to any person who desires to gain access to or locate a structure within any right-of-way within the County. (Amended September 10, 1999)

§12-1102 Definitions.

8. Rights-of-way - means property owned or controlled by Chatham County including but not limited to roads, streets, alleys, bridges, pedestrian walkways, **ditches, storm sewers**, and canals within the unincorporated areas of Chatham County. (Amended September 10, 1999)(**Amended TBD**)

§12-1103 Establishment of Encroachment Permit. An encroachment permit shall be required in conformance with the provisions of this Ordinance prior to the commencement of any construction activity within a ~~public~~ right-of-way. **Emergency repairs made to existing facilities shall be allowed prior to issuance of a permit provided that the permittee/owner applies to the County for an encroachment permit within 2 working days of commencing the work. Construction activities that must be permitted include but are ~~such as but~~ not limited to the following:** (Amended September 10, 1999)(**Amended TBD**)

§12-1104 Compliance. No utility company, public utility agency, public agency, or person may hereafter construct, install or pave any structure within the public right-of-way, or physically enter or alter any ~~public road~~ right-of-way without being in full compliance with the terms and requirements of this Ordinance and other applicable regulations, codes and ordinances of Chatham County. (**Amended TBD**)

§12-1105 Work Standards/Specifications.

1. Quality of Work. The work shall be performed in a workmanlike manner **by contractors licensed by the State of Georgia in their respective professions (e.g. underground utility work, plumbing, electrical) unless specifically allowed otherwise as a condition of the permit.** ~~All and all~~ installations shall be done by the permittee/owner in such a way as to leave free flows in drainage ditches, pipes, culverts or other surface water drainage facilities of the roadway or its connections. No part of any installation shall be attached to any portion of a bridge, culvert or other structure of the roadway without special authorization of the Chatham County Engineer after detailed information is furnished as he may require. **(Amended TBD)**

§12-1106 Minimum Conditions for a Permit

2. Liability for Future Relocation Lies with Owner. In case Chatham County should, in the future, **desire to** make construction and/or maintenance improvements to any part of ~~a the~~ County road, water system, sanitary sewer system, **or drainage system**, or appurtenance thereof, including, but not limited to, widening, **relocating relocation, reconstructing drainage**, etc., Chatham County reserves the right to require the owner to take up and relay those sections of the facility within the right-of-way as may be necessary to accommodate said improvements; the taking up and relaying to be at the expense of the owner. This work shall be completed within thirty (30) working days after notification by Chatham County, or within such other time as may be approved in writing by the County. (Amended May 26, 2006)**(Amended TBD)**

Should owner upon notification by Chatham County fail to remove **and/or take up and relay** any property encroaching in the right-of-way within 30 days, then Chatham County shall have the right to remove the obstruction or encroachment with all cost and expenses plus \$500 charged to owner in constituting a lien against the property. (Amended May 13, 2005)**(Amended TBD)**

5. Restoration of ~~Road~~ Facilities upon Moving or Removing of Encroachment. If, and when, the encroachment contemplated herein shall be moved or removed, either on the demand of Chatham County or at the option of the permittee, the roadway, **water, sanitary sewer, storm sewer, ditch and/or canal and all other existing and** facilities shall immediately be restored to their original condition at the expense of the permittee.**(Amended TBD)**

7. Public Convenience and Safety.

a. The ~~permittee/owner developer, his agents, and/or contractors~~ shall at all time conduct the permitted work within the right-of-way according to the Manual for Uniform Traffic Control Devices (MUTCD) and in such a manner as to provide for and insure the safety and convenience of the traveling public and the residents along and adjacent to the road, street or highway and to offer the least practicable obstruction to the flow of traffic. (Amended September 10, 1999)**(Amended TBD)**

b. The ~~permittee/owner developer, his agents, and/or contractors~~ shall not close to traffic any bridge, culvert, or any portion of the road, street or highway until permission has been granted by the Administrator or his designee and notice published with map (if required by the Administrator) in the local newspaper for three consecutive days immediately prior to closing and during construction if road is closed for more than one day. The permittee shall notify each abutting occupant at least 24 hours prior to when a driveway will be cut or blocked for any length of time. (Amended September 10, 1999)**(Amended TBD)**

c. The ~~permittee/owner developer, his agents, and/or contractors~~ will maintain the roadway and adjacent driveways in a safe and passable condition at all times and will take immediate corrective action to remedy any and all problems called to his attention by the County or local residents/property owners.**(Amended TBD)**

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

A staff report was attached as information.

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

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3. ROADS AND DRAINAGE REPORTS.

Staff reports were attached as information.

AGENDA ITEM: *XIII-3 Roads*
AGENDA DATE: April 24, 2009

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: Project prioritization as promised by the former GDOT Commissioner for January 2009 was not finalized. Projects statewide appear to be moving forward under the Interim Commissioner. The State Transportation Improvement Program (STIP) and priorities for transportation funding under the American Recovery and Reinvestment Act (ARRA) are being developed.

FACTS AND FINDING:

1. Truman Parkway, Phase 5. Certification of right of way (ROW) was submitted to the GDOT on December 3, 2008. The Final Field Plan Review (FFPR) was held March 11, 2009. The GDOT did not include the project as part of the Phase 1 ARRA funds due to the high cost (\$100 million). An alternative has been submitted to the GDOT to break the project into three phases and include a portion of the project in the Phase 2 ARRA funding.

2. Diamond Causeway.

a. The GDOT is pursuing a design/build contract in FY 2009 to construct a two lane high level bridge over Skidaway Narrows to replace the bascule bridge.

b. On July 25, 2008 the Board approved a contract to construct a traffic signal with turn lanes at State Park Road and to widen the roadway to Lake Street. The intersection is scheduled to be fully operational by May 2009.

3. Whitefield Avenue. Right of way acquisition is underway affecting 81 properties. Expect to certify ROW in March 2010. Funding for construction in the STIP is 2011.

4. Local Roads

a. Troy Street, Catherine Street, Adeline Street, Billings Road, Elmhurst Road, Beechwood Road, Ridgewood Road. Dirt roads being designed for paving. Billings Road easement acquisitions underway.

b. Bond Avenue, Betran Avenue. Board approved award of construction contract for Betran on February 27, 2009. Estimated completion in May 2009. Bid opening for a contract to pave Bond Avenue was April 15, 2009. Board approval for the Bond Avenue contract is pending on April 24, 2009.

c. Brandy Road. Board approved award of construction contract on March 27, 2009. Preconstruction meeting with contractor is scheduled for April 22, 2009.

d. Pyeland Avenue. Final right of way and construction plans are complete. Easement acquisition is underway. Expect to solicit bids for a construction contract in May 2009.

e. Wright Avenue and Fenwick Avenue. Under design.

f. Intersection improvements on Chatham Parkway at Veterans Parkway and Garrard Avenue. Being designed to install traffic signals at the interchange on Veterans Parkway and at the intersection of Garrard.

g. Intersection improvements on King George Blvd at Grove Point Road. Being designed to install turn lanes and signalize the intersection. Construction plans complete. ROW acquisitions are underway.

RECOMMENDATION: For information.

Districts: All

AGENDA ITEM: XIII-3 Drainage
AGENDA DATE: April 24, 2009

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

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

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

FACTS AND FINDING:

1. Pipemakers Canal. The Pipemakers Canal extends from Bloomingdale to the Savannah River (over 13 miles). The project includes canal widening, bank stabilization, sluice gates and culverts. Construction of the sluice gate structure and channel improvements from SR 21 to the Savannah River (about 1.4 miles) was completed in 2005. Designs of canal improvements downstream from the Airport to SR21 are complete. The wetland credits will be purchased upon approval of a new mitigation bank. No construction can proceed until mitigation credits have been purchased. Staff is considering a project to improve operation and maintenance of the sluice gate structure.

2. Hardin Canal. The Hardin Canal extends from Bloomingdale to Salt Creek near US 17 (over 12 miles). The project includes canal widening, bank stabilization, bridges and culverts. Several years of delay resulted from objections by the US Fish and Wildlife Service. A project to replace culverts under SR 307 with bridges is designed. Right of way acquisition is underway. A project to replace golf cart bridges between I-16 and Southbridge Boulevard is pending acquisition of drainage easements.

3. Conaway Branch Canal. The Conaway Canal extends from Bloomingdale at US 80 to Pipemakers Canal (about 1.6 miles). The project includes canal widening, bank stabilization and larger culverts. Except for revisions to comply with changes in State laws on soil erosion and water quality, the design is complete. Staff is coordinating with utility owners to have their facilities relocated for the project. A project to replace three roadway culverts is expected to be advertised for bids in June 2009.

4. Little Hurst Canal. Improvements consist of constructing a new culvert under the railroad east of SR 21. Work is underway to acquire easements and rights of way, and to acquire permits for construction. Design will commence after accomplishing these tasks.

5. Wilmington Park Canal. The Wilmington Park Canal extends from North Cromwell Road to the Wilmington River (about 1.4 miles). The project includes canal widening, bank stabilization and culverts. Construction of new culverts with tide gates at Wilmington Island

Road was completed in 2002. Award of a construction contract was approved by the Board on March 27, 2009. Construction will commence upon execution of the contract.

6. Kings Way Canal. The Kings Way Canal extends from the Kingswood Subdivision to Whitefield Avenue (about 0.7 miles). The project includes canal widening, bank stabilization and culverts. Phase 1 was completed in 2005 as a part of the construction of Truman Parkway. Phase 2 is under construction and is scheduled to be complete by June 2009. Difficulties encountered with Georgia Power and relocation of their facilities may result in a time extension for project completion.

7. Dundee Canal. This project improves the tidegate structure and concrete headwalls. The project is under construction. The project is scheduled for completion by June 2009.

8. Louis Mills / Redgate Canal. The Louis Mills and Redgate Canals are tributaries to the South Springfield Canal. A project to widen the channel and replace culverts between Garrard Avenue and the railroad is currently out for bids.

9. Ogeechee Farms Area. The Ogeechee Farms project includes improvements to canals and culverts. Phase 1 was completed in July 2005 (piped in about 0.2 miles of channel south of Vidalia Road and replaced a road crossing at Waynesboro Road). Design is underway on Phase 2 which includes improving several undersized culverts along the Vidalia Canal south of Vidalia Road.

10. Chevis Canal. The Chevis Canal project includes improvements to the drainage culvert at the Hodges Air Park located approximately 3600 feet downstream of Chevis Road. The improvements will double the existing drainage capacity. A construction contract was approved by the Board on February 13, 2009. Construction is underway.

11. Fawcett Canal. The Fawcett Canal serves the Georgetown area. The drainage system includes a network of open channels, culverts and storm drain pipes. Lagoons managed by the homeowners' association are a functional part of the system. Phase 1 (completed in 2002) involved about 1.4 miles of canal widening and new tide gates at Grove Point Road. Improvements to the lagoons were completed in 2005. A project to replace storm drain pipes along Red Fox Drive to relieve flooding at White Hawthorn Drive is substantially complete.

12. Quacco Canal. The Quacco Canal extends from the Little Ogeechee River to the Regency Mobile Home Park (about 4 miles). The project includes canal widening, bank stabilization, culverts, and providing access for maintenance. Completed work included enlarging the US 17 culvert. Staff is negotiating with the contractor to establish the extent of additional construction costs. Design to improve road culverts along Quacco Road and construct channel improvements to protect the Regency Mobile Home park is complete. Right of way acquisition is complete. Staff is developing a project scope for extending drainage improvements to the Willow Lakes Subdivision.

13. Norwood Drainage Outfalls. The project will improve drainage capacity and access for maintenance. Four outfalls along Norwood, between Skidaway Road and Lester Avenue are being considered for improvements. Preliminary design work is underway for one outfall.

14. Henderson/Gateway. Drainage is provided by the Little Neck Canal and the Henderson Branch Canal (combined length about 2 miles). Development of the subdivisions led to increased rates and volumes of storm water runoff which the canals cannot handle. Design is underway to replace culverts at Little Neck Road, at Henderson Oaks Drive and at a golf path crossing. The City of Savannah is refusing to relocate the sanitary sewer and water line within the County's Rights of Way.

15. Shipyard-Beaulieu Area. The project will be accomplished in phases. The first phase of work will be to replace the storm drain pipe at Beaulieu Avenue. There appears to be adequate existing easements. Work to complete the final design for this improvement is underway.

16. Grange Road Canal. The project to relieve flooding extends from Pipemakers Canal to north of Grange Road (about 1.8 miles). The original concept identified the need for an outfall to the Savannah River within the unopened right of way of Grange Road. In 2007, the GPA requested that the right of way be abandoned for a container berth expansion. Staff is coordinating the County's needs for drainage improvements with GPA's needs to expand.

17. Kim Street Drainage. A small project directed toward improving drainage in the Grays Subdivision. The southern portion of the subdivision relies on roadside drainage ditches along U.S. 80. Preliminary design and coordination with GDOT is complete. The project has been suspended as a result of a property owner's refusal to grant the County a temporary easement that is required to construct the project.

RECOMMENDATION: For information.

Districts: All

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

A staff report was attached as information.

AGENDA ITEM: XIII-4
AGENDA DATE: April 24, 2009

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. 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. 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
2. FY 07 staff completed the following:
 - All eighteen tennis courts were renovated or re-constructed.
 - Tom Triplett Park Bridge is completed
 - Frank W. Spencer Boat Ramp - Renovation is completed and the restrooms were re-opened
3. FY 08 staff completed the following:
 - Westlake Neighborhood Park - Playground Equipment installation is completed.
 - Lamarville Neighborhood Park - Playground Equipment installation is completed.
 - Salt Creek Complex - Playground Equipment installation is completed.
 - Replacement of the pavilion at Grey's Subdivision is completed
 - Replacement of the pavilion at Runaway Point Park is completed
 - Replacement of the fence at Memorial Stadium is completed.
 - Repaired bridges at L. Scott Stell that connects park with playground/picnic area.
 - Replacement of light wiring for tennis courts at Lake Mayer is completed.
 - Kings Ferry Pavilions Roofs were completed the end of July.

- Ambuc Sports Lighting - Installation of new lights is now completed.
 - Installation of the playground equipment at Hodges -Turner-Young is completed.
4. FY 09 staff completed the following:
 - Renovated the former offices into a new Community Center and opened for use on January 16, 2009.
 - Resurfacing of the basketball court at Hodge-Turner-Young is completed.
 5. Status of CIP project recently approved by the Board:
 - Fred Thompson has been assigned as Project Manager to manage CIP projects for Park Services.
 - Turners Creek Boat Ramp parking lot paving - Engineering is currently working with a consultant for design.
 - Kings Ferry Park Restroom - Construction began on 3/2/09
 - Thunderbolt Boat ramp - A request has been submitted to the Army Corps of Engineers to make extensive repairs to the boat ramp.
 6. RAP improvements identified in Park Services operating budget for FY 08.
 - Jim Golden Complex backstop replacement -Field layout provided by Chain Baseball and an engineer was hired to revise the plans to bid out. A pre-bid proposal meeting was held on 4/14/09.
 - Change water source at the Soccer Complex - Design completion is pending.

FUNDING:
N/A

RECOMMENDATION:
For Board Information Only

[All Districts]

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EXECUTIVE SESSION

Upon motion being made by Commissioner Thomas and seconded by Commissioner Shay, the Board recessed at 10:40 a.m. to go into Executive Session for the purpose of discussing litigation, land acquisition and personnel.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 11:19 a.m.

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ITEMS FROM EXECUTIVE SESSION

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

ACTION OF THE BOARD:

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

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ADJOURNMENT

There being no further business to come before the Board, Chairman Liakakis declared the meeting adjourned at 11:20 a.m.

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APPROVED: THIS _____ DAY OF _____, 2009

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

SYBIL E. TILLMAN, CLERK OF COMMISSION