

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, JULY 10, 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 Pete Liakakis called the meeting to order at 9:37 a.m., Friday, July 10, 2009.

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II. INVOCATION

Commissioner Helen Stone gave the Invocation.

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III. PLEDGE OF ALLEGIANCE

Commissioner Patrick Shay 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
 Harris Odell, Jr., District Five
 David M. Gellatly, District Six

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

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

None

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VI. CHAIRMAN'S ITEMS

1. * TO APPROVE THE SELECTION OF A FINANCIAL ADVISOR FOR THE 2009 DSA SERIES BOND ISSUE AND AUTHORIZE THE ADVISOR TO RECEIVE AND EVALUATE REQUEST FOR PROPOSALS FOR THE BONDS.

County Manager Abolt said, Mr. Chairman, we just asked you to put that on your individual action calendar. I apologize for the late starter. This is not on your agenda unless you make a motion to do so, which we request, and then when the matter comes around I'll have Mr. Monahan explain it to you, and I apologize for the lateness of the issue.

Chairman Liakakis said, we need a motion on the floor to put this item on the agenda.

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

Chairman Liakakis said, alright. Let's go on the board. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

Chairman Liakakis said, Mr. County Manager, go ahead. County Manager Abolt said, we'll put it on the Individual Action, sir, when it comes up. Chairman Liakakis asked, Individual Action? County Manager Abolt said, yes sir. Chairman Liakakis said, okay. County Manager Abolt said, it will appear as Item 6 on page 6 when you get there, sir. Chairman Liakakis said, okay, fine.

ACTION OF THE BOARD:

Commissioner Stone moved to add as Item IX-6 the request to approve the selection of a Financial Advisor for the 2009 DSA Series bond issue and authorize the Advisor to receive and evaluate request for proposals for the bonds. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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VII. COMMISSIONERS' ITEMS

1. SALE OF WATER AND SEWER SYSTEMS (COMMISSIONER SHAY).

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, yeah, in a sort of pursuit of ways to limit the losses that we're experiencing in some of our enterprises and funds, it occurs to me that since the County water and sewer systems serve something like 3,000 out of the 200-and some thousand, 250,000, 260,000 people that actually reside in Chatham County, that that is an impossibly small enterprise to manage cost effectively in the public sector, whereas there are a number of small water service companies in the private sector that already operate in Chatham County and in Coastal Georgia who might be able to combine that with that operational systems so that they can reach a level of customer service and a number of customers that can operate more cost effectively. I don't know the answer to this question for a fact. I know it's come up previously in the past and the staff report puts forward an outline at least of the history of these kind of things, but I thought we all as Commissioners might want to discuss briefly whether or not we want to consider that as an option going forward just divesting ourselves of the water and sewer systems presumably for serious consideration for money or other considerations, if that's possible, to relieve some of the strain on our County budgets.

Chairman Liakakis said, okay. Did you want to comment on that, Patrick [Farrell]?

Commissioner Farrell said, well, obviously, you know, these things need to be talked about. There are still some areas, quite a few areas in the unincorporated area that have neither municipal water or sewer, and many more without sewer, and one of the questions we need to debate is if we completely get out of the water and sewer business, are there any options for folks that own property and may want to build in the future to provide water and sewer without, you know, the possibility of their local county to help provide those type of services.

Chairman Liakakis asked, any other discussion?

Commissioner Odell said, just for clarification, Mr. Abolt, does that — do the costs exceed the revenue? County Manager Abolt said, no sir, because it's an enterprise fund and there's been some publicity, of course, on the rates taken that staff recommended, but we make money on it because we have to make money. We've increased the rates because, number one, we have to keep it solvent but, number two, we're complying with the greenest county strategy and also we're providing for the first time a distant setup on major consumption, but we have to keep it balanced. This is kind of like, not to use Commissioner Shay's term unnecessarily, but when he asked me the

question in the pre-meeting about the cookie jar, this is an enterprise fund, another one of the businesses. In this big budget I give you, this is one of the small budgets, but Commissioner Shay brings up the issue and it's very timely. As the board of directors for that utility, serving about 3,300 people, you want to decide whether you wish to divest yourself of it or not. There's some important things to keep in mind, and Commissioner Shay and Commissioner Farrell really have hit on the two that I think of a policy consequence, but I did have staff, you know, trace this map, and I realize that when we use the term system, it might make people feel good. This is not a system. I mean, this is a polyglot of spots around the County where many years long before I became Manager there apparently were individual problems. You either had a developer going out of business or you had a community water system that came to the then-seated County Commission and said, "Please take us over." Well, that's where you get this kind of shotgun, but there's no system involved in this at all. The issue of consequence that I would have for you as your Manager, and I think both Commissioner Farrell and Commissioner Shay have hit on the substance of the issue of your decision, but if you go forward in the disposition of it, I would ask you to go forward with a commitment that if the price was right you'd sell because the problem we have in the past is, and the one in particular, number one this is very time consuming, and staff will do whatever you tell us to do, but you create anxiety among the customers — the idea of transition. A lot of work has to be done before we can bring to you the final bid, if you want to use it that — or bids to get out of the business. We can do that, we will do that, but I want you to go into it, you know, with the feeling that if all goes well it is your intent to divest yourself of these polyglot of systems.

Commissioner Odell asked, can I finish my question? Chairman Liakakis said, yeah, go ahead and finish. Commissioner Odell said, my only — I can understand that we charge sufficient funds to ensure that we don't have a shortfall, but as with other things in SSD, do we spread the administrative cost associated with this very small fund? County Manager Abolt said, yes, there's a small charge for administering. Commissioner Odell said, okay. And when you say that it's not a system, it's because it's a catch as catch can. We attempted to solve a multitude of problems scattered out —. County Manager Abolt said, by a system it implies a continuity of service area, some logic, and there's no logic and there's no logic to this. Absolutely none.

Commissioner Odell said, I would like to see staff develop a request for proposal to sell. I think — I'm certainly willing if the price is right to vote to sell. I'd also have some questions as to the reserves. Will those be transferred with the sale or be placed into the overall SSD budget and —. County Manager Abolt said, no. Those are issues that will have to be worked out, but again maybe some of you, maybe Commissioner Shay and Commissioner Thomas were the only ones around initially when we started it before. This is not complex, but it's involved and you have issues — okay, what will the new rates be? A private company and others, maybe the City of Savannah, if they were to purchase this might want to capitalize their investment. So what you have is you have a rate payer that's now paying a certain rate and with a new provider in the business mode who said I made an investment, I bought this system, I now want to recoup my investment, and so they'll add to the service charge to the customer to recoup the investment. We have to deal with that. We have to deal with your whole philosophy on any changes in rates. In years past, one of our offerings was to not change the rates for X-number of years. There's all sorts of similar complex issues that you're more affected by because you're an elected body versus just the board of directors for Georgia Power or whatever. Commissioner Odell asked, so if we didn't have the agreement that we controlled rates, at least for X-period of time, then the purchaser could come in, triple the rates of I'm now paying \$80 a month for water and now water is \$300. County Manager Abolt said, kind of — I was going to say caveat emptor, but what you do is if you divest yourself of the situation, you have one choice and that would be, okay, just sell it or, second choice, sell it with conditions, and it's the conditions that will take a while in the negotiations of preparing the RFP or the actual bid document. We would bring that back to you, and I'm not at all cowering from the daunting task of doing it. We'll do it. I only implore you at this stage that if you say go forward, go forward with a reasonable commitment with all the unknowns, but this is not a fishing expedition. If all things work out right, you will dispose of the system because that's what happened in 1997. We spent about six months or more in doing this and there was a change in the elected leadership and all of a sudden the new leadership said, "No, we're not going to do this."

Commissioner Odell said, I think you've got enough Commissioners on here now that we're looking at you and it's with an intent to marry. We'll sell this thing if the numbers are right and we can limit any harm to our current customers.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, what I'd like to suggest, and I really do look forward to the comments from Commissioner Gellatly and Commissioner Kicklighter before we decide anything, and the other Commissioners too. Rather than do an RFP to see and use significant staff resources to construct an RFP, one of the options would be to solicit, whether through an RFP or whatever the process, an appraisal to get an MAI — I think that's the right sequence of letters — appraisal of what an independent party thinks the system is worth. If that number comes back a negative number, then we won't spend a whole lot of time. If it comes back to break even, then we may find ourselves still willing to stay in the water and sewer business. That way we're not disrupting the 10,000 other things we've got on their plate in front of them and I think the significant policy issue that Commissioner Farrell raises also needs to be thought through. I guess the private water systems don't have as much clout to be able to go into new areas. I don't know, I don't understand that piece, but I do know, I agree with him, there are significant areas in Chatham County that are right now on wells and septic systems and as an environmental health policy that's something we ought to be transitioning away from and not sort of painting them in that corner forever.

Chairman Liakakis recognized Commissioner Gellatly.

Commissioner Gellatly said, I have a question and, first of all, I'll tell you right away that water systems or lack of systems is not my area of expertise, but it does occur to me and my memory serves me right over the last eight years that I've been on this Commission that some of these private water companies do better than others. Some just take the profit and some don't maintain their lines and things of this nature. What would happen, you know, if you had government regulations that made it super expensive or something like that and a private water company just walks away from it. Who's going to pick up the tab for that and, you know, I could see whole big subdivisions out in the unincorporated area finding out they don't have any more sewer and water, and that could happen. But I want to make sure that we don't make a decision that contributes to that possibility. That's all I'm asking.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman. I think it's definitely something we need to look into, but I would like for us to consider putting stipulations in the RFP or whatever we send out that pretty much would not allow a potential buyer to charge separate tap-in fees and separate usage fees based on which areas of the County that they're actually located in and kind of to explain it with this method of wording, the sell agreement I think it would eliminate the possibility of a city, any of the cities, using this current water service as some type of forced annexation tool as we've —, you know, all cities have been very good at that being able to take the water and pretty much demand that the area be annexed into whichever city or they're not going to receive the water service. And I think that's something that we would have to be extremely cautious about because I think that's why we see a lot of the hodgepodge annexations that's taking place and really split our entire County into just a mess of where citizens really have no idea of where a lot of them don't even know which city they're in. Whatever their zip code is and the post office they use a lot of them actually think they're in that city, and if we do this we need to take every precaution to make sure that this water is not used by anyone as has been in the paper time and time again a water pistol where it forces annexations that people want to actually develop their properties. So I would ask if we move forward with this, anything to benefit the area and benefit the budget I'm definitely for taking a look at, but I would like to protect everyone in doing so and by putting these measures in I believe that we could really help ourselves with our jobs of representing the unincorporated area and possibly eliminate the possibility of people — cities annexing the good areas and leaving the unincorporated area residents with the bill. And that's what we have experienced with a lot of areas is that they'll get the high-priced, high-taxed areas receiving a lot of revenues and the unincorporated area residents are left to pay for the maintenance of the road getting there. And — thank you.

Chairman Liakakis said, Russ [Abolt], you've heard the comments about — see about —. Go ahead. Excuse me.

Commissioner Shay said, well, let me suggest a course of action, if I might. County Manager Abolt said, I need some motion, sir. Commissioner Shay said, you know, and if this is not acceptable, if there's not a consensus about it, then I will make a motion to postpone the issue. Let's send out a letter or advertise, not an RFP but an RFI, let's send out and see if there are any entities that are out there that are interested about getting into the business. If there's no response, then we don't have to go to the next level. If there is significant response, then we should at that point decide, not now, but whether or not to get an appraisal and move forward with the next step of business deal. In the meantime, we'll have the opportunity to think about the significant issues that were raised today about forced annexation, water pistols and septic systems and all those other things. So I've, as usual, raised something that I haven't thought all the way through.

County Manager Abolt said, I understand. If that is the consensus, we can do that very easily and I would like to read in with the maker of the motion's permission that it would be the whole thing —. Commissioner Shay said, yeah. County Manager Abolt said, — we do the RFI's for everything. If not, like hey look at that list and decide what cherries you might want to pick. It's the whole thing.

Commissioner Shay said, fair enough. Well, I'll make that in the form of a motion then and, unless there's strenuous objection, that we send out a letter or we advertise, whatever the appropriate way is, to request for interest from water service providers that are out there in the world — I wouldn't necessarily exclude, you know, to just private sector entities, but people that are interested that are taking over the entirety of our water system with the understanding that there would be an ensuing negotiation as to the terms and conditions so that we wouldn't end up with water pistols and stranded septic systems and those kind of things.

Chairman Liakakis asked, do you have a —. Go ahead.

Commissioner Odell said, I second it just so we can get to the discussion phase. Chairman Liakakis said, okay.

Commissioner Farrell said, Pete [Liakakis], do you need some help here?

Commissioner Odell said, before we can get to the letter writing phase, I would really like to see us have a thorough debate as to the potential downfalls on this. We have some substantial problems that we're going to be looking at in the next 12 months. Part of the problem is going to be with the SSD. Right now what we've got is we've got a fund that is self-balancing. I understand this is not in my district, but right now it's not an overwhelming problem, and I'm just looking at costs versus benefit. We could have a potential problem that could not rival Weatherwood but long term for future Commissioners could, and I would like for us to think through this and debate it before we get people to look at whether or not we're going to sell because we're not in an urgent situation on this, and I would recommend that we exercise a certain level of caution in going forward, and I don't want to upset folk who are currently receiving this — the services, or to get people who might be interested in buying it. We have a concern. Let's think through it before we act. That's my only recommendation.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, I'll echo those concerns. Certainly any item should be taken off the table and dusted off and looked at with some scrutiny from time to time. When the water rates were adjusted, did that solve the financial situation with —? County Manager Abolt said, financially we're fine. We're fine. Commissioner Farrell asked, so this is not anything to do with money because we — with the current rate structure, with the current rate structure we are solvent and we have the funding to continue this service to the unincorporated area? Is that —? County Manager Abolt said, yes sir. Commissioner Farrell said, okay. So this would simply for whatever reason we'd consider getting out of the business, which I'm always open to the idea of private enterprise, you know, working with the citizens to whatever extent is in their best interest, but I'd also like to point out that over the years in the less developed parts of the County, the restrictions to build, say, a home or a business have become onerous to some extent because most of the better higher well-drained land has already been built on and a lot of the less desirable lands that are undeveloped have difficulty percolating their sewage. Water's fairly easy to get. You poke a hole in the ground about 300 feet and put a pump and some electricity down there and you've got a lot of water, but getting rid of your wastewater is sometimes difficult and requires an inordinate amount of land, which as a fairly urbanized county, that land becomes precious and in essence you have a — your water and sewer becomes the choke hold on where your development is going to go in the future. So before we do anything drastic, we should look very closely at what the ramifications are for the underdeveloped and the undeveloped portions of the County that this may have an effect on because unfortunately water and sewer is a very important component, if not the most important starting component of any type of development.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman. I think Commissioner Odell's suggestion is really a good one because another potential problem that popped into mind as this discussion's moving forward is rather than possibly selling an entire system, I think in a workshop we could look at this and if it seems like something we wanted to move forward on, there's very much the possibility that we would have logical zones, and I'll give an example. I live in Pooler. I'm on Chatham County water. One person, one group buying the entire system, the City of Pooler may very well not want to be in the water service out in — on the island, and for — to basically exclude those cities and those areas that are actually located right around the system and possibly better equipped or rather — not better equipped, but they're closeness to the water system would definitely make them a lot more responsive to potential problems, and I just think that — I applaud Commissioner Shay for looking at any and everything that we can do to potentially help out and make a better county, but I think we need to — I agree with Commissioner Odell — we need to slow this down and maybe have a workshop and sit down and look at this before we just throw something out to everybody.

Chairman Liakakis said, okay. Pat [Shay] or Helen [Stone].

Commissioner Shay said, I'll leave it to Helen [Stone].

Commissioner Stone said, just one comment before — and I agree with what Commissioner Odell is saying that we need to really talk about this, also bearing in mind that the requirement for water may strengthen especially in the unincorporated area due to the fact that the new health department regulations that it's one acre of land, I believe, for well and a septic, so this is going to put more requirements on public water. So I think that's something that needs to be taken into consideration as well.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, Mr. Chairman, in light of the discussion we've had here today, I'd like to make a motion to postpone consideration of this until the first meeting in September. That will give us about two months in which to plan a workshop or whatever you want to call it so that we can discuss this further, and I would ask that without a formal letter of intent or an RFI going out, that we let people know that are in this business that there will be some discussion about what the future of the water systems are so that we can find out from them whether there's a viable strategy out there or not. But given all the other things that are on Mr. Abolt's plate between now and September, we'll give him until the first meeting in September to be prepared to see if there's not a way forward. Commissioner Odell said, I'll second the motion.

Chairman Liakakis said, alright. Russ [Abolt], you've heard all of this, but we want to make sure that we make sure that we give some consideration, a big consideration to the citizens and they're protected as was mentioned about real high fees and all of that. County Manager Abolt said, yes sir.

The motion carried unanimously. Chairman Liakakis said, okay. The motion passes.

ACTION OF THE BOARD:

- a. Commissioner Shay moved to direct staff to request the cities and water service providers that are interested in taking over the entirety of our water system with the understanding that there would be an ensuing negotiation as to the terms and conditions so that we wouldn't end up with water pistols and stranded septic systems and those kind of things. Commissioner Odell seconded the motion.
- b. Commissioner Shay moved to postpone consideration of this issue until the first meeting in September, giving us two months in which to plan a workshop or whatever so that we can discuss it further and, without

a formal letter of intent or RFI going out, that we let the people who are in the water and sewer business know that there will be some discussion about the future of our water systems. Commissioner Odell seconded the motion and it carried unanimously.

AGENDA ITEM: VII-1
AGENDA DATE: July 10, 2009

DATE: July 6, 2009
TO: R.E. ABOLT, County Manager
FROM: Robert W. Drewry, Director of Public Works and Park Services
RE: Potential Sale of County's Various Water and Sewer Systems
(Response to you fax dated June 30, 2009)

Russ, attached is a map of the County that identifies both the County owned community water and sewer systems and the County maintained park water systems.

There has been many discussions and correspondence over the years concerning the disposition of the County water and sewer systems to other agencies particularly government entities both the City of Savannah and the City of Pooler. The latest attempt to dispose the County's interest in the systems was in 1997. The County solicited potential buyers to include private agencies and governmental entities contingent upon purchasing all the systems and not to allow any potential buyer to pick and choose which system they wish to purchase. Ultimately the Board chose to stay in the water and sewer business.

Currently, as you are aware, the County is soliciting interest in the SPA water and sewer system due to restrictions on groundwater withdrawal. Proposals are due July 14th. It will be interesting to see if there is an interest and if so, will it result in an economic benefit to the County.

xc: Linda Cramer, Finance Director

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INTRODUCTION OF GUESTS

Chairman Liakakis said, what I'd like to do right now, I want to introduce a couple of people that are in the audience today. I'm sure they're here for a particular item that we have, but we'll get to that. But City Alderman Mary Ellen Sprague and Alderman Larry Stuber.

Commissioner Shay said, welcome as always. Commissioner Thomas said, welcome.

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CHATHAM AREA TRANSIT AUTHORITY

Upon motion made by Commissioner Odell, seconded by Commissioner Thomas and unanimously approved, the Board recessed as the County Commission at 10:06 a.m., and convened as the Chatham Area Transit Authority.

Following adjournment of the Chatham Area Transit Authority, the Board reconvened at 10:35 a.m., as the County Commission.

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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 BOARD APPROVAL OF A MEMORANDUM OF UNDERSTANDING WITH STEP UP SAVANNAH. Item was tabled at Board meeting of June 26, 2009.

Chairman Liakakis said, we need a motion on the floor to take it off the table. Commissioner Stone said, so moved. Commissioner Thomas said, I move we take it off the table. Chairman Liakakis said, we need a second. Commissioner Gellatly said, second. Commissioner Holmes said, second. Chairman Liakakis said, we've got a second. Let's go on the board. The motion carried unanimously. [NOTE: Commissioners Farrell and Kicklighter were not present.] Chairman Liakakis said, the motion passes.

Chairman Liakakis said, okay. Let's see — did you want to go over that? County Manager Abolt said, sir, I believe the person that — Commissioner Kicklighter should be here. He's the one that asked the questions. Mr Dodd's here to respond. The only reason it's on the table was a motion of Commissioner Kicklighter.

Commissioner Odell said, let's have Mr. Dodd respond and then we can —.

Chairman Liakakis said, Daniel [Dodd], how about coming up. You know what the item was and you can respond to that because it was some additional information. Correct?

Mr. Daniel Dodd said, yes sir. Chairman Liakakis said, okay, go ahead. Mr. Dodd said, I believe what Commissioner Kicklighter had as far as a question and several questions are all very good questions. The first question which I'd like to respond to was the question of the Home Builders Association no longer funding the program, and so the perception that the County was actually funding more program as a consequence, and so I just wanted to reply to that, which is the Home Builders Association when they first came to the table with this program were paying for the stipends for the program. So whenever the workers were actually doing the work, the Home Builders would match them with Home Builders throughout the County and then they would take care of the stipend, which was actually a tax deductible contribution. So the Home Builders have never actually, you know, funded the program directly. They've only funded the stipend portion of the program.

Now the program has grown over the years and has reached its current level of funding, you know, for the amount of students which were placing in jobs and actually training in all the different components from Savannah Technical College and the life skills portion. So the program has gone up as far as — and stayed level, I think, over the last two years. It had gone — it had jumped from the first two years and into the next third and fourth year because of the amount of people that we were serving. Now there was an increase in labor after the Home Builders had to step away from the program, and that required some of the program costs to increase because we had to essentially go in there and match folks with the jobs. You know, we had to essentially do the work that the Home Builders Association was doing through their association and through their network. It became a lot more labor intensive for us because we had to go look for the commercial building and for the residential building to place folks within those jobs.

Chairman Liakakis asked, Daniel [Dodd], where we had the graduation class at the last County Commission meeting, that was graduation class number eleven? Mr. Dodd said, yes sir. Chairman Liakakis said, eleven. Okay, so we've had eleven in there. Mr. Dodd said, yes. Chairman Liakakis said, and another statement too, I'm glad that the Commission — we joined up with the Savannah Poverty Initiative Program when we came on in 2005 and putting this in there, this apprentice program has really made a difference in a lot of people's lives because what has occurred also that some of those people that didn't have jobs or where in the poverty area had committed crimes, and they came up to the microphone on different occasions and told us that their life has been turned around, that they have a job, they're paying taxes and all right now and they're in the right direction. So we can see there have been many successes in this apprentice program.

Mr. Dodd said, yes sir. Now there's another concern which came up, which is a valid concern, which is in light of the economy how can the County be, you know, paying for Construction Apprentice Program, and Commissioner Farrell in particular has encouraged us to look at diversifying with different training opportunities, and we have had some discussions with the University of Georgia looking at the landscaping program and we've looked at others, but currently to be frank, we've been very successful and continue to be successful in placing folks and that's pretty much because of the commercial building that has not stopped. We've had the Police Department, which has been a wonderful partner, and Chief Berkow has given opportunities for folks to work on jobs that the Police Department has had. We've got Godley Station, the K-8 School, which is another project that we've been looking at with Pelote, Sustainable Fellwood, we've had folks that have been placed out there, and other School Board projects which is through Vanguard Distributors, so we're still very successful in placing folks and getting people jobs, and I think the numbers certainly demonstrate that.

Commissioner Odell asked, may I just ask a quick question? Recently I was in North Carolina and they have a similar program and the program deals with the installation of solar panels, and it's very green oriented as far as the training, and it's really futuristic. So when we look at what other kinds of things we could be doing, I'd appreciate it if you'd look at that. I think we're in on this program. I think it's a good program. I think it's still viable.

I think that we should still be committed to it, and I'm going to hold off for a few moments before I — I'm going to make a motion to approve, but I wanted to hold off until Dean [Kicklighter] got back. My colleague from the West had a question. I'll yield to James [Holmes] and then —.

Chairman Liakakis said, James [Holmes] and Priscilla [Thomas].

Commissioner Holmes said, Bob, thanks for the work you're doing. But let me say something about this program. When we first started this program, you know, we're going to modify it and we're going to put things in to help it going, but if anyone who never visited a class when these participants first come on board to where they're at now, they need to do that in order to give them a better view of who we're dealing with and what the benefit of this program. So, you know, what was just said right now by Commissioner Odell, you know, I too am going to keep supporting it as highly as I can, and I think 80% of this Board is still on board with what this program is doing.

Mr. Dodd said, thank you, sir, and we will certainly — we've already been working, Commissioner Odell, with Savannah Technical College looking at their solar panel technician training program, and we are looking at incorporating that for the men and women in the Construction Apprentice Program. Commissioner Odell said, oh, great. Thank you.

Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, thank you. You just answered one of my questions about have you spoken with Savannah Technical College about their solar program. I do want to commend you for an excellent job. I am very much familiar with the work that's going on, the training that these men and women are receiving, and the most important thing for me is the fact that those who are continuing to work are now on the payroll for paying taxes and so forth. They're not out there committing crimes and so forth and so on. So it has made a great impact here in Chatham County and I just want to say congratulations and we do want to continue to help you with that. These are the kinds of programs I think that are very beneficial in spite of what other reasons we might have. We have to help make a difference in the lives of these people. Mr. Dodd said, thank you.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman. First, I want to thank you for your work and I'll echo I know you've done a great job and it's very beneficial to all the people who've gone through your program, as well as the entire area. Mr. Dodd said, thank you, sir. Commissioner Kicklighter said, I guess I want to just go through some stuff real quick to see if I understand exactly where we're at now. It's my understanding that in the original agreement, which took place in 2006, that Chatham County entered into a partnership with the City of Savannah and Savannah Tech, as well as the Home Builders Association. The goal at that time was to train 75 people from high poverty areas to help place them in nice paying jobs, and it's my understanding at this point that now the goal is actually to train 100 people and make sure that at least 50 of them have jobs after — on a yearly basis at least half, and also it says that the money shall not exceed 10% of the adopted annual budget. That's in the agreement.

Alright, I guess questions would be in 2006 did Chatham County actually contribute \$100,000 to —? County Manager Abolt said, no. No, it was — the agreement's for administrative charges. The limit of 10% of the budget for Step Up would go for administrative charges. Commissioner Kicklighter said, right, and I'll get to that, but did they contribute a total of \$100,000? Mr. Dodd said, in 2006 I believe it was around \$100,000, yes. Whenever the first — when the program was first started, it was \$60,000 for a six-month period. So, yes, I believe it was around \$100,000 in 2006.

Commissioner Kicklighter asked, so \$80,000 or so went to consulting fees and things like that? Mr. Dodd said, no sir. Ten percent — Step Up — we have also foundations that will contribute to other programs that we're running, and Step Up comes in and 10% is reserved for administrative oversight of the program. So with the calculation of \$100,000 it would have been \$10,000 it would have been for Step Up administrative oversight. Commissioner Kicklighter said, okay. So now basically fast forward three years. It's my understanding that cost — the total cost have actually more than doubled going from \$100,000 in '06 to now a recommendation of \$203,288, and that the overall goal has changed from educating and training 75 people to now wanting to train 100 people. So am I understanding this right that under Facts and Findings on number three within the brochure here, I mean, within our information packet, the 10% of the adopted budget, and it says we are authorizing \$18,000 for '09, \$19,500 for 2010, which is a total of \$37,500, but in addition to that it mentions and it specifies the other monies that's not involved is for consulting services. That would actually leave with the \$204,000 budget, \$165,788 for budgeted or consulting, or if it's the same type of expense, you're stating administrative fees.

Mr. Dodd said, Commissioner Kicklighter, let me first of all thank you for the questions because I think in light of these tough economic times, every program in Savannah deserves this sort of scrutiny. So let me just say that first of all. I definitely welcome these questions. Secondly, the consulting — I think it probably needs to be probably renamed because under consulting we've got various categories, and one of them is the actual training of the individuals. If you recall, the first portion of the training stays within the neighbors, and we bring in folks that really focus on life skills training, the job-keeping, job-getting skills, conflict management, all those sorts of things.

Commissioner Kicklighter said, so it breaches the agreement of the 10% that's in the original agreement? Mr. Dodd said, well —. Commissioner Kicklighter said, if worded like you're now saying. Mr. Dodd said, yes, well, the 10% is for administrative oversight and I think within there is consulting, but there's also other items that are in that

line item which take care of other services and programs than the actual training which we bring in a local organization that comes in and actually does the life skills portion.

Commissioner Kicklighter said, 75 people that we were training before for \$100,000 and now asking, you know, the request is for \$204,000, I know that there's inflation but we should be training up to 150 people. Mr. Dodd said, I can understand —. Commissioner Kicklighter asked, where did the expenses come into play? Who backed out and is not now a partner at all or has significantly reduced their portion thus for asking the taxpayers of the entire County to foot the bill at more than double just three years ago? Mr. Dodd said, so I think after the first six months of the program in 2005, which was \$60,000 for those six months and when the Commission asked us to research and put together this program, we put together a pilot program and it cost about \$60,000. Afterwards, due to the success of that, we had moved it to \$120,000 for a year, which would make sense, we just doubled it. Then after — and the Home Builders Association was really closely involved in helping to place individuals into jobs and paying stipends for those individuals. Now the Home Builders never put a monetary amount into actually running the program. They put money into the stipend portion for the individuals that their members of the Home Builders Association would take the apprentices and they would pay their on-the-job training portion, the stipends. So after that period there really wasn't any more, when the economy started to slide and the Home Builders said, you know, we love this program but we can't stay involved any more, the labor really did intensify as far as placing individuals into jobs. So that's one thing that happened, and the second thing that happened, and this was — the success of the program and the numbers really increased, and so we did move a part-time position to a full-time position and as the numbers increased, you know, there was also, you know, subsequent increases within the budgets, whether it be for equipment or whether it be for training because we went from two classes to four classes and so forth and so on. So I think the numbers increased and the economy sliding, but then the on-the-job placement, labor, you know, increased as well. So all those things contributed to the increase in the program from \$120,000 to now where we are at \$200,000. Another item which was in there, which was that CAT initially was paying for bus passes for the individuals that were in the program, and CAT when they started having trouble said, you know, we can't continue to do that, and so we had to come back to the County Commission to ask for help with that at the time. I've really tried to keep the budget at a flat line the last couple of years and not look for increasing.

Commissioner Kicklighter asked, so how many full years have you so far? I mean, how many years — how many graduate classes? Two or three? Mr. Dodd said, 11 classes that have graduated since the middle of 2005 when the program started. Commissioner Kicklighter asked, how many people have graduated? Mr. Dodd said, we've had 203 participants to complete life skills and 137 have received technical certificates of credit at Savannah Technical College. Commissioner Kicklighter said, so 137 have completed the initial goal. Mr. Dodd said, of the technical certificates of credit, but those — I definitely don't want to undervalue —. Commissioner Kicklighter asked, of those 137 how many of them currently have jobs that are in remotely the same line of work of what they received their —? Mr. Dodd said, 78. Commissioner Kicklighter said, 78. That's good, very good. Mr. Dodd said, we're working with —.

Commissioner Kicklighter said, I think it's great. You're doing a good job. I just think that this program, like a lot of government programs, it's more than doubling in three years is just unbelievable, and there's so many good programs out there that we could start if we had an endless amount of money coming in. I mean, there's just — you name it. There's people that need help on every level throughout the community, and doubling budgets within three years that is — it's great for what we're doing here, but it would definitely limit other areas that may be in need where we won't have monies available for them, and I would — I support this, but I don't support the doubling of the costs, and it's just another government program that has skyrocketed in a short amount of time, and I would ask this Board to let's approve and keep this program alive but let's keep everything to a minimum, especially during these tough times. And I would recommend a total budget of maybe somewhere around \$125,000 rather than \$204,000, and unless there's already been a motion — well, I won't even make a motion until you talk, Commissioner Odell.

Chairman Liakakis recognized Commissioner Odell.

Commissioner Odell said, I have a concern and my concern is that it costs us about \$40,000 to \$52,000 a year to keep someone in our jail. You can almost send a person to Harvard to be trained for \$50,000 a year. So if we were to look at the impact, if we had four people that this program kept out of our jail, the impact of which is that we'd save over \$200,000. We have been chipping away at the problem and the problem is that we have to stop punishing middle class citizens by having them to pay for people to be incarcerated. As elected officials, just putting them in jail and having us, the middle class, pay for it is no longer an acceptable answer. We have to look at creative alternatives. We have to take tax burdens and convert them into tax payers. I think this program converts them to tax payers, so I'm going to support it, but like Dean [Kicklighter], I am concerned that we went from — that's a substantial increase, and I heard what you said. I just haven't understood it all and it's maybe because I didn't go to a good elementary school that I didn't understand it. I'm sorry, Russ [Abolt]. I'll yield to Russ [Abolt].

County Manager Abolt said, I don't want to get crossed in the numbers as you evaluate this. This was a pilot program. You all started it. It was — many of you on the Board, if not all of you, decided let's try it. So we tried it for six months, put sixty-some thousand into it. All of a sudden you knew you had a winner, but you asked me in subsequent budgets and you said we did it for six months, let's do it for twelve months. That's where you get your 50%, and Step Up — I mean, Step Up is just a willing partner. This money is going directly to the beneficiary, which you've all met, and Step Up is just the manager. It was one of those low overhead ideas that came about, I know, when some members like Commissioner Farrell, Commissioner Holmes, Commissioner Shay, the Chairman and I attended a workshop over at the Savannah City Council, and at that time it was a presentation on Step Up.

You already had another idea that would take advantage of where Step Up was going and create jobs right quick. It was through the leadership of this organization with the Home Builders, with Vo-Tech, and you said for a minimum amount of investment you can create individuals who would not only be finally educated, but they may eventually become contractors. And so that's how it began. It began with y'all and the 50% is a function of doing a six-month pilot and saying well let's do some more, and that's all.

Commissioner Odell said, I'm going to support the program, and I'll make a motion to approve —. Commissioner Holmes said, second. Commissioner Odell said, — the recommendation. Staff had a recommendation in the last one.

Chairman Liakakis said, Priscilla [Thomas]. You had your pencil up. Commissioner Thomas said, oh, no. I'm sorry. Chairman Liakakis said, okay. Dave [Gellatly] is next.

Commissioner Gellatly said, just two comments. I think I'm going to support it also, but I want to caution you on something. I don't expect it to double any time soon again and I do expect the Home Builders at some point in time to reengage those stipends because, you know, sometimes they just forget about that and let the government do it. This is a fantastic program. It is cheaper to train people that would otherwise — some of them might end up in the County jail, and it is more expensive to keep them in the County jail, but on the other hand we don't have a money machine. This is tough economic times and money has to come from somewhere, which means that it's going to have to come out of someone else's budget. So don't increase this any time soon. Mr. Dodd said, we won't.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter asked, how much —, so they — the people actually attend the classes at Savannah Tech? Mr. Dodd said, they first complete the first — they first attend six weeks within a community center in the neighborhoods and then they transition over to Savannah Tech, and we do set the bar really, really high for these folks. You know, they'll come in generally for a class that we end up graduating about 20 people, and I've gone through the numbers at other graduation. You know, we'll interview over 100 people for that and ultimately, you know, about 50 people that will start the program. And then if they're not cutting it, you know, we drop them before we move to Savannah Tech. Commissioner Kicklighter asked, how many classes do they take at Savannah Tech? Mr. Dodd said, they take one class at Savannah Technical College. Commissioner Kicklighter said, one class. What's the cost of that class? Mr. Dodd said, I don't have that number right with me. Commissioner Kicklighter asked, does Savannah Tech being a partner reduce it or —? Mr. Dodd said many of them qualify for the Hope Grant and so we have within the budget for — on the average every class two individuals that don't qualify for the Hope Grant that we'll pay for, and again we really pick those very, very carefully, and generally the Hope Grant covers the majority of the training at Savannah Tech. Commissioner Kicklighter said, okay, so you're starting a community center with a six-week course — is that what you said? Mr. Dodd said, yes. Commissioner Kicklighter said, okay, and the Savannah Tech's training is virtually free. So what we have here based on dividing 78 people who are currently working out of 137 — divide that into \$300,000, which would be three consecutive years, or the \$100,000. We have a cost of \$4,000 per person who's actually employed, which is — it's \$3,846. So basically we have \$4,000 per person going towards a six-week class. How many people will teach a six weeks class? Mr. Dodd said, I didn't go to the best show schools either, so my math is not keeping up with the way you're figuring, sir, but I can tell you that if we did a comparison, I would certainly recommend that a comparison be done with other work force development programs. This program is won the Georgia Municipal Association Award, it's also won the National Association of Counties Award. So —.

Commissioner Kicklighter said, please understand, I think it's a great program, but I think doubling the budget in three years is outrageous. Mr. Dodd said, yes sir. Commissioner Kicklighter said, but I think it's a great program, the numbers are good. Mr. Dodd said, and we could trim it down, but the numbers would decrease as far as the amount of graduates that we're bringing forth, sir. But I certainly would be — we'd be happy to look at other programs. For example, I know that there's a program right now that's funded by HUD, the Federal Government. If you want to talk about some waste, that's \$375,000 a year and it's putting 15 people through. Commissioner Kicklighter said, I agree, and we're following in that — we're following in the footsteps and doubling every three years. Mr. Dodd said, we're definitely not going to be doubling this again, sir. I guarantee it. You know, at this rate right now, it's \$200,000 and we're putting 75 people through, placing 50 people in jobs for a year. Commissioner Kicklighter said, I thought the goal is a 100 people now. Mr. Dodd said, 100 people through — I'm sorry — in order to get the 50% placement in jobs. Commissioner Kicklighter said, I support what you're doing. I think it's great, but I will vote not just simply for the fact that it's doubled in three years. It started with a combined effort with Home Builders and everything, and at this point the Home Builders can't afford to contribute, but because we're the government, we're the only place — group that never cuts back, and that's why we're in a mess nationally, on a state level and largely on local levels, and again I commend you. My vote will not be anything against what you're doing. It's against the amount of money that you're asking the taxpayers to pay, although most people who pay taxes in this County have experienced loss of their own monies and — thank you.

Chairman Liakakis said, I want to comment on this. When you have, and I'm sure we remember some of the people who came up there, I remember one individual who was a constant repeater in crime, and because he's had this program, he is working in it, he is paying money, you know, taking care of his family now, taking care of all of his obligations and all, and by him being in jail, listen, one individual in our County jail on three — for a year's cost factor to the taxpayers in Chatham County is \$175,000 for one individual for 365 days in the County jail. So this and that one person that was a constant repeater, in addition to those others that were committing crimes in our community that now have jobs, it is, you know, a savings to the County and to the people in the community

because they don't have the crimes committed against them and we're not paying that heavy cost factor in the jail. James [Holmes], and we'll vote for it after that.

Commissioner Holmes said, no, I'm ready to vote. Chairman Liakakis said, okay. Commissioner Holmes said, that was what I was asking for. Commissioner Holmes said, okay.

Commissioner Odell said, call for the question. Commissioner Holmes said, call for the question, we're calling for the vote. As you so eloquently say, Mr. Chairman, go on the board.

Chairman Liakakis said, okay, let's go on the board. Chairman Liakakis and Commissioners Stone, Holmes, Shay, Farrell, Odell, Gellatly and Thomas voted in favor of the motion. Commissioner Kicklighter voted in opposition. The motion carried by a vote of eight to one. Chairman Liakakis said, the motion passes. Thank you, Daniel [Dodd]. We appreciate your hard work and what it's doing to this community because we have an obligation to those that are less fortunate in our community, those that are in poverty and other places to turn their lives around. Thank you.

Commissioner Odell asked, Daniel [Dodd], would you send us an update on the solar and the green kind of things? Mr. Dodd said, we will, we're send you something. Commissioner Odell said, very good.

Commissioner Thomas said, Mr. Chairman, I just wanted to say even though, you know, we're laughing or whatever, but Dean [Kicklighter] is correct in terms of the doubling. I mean, I'm concerned about the doubling as well because, I mean, just look at — I would like to see the Youth Commission budget go up because of the amount of work that we're doing there, but we're, you know, we've been in existence since 1992 and we're at a very, very low level. We're not even up to \$50,000 and I think, I mean, that is way off, but it's something that we need to look at and be concerned about. So I'm not saying that he's wrong. I voted for it because I believe in the program, but I do know, you know, that the doubling of the fees are just ludicrous.

ACTION OF THE BOARD:

- a. Commissioner Stone moved to untable this motion for consideration by the Commissioners. Commissioner Thomas seconded the motion and it carried unanimously.
- b. Commissioner Odell moved to approve and authorize the Chairman to execute a Memorandum of Understanding between Chatham County and Step Up Savannah which authorizes an appropriation of \$203,288 for the Construction Apprentice Program. Commissioner Holmes seconded the motion. Chairman Liakakis and Commissioners Stone, Holmes, Shay, Farrell, Odell, Gellatly and Thomas voted in favor of the motion. Commissioner Kicklighter voted in opposition. The motion carried by a vote of eight to one.

AGENDA ITEM: VIII-1
AGENDA DATE: July 10, 2009

DATE: July 9, 2009
TO: R. E. Abolt, County Manager
FROM: R. Jonathan Hart, County Attorney
SUBJECT: Procedural Issue Regarding Commissioner Shay's
"Tabled" Motion

The County Manager requested that the County Attorney's Office render an opinion to address the procedural issue as it relates to Commissioner's Shay's "tabled" motion from the last Commission meeting.

Based upon review of the portion of the draft minutes, during the Commission meeting, Commissioner Shay moved to amend the proposed M&O budget as presented by staff. Commissioner Shay's motion was seconded. This occurred prior to any motion being made to approve the M&O budget as proposed by staff.

Subsequently, a motion to table Commissioner Shay's motion for two weeks was made and seconded. That motion was approved. Finally, a motion was made to approve the M&O budget as presented by staff. That motion was seconded and approved.

The question is in light of the above, is Commissioner Shay's "tabled" motion now moot? If not, can it be taken off the table?

First, for the reasons that follow, it is my opinion that Commissioner's Shay's motion was not tabled, but was instead postponed to a certain time.

Pursuant to Robert's Rules of Order, the motion to "Lay on the Table" is limited to those circumstances when the assembly needs to "lay the pending question aside temporarily when something else of immediate urgency has arisen, in such a way that there is *no set time* for taking the matter up again; but its consideration **can be resumed at the will of a majority** and in preference to any new questions that may then be competing with it for consideration." Robert's Rules of Order, 9th Edit., p. 207.¹

"If a time for resuming consideration is specified in making the motion, it can be admitted only as a motion to postpone..." Robert's Rules of Order, 9th Edit., p. 208.

A motion to "Postpone to a Certain Time" is defined as "the motion by which action on a pending question can be put off within limits, to a definite day, meeting or hour, or until after a certain event." Robert's Rules of Order, 9th Edit., p. 176.

Given the foregoing, the motion made would be considered as a Motion to Postpone for a Time Certain.

Typically, the Motion to Table for a Time Certain, although stated in the form of a Motion to Table, will be treated as a Motion to Postpone. (See footnote number 1). Technically, the Motion to Table for a Time Certain could be challenged and considered out of order, since it would be construed as a Motion to Postpone. Nevertheless, a Motion to Table made out of order would require an immediate objection or the potential objection would be waived. Robert's Rules of Order, 9th Edit., p. 250. (The only exception is a continuing breach which is not applicable to this discussion.)

A Motion to Postpone to a Definite Time will become "Orders of the Day." Orders of the Day are either "General" orders or "Special" orders. To be a Special order, it must be so stated in the motion. Hence, the Motion to Postpone as made by Commissioner Shay would only be a General Order of the Day.

This means that at the next Commission meeting at the place in the agenda for Tabled or Postponed Matters, the main motion of Commissioner Shay would be automatically called up by the Chairman. The calling up of this motion would not require a motion, a second and a majority vote to take off of the table.²

The main motion to amend as stated by Commissioner Shay would then be on the floor, but in its present form would be "moot" given that the M & O budget has already been adopted.

Nevertheless, Commissioner Shay or another commissioner, could move to amend the main motion so as to state the motion in a form such as "amend the motion that would request the [*State the Proposal*] to amend the already adopted budget." This motion to amend the already adopted budget would require a second or die for the lack of a second. Assuming without deciding, should the proposed amendment be permitted, at that point the Commission would then vote as to whether to amend the budget in accordance with the proposed amendment. In essence, at this point the Commission would simply dispose of the motion by a positive or negative majority vote.

RJH/dc

cc: Chairman Pete Liakakis and Board of Commissioners

AGENDA ITEM: ~~X-3~~
AGENDA DATE: ~~June 26, 2009~~
AGENDA ITEM: VIII-1
AGENDA DATE: July 10, 2009

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

¹According to Robert's Rules, the motion to "Lay on the Table" is often misused in lieu of the motion to "Postpone to a Certain Time." Robert's Rules of Order, 9th Edit., p. 207.

²A true motion that has been tabled requires a motion to take off the table, a second and a majority vote.

ISSUE: To request Board approval of a Memorandum of Understanding with Step Up Savannah.

FACTS AND FINDINGS:

- 1) The adopted FY2009 General Fund M&O budget includes an appropriation of \$203,288 for the Construction Apprentice Program. The amended budget includes a line item for Management Consulting Services.
- 2) A Memorandum of Understanding with Step Up Savannah for administrative support provided to the Construction Apprentice Program is attached.
- 3) The contract provides for payment not to exceed 10% of the adopted budget for the Construction Apprentice Program. The amount to be paid for FY2009 is \$18,000. The amount for FY2010 will be \$19,500.

FUNDING: Funds are available in the Construction Apprentice Program budget (1007660 52.11001).

ALTERNATIVES:

- 1) That the Board approve the contract and authorize the Chairman to sign.
- 2) Provide other direction.

POLICY ANALYSIS:

Approval is consistent with Board action requiring a contract or Memorandum of Understanding with agencies receiving funding.

RECOMMENDATION: That the Board approve Alternative 1.

Prepared by: Read DeHaven

STATE OF GEORGIA)

COUNTY OF CHATHAM)

CHATHAM COUNTY BOARD OF COMMISSIONERS'
MEMORANDUM OF UNDERSTANDING WITH
Step Up Savannah (Step Up Savannah, INC.)

This Memorandum of Understanding is made and entered into this 26th day of June, 2009, by and between Step Up Savannah, Inc. (hereinafter called Step Up Savannah) and the Chatham County Board of Commissioners (hereinafter called the County).

W I T N E S S E T H:

WHEREAS, Step Up Savannah's mission is "The Step Up collaborative will enhance economic independence in Savannah by encouraging residents to take personal responsibility and organizations to identify and work to reduce barriers to self sufficiency; by finding, redistributing or creating the necessary resources; and by evaluating outcomes." Step Up Savannah at the request of the Chatham County Commission created the Construction Apprentice Program known as CAP in 2006.

WHEREAS, Chatham County, Step Up Savannah (a collaboration of 80 organizations led by the City of Savannah and Chatham County working to reduce poverty in Chatham County), The Home Builders Association, and Savannah Technical College began a partnership in 2006 to train people from the high poverty areas with classroom and on the job training in construction and then place them in well paying jobs. The original conception for this program came from the Chatham County Commission and County Manager. Step Up Savannah and Chatham County train 75 individuals per year from the high poverty areas, and link them with well paying jobs within the Chatham County construction industry.

WHEREAS, Step Up Savannah agrees to oversee the implementation of the program to ensure that the purpose, goals and objectives of the program are met. Step Up Savannah agrees to ensure that 100 people complete the program annually and that at least 50 people obtain employment annually. Step Up Savannah will provide regular

reports to the County Commission for their review to ensure that the goals are being met. Step Up Savannah will manage and oversee the budget and expenses of the program to ensure that the program remains under budget. Step Up Savannah will supervise the full time program director and fulltime program coordinator on a regular basis and ensure that their performance plans and reviews are done annually. Lastly Step Up Savannah will work to ensure that the program changes or adapts in accordance to the industry and environment to ensure that the participants are entering employment that leads to self sufficient wages. The amount that shall be paid to Step Up for these services shall not exceed 10% of the adopted annual budget.

Step Up Savannah, Inc.

Witness

BY: _____
DANIEL DODD
Executive Director

Notary Public

ATTEST: _____

CHATHAM COUNTY, GEORGIA

Witness

BY: _____
PETE LIAKAKIS, Chairman
Board of Commissioners

Notary Public

ATTEST: _____
Sybil E. Tillman
Clerk of Commission

[SEAL]

REVIEWED AND APPROVED BY:

R. Jonathan Hart
Chatham County Attorney

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2. COMMISSIONER SHAY’S MOTION RELATED TO BUDGET. (NOTE: COUNTY ATTORNEY JON HART IS PREPARING AN OPINION AS TO MOTION STATUS.)

ACTION OF THE BOARD:

This item was not placed before the Commissioners for consideration.

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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 FY 2010 BUDGET TRANSFERS AND AMENDMENTS: (1) GENERAL FUND M&O TRANSFER \$230,000 FROM PANEL ATTORNEYS TO THE PUBLIC DEFENDER’S BUDGET TO FUND THREE POSITIONS, (2) INCREASE REVENUES IN SALES TAX I \$1,931,455 FOR REIMBURSEMENT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION, WITH A CORRESPONDING INCREASE IN THE RESERVE FOR SPECIFIED PROJECTS, (3) SALES TAX III TRANSFER \$350,000 FROM EAST /WEST CORRIDOR TO DERENNE AVENUE WIDENING, AND (4) INCREASE REVENUES AND EXPENDITURES IN THE MULTIPLE**

GRANT FUND \$119,449 FOR A HOMELAND SECURITY GRANT AWARDED TO THE SHERIFF'S K9 UNIT.

Chairman Liakakis asked, do you want me to repeat that or would you like to go on the board?

Commissioner Odell said, I think you did an excellent job. I'll make a motion to approve. Commissioner Thomas said, second.

Chairman Liakakis said, we have a motion on the floor and a second. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes. Mary Ellen [Sprague] and Larry [Stuber], is that what you all were coming for because that was in there. County Manager Abolt said, no. Chairman Liakakis said, thank y'all very much for coming because we —. Oh, you came for number three? Commissioner Shay said, yep. Chairman Liakakis said, okay. Well, part of that I know that y'all were concerned about the DeRenne Avenue situation, which we've already voted on. Thank you.

ACTION OF THE BOARD:

Commissioner Odell moved that the Board approve the following: FY 2010 budget transfers and amendments: (1) General Fund M&O transfer \$230,000 from Panel Attorneys to the Public Defender's budget to fund three positions, (2) increase revenues in Sales Tax I \$1,931,455 for reimbursement from the Georgia Department of Transportation, with a corresponding increase in the Reserve for Specified Projects, (3) Sales Tax III transfer \$350,000 from East /West Corridor to DeRenne Avenue Widening, and (4) increase revenues and expenditures in the Multiple Grant Fund \$119,449 for a Homeland Security Grant awarded to the Sheriff's K9 unit. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: IX-1
AGENDA DATE: July 10, 2009

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

ISSUE: To request approval of the following FY2010 budget transfers and amendments: (1) General Fund M&O transfer \$230,000 from Panel Attorneys to the Public Defenders budget to fund three positions, (2) increase revenues in Sales Tax I \$1,931,455 for reimbursement from the Georgia Department of Transportation, with a corresponding increase in the Reserve for Specified Projects, (3) Sales Tax III transfer \$350,000 from East /West Corridor to Derenne Avenue Widening, and (4) increase revenues and expenditures in the Multiple Grant Fund \$119,449 for a Homeland Security Grant awarded to the Sheriff's K9 unit.

FACTS AND FINDINGS:

1. The Public Defender has requested a transfer of \$230,000 from Panel Attorneys to the Public Defenders budget to fund three positions. Correspondence is attached.
2. The County Engineer has requested an amendment to the to the Sales Tax I (1985-1993) Fund to account for a reimbursement received from the Georgia Department of Transportation. The reimbursement is \$1,931,455 higher than originally anticipated. Correspondence and a resolution are attached.
3. The County Engineer has requested a transfer of \$350,000 from the East/West Corridor project to the Derenne Avenue Widening project in Sales Tax III (1998-2003). Consideration of an Intergovernmental Agreement for the distribution of SPLOST proceeds is also requested. Correspondence is attached.
4. The Sheriff's Department K-9 unit has been awarded a grant by GEMA from the Department of Homeland Security. The amount is \$119,449. There is no requirement for matching funds. Correspondence and a resolution to amend the Multiple Grant Fund are attached.

FUNDING: Funds are available in the General Fund M&O Panel Attorneys and the East/West Corridor in Sales Tax III for the transfers. The budget amendments will establish funding in the Sales Tax I and Multiple Grant Funds.

ALTERNATIVES:

- (1) That the Board approve the following:

GENERAL FUND M&O

- a) transfer \$230,000 from Panel Attorneys to the Public Defenders budget to fund three positions.

SALES TAX I (1985-1993) FUND

- a) increase revenues \$1,931,455 for reimbursement from the Georgia Department of Transportation, with a corresponding increase in the Reserve for Specified Projects.

SALES TAX III (1998-2003) FUND

- a) transfer \$350,000 from East /West Corridor to Derenne Avenue Widening.

MULTIPLE GRANT FUND

- a) increase revenues and expenditures \$119,449 for a Homeland Security Grant awarded to the Sheriff's K9 unit.

(2) Amend or deny the request.

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

RECOMMENDATION: That the Board approve Alternative 1.

Prepared by: Read DeHaven

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2. REMINDER ON MILLAGE HEARINGS.

Chairman Liakakis this is really important that we have that. Russ [Abolt].

County Manager Abolt said, Mr. Chairman, ladies and gentlemen, this is a reminder. The Chairman has hit it right on the head. We're going through what used to be called millage rollback hearings. Now because of the most unusual situation ever faced by administrators and elected officials in Georgia, there is a negative figure in that, but you still have to go through the hearings based on Attorney Hart's review of it. The reminder is for and a request that you be present this Wednesday at 9:30 in the morning and then 6:00 in the evening for the first two of the three hearings. You will have an agenda for you to review tonight in your packet, and then you would adopt the millage rate on the 23rd, which again is nonstandard because of attendance at the NACo session it will be on Thursday, the 23rd, but all this is required by the State of Georgia, and we do need a quorum in place for all three meetings, and you will be receiving a call reminding you of this on Tuesday of next week. The two meetings are on Wednesday.

Commissioner Farrell asked, did you say 6:00 or 6:30? County Manager Abolt said, 6:00 — 9:30 and —. Commissioner Farrell and 6:00. Thank you. County Manager Abolt said, — 9:30 in the morning and 6:00 in the evening in this room.

Commissioner Thomas asked, on Tuesday? County Manager Abolt said, Wednesday. Chairman Liakakis said, yes.

Commissioner Kicklighter said, Mr. Chairman, I will ask that you please excuse me on that Wednesday because I won't be here.

Chairman Liakakis said, okay. We've got that information.

ACTION OF THE BOARD:

A reminder was given for budget hearings to be held on Wednesday, July 15, 2009, at 9:00 a.m., and 6:30 p.m., in the Commission Meeting Room.

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3. BOARD CONSIDERATION OF AN INTERGOVERNMENTAL AGREEMENT FOR THE DISTRIBUTION OF SPECIAL PURPOSE LOCAL OPTION SALES TAX PROCEEDS BY THE COUNTY TO THE CITY OF SAVANNAH FOR THE PURPOSE OF DERENNE AVENUE IMPROVEMENTS – PHASE 2 (CONCEPT DEVELOPMENT), AND AUTHORIZE THE TRANSFER OF \$350,000 FROM EAST/WEST CORRIDOR TO DERENNE AVENUE WIDENING. NOTE: TRANSFER IS INCLUDED IN ITEM IX-1. (CITY OF SAVANNAH STAFF WILL BE PRESENT TO EXPLAIN.)

Chairman Liakakis said, City of Savannah staff will be present to talk about it if we want that at this particular point, and we know that this particular project is very important because it's gone through a number of years. We've had citizens go to a number of meetings, but what they have had is they've got more people on the commercial side

and especially they've got residential people in the area that attended a lot of good meetings and have had a lot of discussion and especially with City personnel there going over the projects and the different aspects of it.

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

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, Mr. Chairman, this is basically just to advance the money that they —. Chairman Liakakis said, yes, that's all. Commissioner Kicklighter said, so I want to make it clear for the public that we're not deciding any policy or trying to dictate the use of the monies. This is just allowing the disbursement to Savannah as agreed upon in the SPLOST.

County Manager Abolt said, City of Savannah has control of the project. You have control of the purse. Commissioner Kicklighter said, thank you.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, well, given the fact that we have two aldermen here and the City has been fairly patient in waiting through two hours of meeting for this to come up, I would at least like to give them the opportunity, if they would like, to tell us about the project so that the people that are in my district and the other four districts that are affected by this to share a little bit about it. I know Mr. Kicklighter is anxious to move forward, but it is something that has been, I mean, a really red hot potato over the years, and so, Mr. Chairman, if you would allow them to speak I would appreciate it.

Chairman Liakakis said, sure.

Alderman Mary Ellen Sprague said, first of all, thank you. We certainly want the money and need the money. I'd also like to thank Commissioner Stone, who has been very good about attending a lot of the meetings and keeping up with the project. She has requested that it be very much a public oriented type project with [inaudible] a part of it every aspect of the way, and also here as well besides the two of us are two neighborhood association people, one from Kensington Park, Wayne Simpson, and also — not Delores, that's not right — Darlene Wilson from Tatumville, who have also come in support of this project.

Commissioner Odell asked, from Tatumville? Alderman Sprague said, from Tatumville. And we also have the consultants here if you wish to talk to them, and of course Susan Broker from the City of Savannah. So if you have any questions now [inaudible due to someone coughing].

Alderman Stuber said, I'd like to say, as you all know, about a year ago you all approved a transfer of about \$300,00 to do Phase I and really come here today the neighborhoods, the three districts that we represent, come here united. There's no — virtually no opposition to where we are right now, which is quite an accomplishment, and so out of that project a year ago came the priorities for this design: neighborhoods, traffic, beautification, alternative modes of travel, and economic development. This project will bring us to a final concept ready for final plans by probably April. So we're moving in the right direction.

Chairman Liakakis asked, and those meetings which you have — you have all that discussion and going over the different aspects of it is really good. I've attended a couple of them, one at the JEA where you had all of those people there and the comments from the — not only from commercial, but of course from the residents that live in that area too, so that's been really successful.

Commissioner Kicklighter said, Mr. Chairman, I'd just like to say that contrary to Commissioner Shay's comments about me wanting to speed things up, I'd love to hear from y'all. I'd just simply did not want the public to be confused into thinking that we somehow dictate or control how the City of Savannah spends its money. So I wanted you to be clear on that. Thank you.

Mr. Stuber said, I understand y'all do have a copy of the proposed memorandum of agreement. County Manager Abolt said, yes they do. It's in their packet.

Chairman Liakakis said, yeah. Okay, thank you very much. Appreciate you coming. Now let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes. Thank you very much Larry [Stuber] and Mary Ellen. We appreciate you coming today.

ACTION OF THE BOARD:

Commissioner Odell moved to approve an Intergovernmental Agreement for the Distribution of Special Purpose Local Option Sales Tax proceeds by the County to the City of Savannah for the Purpose of DeRenne Avenue Improvements – Phase 2 (Concept Development), and authorize the transfer of \$350,000 from East/West Corridor to DeRenne Avenue Widening. Commissioner Gellatly seconded the motion and it carried unanimously.

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**4. REQUEST FROM A DEVELOPER FOR A REDUCED LAND DISTURBING ACTIVITIES (LDA) PERMIT FEE FOR THE COMMERCIAL EXPANSION OF THE EXISTING GEORGETOWN VETERINARY CLINIC ON BRASSELER BOULEVARD. STAFF RECOMMENDS DENIAL OF THE REQUEST.
[DISTRICT 7.]**

County Manager Abolt said, Mr. Chairman, this is a very unusual situation. When one of the fees that the Board adopted a couple of years ago had been assessed and the application wishes to appeal it, in talking with both County Engineering and he in turn with the County Attorney, the appeal process would come before you. It would be left up to the applicant, who has been notified to make their case, and you'd make a decision.

Chairman Liakakis said, okay. So you'd like to come forward whoever is going to speak on this item? Identify yourself for the record.

Ms. Concetta Hassan said, good morning, Commissioners. My name is Concetta Hassan and I am half owner of Georgetown Veterinary Hospital, along with my daughter who is the other half owner, and she is the veterinarian. Do you have the letter that Southeast Engineering wrote to the Board?

Chairman Liakakis asked, that letter —. County Manager Abolt said, all they have is a staff report, ma'am, asking you to be present at the hearing.

Ms. Hassan said, okay. If you would allow me, I can read just a short paragraph so you would understand what I'm asking for. The original plans and application for the hospital were submitted in 2004. The original building was built in 2005, which was 4,020 square feet. At the time of this original submittal the project sign was approximately 1.4 acres out of a 2.95 acre lot which we own. Initial fees were paid to Chatham County in the amount of \$1,317 for the review of the general development plans. The project was decreased during the design phase to 0.82 acres. This is the acreage that the original LDA was issued for and an LDA fee of \$828 was paid to the County. This point 0.82 acres was then cleared and construction began. The project experienced another downsizing during the construction phase and approximately 0.52 acres were developed. Upon completion of the construction, the site was inspected and closed out through County's close-out procedures. The additional new building now and parking space is being done now to expand the site. The total developed acreage on the site after these improvements will be 1.4 acres, which is an increase of only 0.22 acres, which is roughly 3,000 square feet from the original LDA. It is our opinion that \$7,000 is an excessive amount to pay for this additional project. Sir, if I could explain something to you. The existing building hospital right now, where we're going to put the addition is going to be attached to the original hospital and the area is the exercise yard right now that we're going to put into the — that we're going to use for the new building. The only land that I would be disturbing would be to extend my landfill to create another exercise yard for the animals and I haven't even turned a shovelful of dirt yet for my new project and it's already cost me \$42,000 just in architectural fees, engineering fees and submitting to MPC for approval of my project. So \$7,000 really creates a hardship on this, especially in the times that we're experiencing right now. I'm trying to create a kennel. It's all kennels, and I'm trying to create a nice kennel that's affordable for everyone and is a service to our community. So I would implore you to give me some relief on this fee of \$7,000.

Commissioner Kicklighter said, Mr. Chairman. Chairman Liakakis said, yes. Commissioner Kicklighter said, if I may because this is in my district, I need to ask the Attorney because I'll tell you sometimes by law I have to vote some way that personally I may feel different, so I need to know. Is she being held to the same exact standard that every other person wishing to expand a business would be held to? County Attorney Hart said, yes sir. Commissioner Kicklighter said, okay, and —.

Ms. Hassan said, I mean, it is an extravagant amount. \$7,000 is a lot of —. Commissioner Kicklighter said, personally, it sound that way to me, too. Ms. Hassan said, a lot of money, and it puts a hardship — you know, banks are not so easily giving money these days —. Commissioner Kicklighter said, I understand. Ms. Hassan said, and it really creates a hardship on us.

Commissioner Kicklighter said, I understand and I sympathize wholeheartedly with you on that, but based —. Ms. Hassan said, I appreciate that.

County Attorney Hart said, we set fees by ordinance and a lot of time is spent figuring out those fees. The average cost to recapture services rendered and changing the design to downsize it three times on paper does not make less work, it makes more work, and if we're going to charge a fee to one guy at one rate, the next guy that wants to do the same thing deserves the same rate. We have never modified those fees with the exception of a situation when it's a nonprofit and the County participates in the act.

Chairman Liakakis asked, when the County participates in it? County Attorney Hart said, yes sir.

Commissioner Kicklighter said, based on the Attorney's statements and based on the County government providing equal treatment for all of its citizens, I'm sorry to do this but I have to make a motion to approve the staff's recommendation.

Ms. Hassan said, even though that land has already been paid for to be disturbed and it's not even going to be built on. I mean, I find that really appalling. As I said, when the downsize, it didn't cost the County any extra money. It

cost me extra money to downsize, so it didn't cost the County anything extra. I submitted and I paid for all my fees.

Commissioner Kicklighter said, based on the Attorney's legal opinion, I feel as if I have to follow the law and ordinance that's in place. So —.

Chairman Liakakis asked, do we have a second? Commissioner Gellatly said, second. Chairman Liakakis said, alright. We have a motion on the floor and a second. Let's go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes. Ms. Hassan said, thank you for your time.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to **deny** the request from a developer for a reduced Land Disturbing Activities (LDA) permit fee for the commercial expansion of the existing Georgetown Veterinary Clinic on Brasseler Boulevard. Commissioner Gellatly seconded the motion and it carried unanimously.

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5. CNT MONTHLY REPORT GIVEN VERBALLY BY DIRECTOR HARRIS.

County Manager Abolt said, ladies and gentlemen, I just wanted to reaffirm a trend that we've all picked up on. Each time that the Director, and by the way he is now referred to as a Director because of a State requirement not recognizing the title Commander, but you will recall it appears that either the day before or at least within the same week of this monthly report, it was a major act of the Counter Narcotics Team to bust some bad guys and, lo and behold, yesterday there was a major act involving the confiscation of over \$50,000 of controlled substance and Commander [sic] Harris had an outstanding news conference relating to that, but —.

Commissioner Shay said, so we should just try and have this meeting every day? County Manager Abolt said, I think that we should put him down to at least weekly if not more frequent presentations.

Chairman Liakakis said, Roy [Harris], we can really see the results of this that, you know, Commander Harris and his CNT staff have been doing. It's just terrific the amount of people that have been arrested, the amount of confiscations that they have been in there. If you would like, everybody's been distributed this that gives all the information, Roy [Harris], and if you'd like, you know, if you've got some specific areas that you'd like to give because the Board knows, and especially that report that you gave us a couple of weeks ago was just incredible about the successes and working with all the federal agencies and local law enforcement people. So if you've got anything specific you'd like to do in that area because people can see like the hours worked in all the police districts and the Metro, plus the other cities and all of that is just outstanding. So if you'd like to go in that part, Roy [Harris].

Director Roy Harris said, I'll just be very brief and say a few things —. Chairman Liakakis said, sure. Director Harris said, address that, Mr. Chairman. It's always a pleasure to be with you folks and it's especially good when I'm not here asking for anything. I'm just here to talk a little bit. So that makes all of us feel better. But to just one point that Commissioner Stone brought up, at the last meeting she had some concerns about the Neighborhood Task Force, Chief Berkow and I addressed that at that particular time, but our involvement in that Task Force has now ended. It ended on the 30th and those people are back to standard duties. These were predominantly new people so now they're going into the training cycle to do what they're doing. So those numbers won't be reflected in the future. But if you do look at the hours worked by zone, you will see that we did contribute 340 hours to the other municipalities during this month, and we had a fairly successful month. We took another 12 guns off the street, included an AR-15 assault rifle, a variety of pistols and things, and made I believe 48 total drug arrests.

We had a lot of complaints come in this month. We received 69 complaints and assigned 63 of them, which is a large percentage of those complaints. We initiated 64 investigations and we cleared 39, but we continue to have 7 active investigations with DEA, ICE and other entities, and as the press release yesterday, this was a very successful investigation involving out-of-state agencies and ICE, which is U.S. Customs and Border Patrol, and one of the reporters made a comment and specifically asked about that, and I'm proud to say that, as you see on our last year's reports, we really reach out to other agencies. We have an excellent relationship now with DEA, with ICE and with GBI, most of the drug enforcement people, and ATF when we have guns involved so all of that is working for our benefit. As I explained, we do not have the personnel to do this alone. Although we're larger than these other agencies here in Chatham County, we're the big agency for that for drug enforcement, and sometimes there's a couple of the ICE agents and DEA guys are at the office so much, I sometimes confuse that they work for me rather than they other agency. I see them so much.

Director Harris said, I will answer any questions you may have, but I thank you for your time. Commissioner Stone?

Commissioner Stone said, yes, thank you. I appreciate all for the efforts that you always put into my district. So what you're — but going back to my question of last month, currently for the central precinct and the central task force, out of the 1,741 hours worked, 9755 was dedicated to that one area and you're telling me now that that's not going to continue, it's going to be more diversified? Director Harris said, yes, that was basically a test thing to see

what impact we would have doing concentrated enforcement in one particular zone in a neighborhood, and the neighborhood Metro picked out was the number one neighborhood for shots fired, for violent crimes and other things, and we made a significant decrease in that. For some reason at the time, property crimes went up in that neighborhood. Now naturally one thing that impacts us, as soon as you put that much police presence in a small geographical area, drug sales drop. So there was no that much for our folks to do. We had, as you see, a very small contingent there and they were there to support the uniform patrols when they make car stops and find drugs to go on up the ladder with that. I think Metro will continue doing something along this line with some of their specialized units in other areas to address this problem, but it is something that we will support on an *ad hoc* basis, but again once you get that much police presence, as Chief Gellatly can tell you, that your street sales are going to be gone. There's just too much police presence for that to go on.

Chairman Liakakis asked, it's George with the DEA? Director Harris asked, [inaudible]? Greg [inaudible], yes sir. Chairman Liakakis said, yes and George then is —, who is for the ATF? What's his name? Director Harris said, they just changed. That's another Greg, I believe, over at ATF. He's been there about a month. Chairman Liakakis said, anyway I was at that function that they had last week for — the County Manager Abolt and I went over there and after the meeting that federal agent told me he'd been all around the country and this is the best I guess committee or activity of any drug area that he has worked in and that the function of the Chatham County CNT is the best in over 25-26 years that he has been in law enforcement with that federal agency; that the combined intelligence and all of the law enforcement working together with the federal, that he's never seen anything like this and there's no comparison to the other parts of the country that he has been.

County Manager Abolt said, and he's spent a lot of time in the Miami/Dade area too. So what the Chairman has said — it's one of those experiences that is so unique it's difficult to put into words. The Chairman has done an excellent job. When you see how the individual agencies participate as a group, they're not just committed but I mean it's a pledge on their part to keep it like it is because it works so well.

Chairman Liakakis said, okay, thank you very much, Roy [Harris]. Appreciate it.

ACTION OF THE BOARD:

Director Roy Harris gave an update on the activities of the Counter Narcotics Team for the month of June, 2009.

**Chatham~Savannah
Counter Narcotics Team
Monthly Report
June 2009**

UNDERCOVER AGENT/CONFIDENTIAL INFORMANT BUYS	
Buys	Number
Undercover (Agent) Buys	8
Confidential Information Buys	27

NARCOTICS INVESTIGATIONS*	
Investigations:	Number
Investigations Initiated During the month	64
Active Joint Investigations with other agencies (DEA, ATF, IRS, etc.)	7
Total Number of Investigations Cleared (Arrest, E.C., Unfounded)	39

• Not including on-view arrests

DRUGS SEIZED			
Drug Type	Value	Approx. Weight	Approx. Total Value
Powder Cocaine	\$100 per gram*	98.00 Grams	\$9,800.00
Crack Cocaine	\$100 per gram*	109.30 Grams	\$10,930.00
Methamphetamine	\$100 per gram**	0	0
Marijuana	\$140 per ounce*	53.80 Ounces	\$7,532.00
Heroin	\$250 per gram*	.40 Grams	\$100.00
Ecstasy	\$25 Dosage Unit	137 D/U	\$1,350.00
Misc. Pills	\$5 per D/U	53 D/U	\$265.00
Hallucinogens	\$10.00 per gram *	.80	\$8.00

*Source: Office National Drug Control Policy

**Source: Established regional average price

***Source: IAW GBI reporting – One marijuana plant equals 2.2 lbs of processed marijuana

DRUGS PURCHASED			
Drug Type	Value	Approx. Weight	Approx. Total Value
Powder Cocaine	\$100 per gram*	90.50 Grams	\$9,050.00
Crack Cocaine	\$100 per gram*	108.60 Grams	\$10,860.00
Methamphetamine	\$100 per gram**	0	0
Marijuana	\$140 per ounce*	3.2 Ounces	\$448.00
Heroin	\$250 per gram*	N/A	N/A
Ecstasy	\$25 Dosage Unit	90 D/U	\$2,250.00
Misc. Pills	\$5 per D/U	27 D/U	\$135.00

*Source: Office National Drug Control Policy

**Source: Established regional average price

***Source: IAW GBI reporting – One marijuana plant equals 2.2 lbs of processed marijuana

WEAPONS SEIZED	
Firearms (including hand guns and long guns)	12

PERSONS ARRESTED*	
Felony*	12
Sales/Trafficking	29
Misdemeanor	2
Non-Drug**	5
Total Arrests	48

*Felony includes Manufacturing Methamphetamine or Marijuana

**Non-drug related offenses include firearms violations, Obstruction, Simple Battery, etc.

ASSET FORFEITURES	
US Currency Seized (Initiated forfeiture proceedings)	\$10,781.00
US Currency Awarded	N/A
Motor Vehicles Seized (Initiated forfeiture proceedings)	1995 Pontiac Grand Prix 2002 Dodge Ram 2005 Chevrolet Silverado
Motor Vehicles Awarded	N/A
Real Property Seized (Initiated forfeiture proceedings)	N/A
Real Property Awarded	N/A
Personal Property Seized (Initiated forfeiture proceedings)	N/A

ADOPTION CASES FROM OTHER AGENCIES		
DATE	AGENCY	OFFENSE
6/8/2009	SCMPD	Possession Controlled Substance W/Intent-Crack
6/13/2009	SCMPD	Poss. Controlled Substance W/Intent-Cocaine

DRUG COMPLAINTS INVESTIGATED		
Drug Complaints	Received	Assigned
Project Log/Official Complaints	7	7
Hot Line / Call-In Complaints	16	13
Green Sheets/ Outside Agencies	16	16
Crime Stopper Complaints	30	27

SIGNIFICANT EVENTS

1. On 06-02-2009, during a search warrant in Pooler, CNT agents recovered two ounces of powder cocaine, an AR-15 rifle, and one handgun. Agents had previously secured three charges for Sale of Cocaine on the suspect. They charged him additionally with Trafficking Cocaine and Possession of a Fire Arm by a Convicted Felon.

2. On 06-05-2009, Two agents and a supervisor attended a job fair held at the West Chatham Middle School in Pooler, Georgia. Agents set up a booth display, answered questions from the students, and gave out free water bottles, pens, pencils and other CNT trinkets.

3. On 06-08-2009, during a search warrant in the Oak Forest area agents seized a large quantity of ecstasy pills. The money utilized by CNT to purchase drugs from the residence was recovered and one subject was arrested and charged with Sale of Marijuana and Trafficking in Ecstasy.
4. During the week of June 8, two CNT agents assisted the U.S. Marshal Service in "Operation Falcon". This operation concentrated on outstanding arrest warrants held by various agencies and other fugitives in the area.
5. On 06-26-2009, CNT agents assisted the GBI in a search warrant executed on E. 31st Street. More than 9 pounds of marijuana were seized.
6. On 06-30-2009, agents conducted a search at a residence in Bloomingdale. The target of the investigation was on parole from a previous drug conviction and was arrested for sale of cocaine.
7. During the month of June, Tactical Team 1 conducted a warrant sweep of suspects in a long term investigation. Six suspects were arrested on a total of twenty warrants.
8. One supervisor and four agents completed a 90 day assignment with the SCMPD Neighborhood Task Force during the month of June and are now reassigned to drug investigations.

DRUG INVESTIGATION

HOURS WORKED BY ZONE

SCMPD – West Chatham Precinct	227
SCMPD – Downtown Precinct	250
SCMPD – Central Precinct	455
SCMPD – Central Precinct/Neighborhood Task Force	520
SCMPD – Southside Precinct	188
SCMPD – Islands Precinct	101
TOTAL	1741

Garden City	123
Port Wentworth	23
Bloomingdale	38
Pooler	81
Thunderbolt	13
Tybee Island	62
TOTAL	340

Administrative Hours	800
Case Administration	684
Pharmaceutical Diversions	320
Central Intelligence	480
Out of County (Task Force Operations, etc.)	45
Assistance Rendered to Outside Agencies	131
Training	55
Court Hours	39
TOTAL	2554

Total Hours Worked **4635**

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6. TO APPROVE THE SELECTION OF A FINANCIAL ADVISOR FOR THE 2009 DSA SERIES BOND ISSUE AND AUTHORIZE THE ADVISOR TO RECEIVE AND EVALUATE REQUEST FOR PROPOSALS FOR THE BONDS.

[NOTE: Moved from Chairman's Items, VI-1.]

County Manager Abolt said, Mr. Chairman, we have the item that you allowed us to put on the agenda —. Chairman Liakakis said, bond issue. County Manager Abolt said, bond issue and Union Mission. Mr. Monahan?

Mr. Patrick Monahan said, thank you, Mr. Chairman, Commissioners, approval today sets in motion a timetable which culminates a bond closing for August 13th for the Union Mission property acquisition, and part of the delay can be attributed to the quandary with Financial Advisor Services. The County's long term financial advisor, A.G.

Edwards, became purchased by Wachovia Securities, which then closed A.G. Edwards Public Securities Division and let us a little bit in a lurch. The County will be soliciting for financial advisor services this Fall. Meanwhile, we do need to solicit a financial advisor for a single transaction. Staff is recommending Raymond James & Associates, which will be receiving and evaluating bids under a bank qualified issue. This is a — it's a streamlined process that actually allows local banks to compete as well. And just as a previous — I keep referring to — the Manager and I refer to as a \$2.3 million bond issue, but when it comes before the Board early next month, it will be a little bit larger than that because we do include all of the issuance costs in there. It's like buying a house and including all your financing costs points up front. So we're well on the way and we will be closed by August 13th and a check will be sent to Union Mission thereafter.

Chairman Liakakis said, I'll add that then — we have Items 1 through 7 and under 7-A through G, and what we'll do is add under 7 under the alphabetical order, H for the bond issue.

ACTION OF THE BOARD:

Chairman Liakakis moved this item to Action Calendar, Item 7-H.

AGENDA ITEM: IX-6
AGENDA DATE: July 10, 2009

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

PURPOSE: To approve the selection of a financial advisor for the 2009 DSA Series bond issue and authorize the advisor to receive and evaluate request for proposals for the bonds.

BACKGROUND: The Board voted to assist Union Mission to retire short-term debt of \$2.3 million by Chatham County's acquiring an equivalent amount of property. The Board agreed to this aid since Union Mission assumed the debt from co-developing with Chatham County the Behavioral Health Center at 107 Fahm Street (Chatham County funded its share through \$2.1 million in bond proceeds in 2005). As with the 2005 bond, the County would acquire property but lease it to Union Mission (federal law allows this structure for non-profit agencies which provide services that otherwise the government would need to provide). Union Mission would then use the proceeds from the sale of the property to retire its obligations and stabilize its cash flow for operating health services to the community's under-served citizens.

FACTS AND FINDINGS:

1. The size of the bond offering allows for designating it as bank qualified. As an advantage to Chatham County, designating the bonds as bank qualified will streamline preparation (no need for an official statement), although the offering will be competitively bid. For area banks, it will provide an opportunity to acquire bonds to offer local investors as part of their investment portfolio. To designate the bonds as bank qualified requires the Board to adopt a resolution. The resolution will be on the July 23, 2009, agenda.
2. The County will be contracting for financial advisory services this fall. Because of the timing of this issue, a financial advisor should be selected for a single transaction. In seeking referrals, staff received high-regarded references for William Johnston of Raymond James & Associates, Inc., a firm based in Atlanta. Staff is recommending Mr. Johnston until a financial advisor can be selected through a competitive process.

ALTERNATIVES:

1. Approve the selection of a financial advisor for the 2009 DSA Series bond issue and authorize the advisor to receive and evaluate request for proposals for the bonds.
2. Do not approve.

FUNDING: The 2009 DSA Series Bonds would be funded as a 20-year recurring obligation of the General M&O.

POLICY ANALYSIS: Selection of a financial advisor is essential to the dissemination of financing offers from local banks and financial institutions.

RECOMMENDATION: That the Board adopt Alternative 1.

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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.)

Commissioner Shay said, Mr. Chairman, I'd like to pull Item 1 please.

Chairman Liakakis said, Item 1. Any other items? Dean [Kicklighter]. Commissioner Kicklighter said, Item 7-C. Chairman Liakakis said, okay, 7-C. Any other items.

Chairman Liakakis said, we have — we need a motion on the floor to approve Items 1 through 7-A through H, holding out Items 1 and 7-C.

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

ACTION OF THE BOARD:

Commissioner Thomas moved to approve Items 2 through 7-H, except 7-C. Commissioner # seconded the motion and it carried unanimously.

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

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1. APPROVAL OF THE MINUTES FOR THE REGULAR MEETING OF JUNE 26, 2009, AS MAILED.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, yes sir, Mr. Chairman. I'd like to move for adoption of the minutes that were submitted with two corrections that appear on page 15 and 16 and were discussed in the pre-meeting. Commissioner Kicklighter said, second.

Chairman Liakakis said, okay, we have a motion on the floor and a second. The motion carried unanimously. Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Shay moved to approve the minutes of the regular meeting of June 26, 2009, except for a correction on page 15 to change the name of Stone to Shay in the fifth paragraph from the bottom and on page 16 add "[sic]" following the increase to the library system of \$100,000, which was erroneously given instead of \$300,000. Commissioner Kicklighter seconded the motion and it carried unanimously.

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD JUNE 17 THROUGH JULY 1, 2009.

ACTION OF THE BOARD:

Commissioner Thomas moved to authorize the Finance Director to pay the claims against the County for the period June 17, 2009, through July 1, 2009, in the amount of \$6,902,942. Commissioner Odell seconded the motion and it carried unanimously.

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3. REQUEST BOARD ADOPT A RESOLUTION AUTHORIZING THE EXERCISE OF EMINENT DOMAIN FOR ACQUISITION OF PROPERTIES AT THE INTERSECTION OF

**KING GEORGE BOULEVARD AND GROVE POINT ROAD TO CONSTRUCT TURN LANES AND SIGNALIZE THE INTERSECTION.
[DISTRICT 6.]**

ACTION OF THE BOARD:

Commissioner Thomas moved to adopt a resolution authorizing the exercise of eminent domain for acquisition of properties at the intersection of King George Boulevard and Grove Point Road to construct turn lanes and signalize the intersection. Commissioner Odell seconded the motion and it carried unanimously.

AGENDA ITEM: IX-6
AGENDA DATE: July 10, 2009

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

ISSUE: To adopt a resolution authorizing the exercise of eminent domain for acquisition of properties at the intersection of King George Boulevard and Grove Point Road to construction turn lanes and signalize the intersection.

BACKGROUND: To improve safety for both vehicles and pedestrians, the intersection needs to be signalized in accordance with American Association of State Highway and Transportation Officials (AASHTO) standards. Both roadways are County-owned roads. The construction plans are complete. Solicitation of bids for a construction contract is on hold pending acquisition of the necessary easements and right of way.

FACTS AND FINDINGS:

1. At this time, the acquisitions are held up for the impacts to one parcel (Sturgess, PIN1-0994-01-027). It is a partial taking. The owners are insisting on compensation double the Fair Market Value based on an appraisal.
2. The County is granted the power of eminent domain by Article 9, Section 2, paragraph 5, Constitution to the State of Georgia of 1983. The authority has been heretofore delegated to the County Engineer and the County Attorney to acquire properties needed for road projects.

ALTERNATIVES:

1. To adopt a resolution authorizing the exercise of eminent domain for acquisition of properties at the intersection of King George Boulevard and Grove Point Road to construction turn lanes and signalize the intersection.
2. That the Board not adopt the resolution.

FUNDING: No funding is required at this time.

POLICY ANALYSIS: This action is in compliance with O. C. G. A § 32-3-1 through 32-3-19 and the procedures provided for the condemnation of property in Article 3 of Chapter 2 of Title 22 of the Constitution of the State of Georgia.

RECOMMENDATION: That the Board approve Alternative 1.

District 6

**RESOLUTION EXERCISING THE POWER OF EMINENT DOMAIN
FOR CHATHAM COUNTY'S SPECIAL PURPOSE LOCAL OPTION SALES TAX
ROAD IMPROVEMENT PROGRAM**

WHEREAS, the citizens of Chatham County approved the 2003 - 2008 Special Purpose Local Option Sales Tax referendum; and

WHEREAS, O.C.G.A. § 48-8-121 authorizes the use of proceeds from the tax in part for road, street and bridge purposes; and

WHEREAS, a project to construct roadway improvements and signalize the intersection at King George Boulevard and Grove Point Road is needed to provide a safer roadway; and

WHEREAS, in the pursuit and completion of these improvements, it is necessary to acquire certain properties that are now owned by private parties; and

WHEREAS, the acquisition of such properties is for a public purpose;

NOW, THEREFORE, pursuant to the power of eminent domain granted this governing authority by Article 9, Section 2, paragraph 5, Constitution to the State of Georgia of 1983, the Chatham County's designees and the Chatham County Attorney are authorized to proceed forthwith towards the acquisition of those properties to complete this project described above.

Done this 10th day of July, 2009 by the requisite majority as prescribed by law.

Pete Liakakis, Chairman
Chatham County Board of Commissioners

ATTEST:

Sybil Tillman, Clerk
Chatham County Board of Commissioners

R. Jonathan Hart
County Attorney

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**4. REQUEST BOARD ADOPT A RESOLUTION AUTHORIZING THE EXERCISE OF EMINENT DOMAIN FOR ACQUISITION OF PROPERTIES ON BILLINGS ROAD TO PAVE THE ROAD.
[DISTRICT 1.]**

ACTION OF THE BOARD:

Commissioner Thomas moved to adopt a resolution authorizing the exercise of eminent domain for acquisition of properties on Billings Road to pave the road. Commissioner Odell seconded the motion and it carried unanimously.

AGENDA ITEM: X-4
AGENDA DATE: July 10, 2009

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

ISSUE: To adopt a resolution authorizing the exercise of eminent domain for acquisition of properties on Billings Road to pave the road.

BACKGROUND: The 2003 - 2008 Special Purpose Local Option Sales Tax provides for road improvement projects throughout Chatham County. Billings Road is a County-owned road. The construction plans are complete. Solicitation of bids for a construction contract is on hold pending acquisition of the necessary easements and right of way.

FACTS AND FINDINGS:

1. At this time, the acquisitions are held up for the impacts to two parcels. The heirs to Parcel 2 (Fleming Williams Estate, PIN 1-0376-11-004) stopped responding subsequent to being notified of an existing encroachment. At least one heir to Parcel 7 (Charles Spaulding Estate, PIN 1-0376-09-006) has refused to sign any documents.

2. The County is granted the power of eminent domain by Article 9, Section 2, paragraph 5, Constitution to the State of Georgia of 1983. The authority has been heretofore delegated to the County Engineer and the County Attorney to acquire properties needed for road projects.

ALTERNATIVES:

1. To adopt a resolution authorizing the exercise of eminent domain for acquisition of properties on Billings Road to pave the road.

2. That the Board not adopt the resolution.

FUNDING: No funding is required at this time.

POLICY ANALYSIS: This action is in compliance with O. C. G. A § 32-3-1 through 32-3-19 and the procedures provided for the condemnation of property in Article 3 of Chapter 2 of Title 22 of the Constitution of the State of Georgia.

RECOMMENDATION: That the Board approve Alternative 1.

District 1

**RESOLUTION EXERCISING THE POWER OF EMINENT DOMAIN
FOR CHATHAM COUNTY'S SPECIAL PURPOSE LOCAL OPTION SALES TAX
ROAD IMPROVEMENT PROGRAM**

WHEREAS, the citizens of Chatham County approved the 2003 - 2008 Special Purpose Local Option Sales Tax referendum; and

WHEREAS, O.C.G.A. § 48-8-121 authorizes the use of proceeds from the tax in part for road, street and bridge purposes; and

WHEREAS, a project to construct roadway improvements at Billings Road is needed to provide a safer roadway; and

WHEREAS, in the pursuit and completion of these improvements, it is necessary to acquire certain properties that are now owned by private parties; and

WHEREAS, the acquisition of such properties is for a public purpose;

NOW, THEREFORE, pursuant to the power of eminent domain granted this governing authority by Article 9, Section 2, paragraph 5, Constitution to the State of Georgia of 1983, the Chatham County's designees and the Chatham County Attorney are authorized to proceed forthwith towards the acquisition of those properties to complete this project described above.

Done this 10th day of July, 2009 by the requisite majority as prescribed by law.

Pete Liakakis, Chairman
Chatham County Board of Commissioners

ATTEST:

Sybil Tillman, Clerk
Chatham County Board of Commissioners

R. Jonathan Hart
County Attorney

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5. REQUEST BOARD APPROVAL TO ACCEPT A NON-MATCHING GRANT TO BE USED FOR THE PURCHASE OF ONE K9 DOG FOR EXPLOSIVES' DETECTION AND THREE K9 VEHICLES AND ALL APPROPRIATE EQUIPMENT. THE SHERIFF'S DEPARTMENT K9 UNIT HAS BEEN AWARDED FUNDING BY THE GEORGIA EMERGENCY MANAGEMENT AGENCY (GEMA) FROM THE DEPARTMENT OF HOMELAND SECURITY (DHS) FY 2008 HOMELAND SECURITY GRANT PROGRAM/STATE HOMELAND SECURITY GRANT PROGRAM.

ACTION OF THE BOARD:

Commissioner Thomas moved to accept a non-matching grant to be used for the purchase of one K9 dog for explosives' detection and three K9 vehicles and all appropriate equipment, the Sheriff's Department K9 Unit having been awarded funding by the Georgia Emergency Management Agency (GEMA) from the Department of Homeland Security (DHS) FY 2008 Homeland Security Grant Program/State Homeland Security Grant Program. Commissioner Odell seconded the motion and it carried unanimously.

AGENDA ITEM: X-5**AGENDA DATE: July 10, 2009****TO:** Honorable Chatham County Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** Al St. Lawrence, Sheriff**ISSUE:**

Request Commission's formal acceptance for approval of a non-matching grant.

BACKGROUND:

The Sheriff's Department's K9 unit has been awarded funding by the Georgia Emergency Management Agency (GEMA) from the Department of Homeland Security (DHS) FY 2008 Homeland Security Grant Program/State Homeland Security Grant Program. This funding allows for the purchase of one K9 dog for explosives' detection and three K9 vehicles and all appropriate equipment.

FACTS AND FINDINGS:

1. The Sheriff's Department was awarded \$119,448.78 in non-matching funds to facilitate the purchase of one explosive K9 dog and three K9 vehicles for explosives detection. No matching funds are required.
2. Board of Commission's approval is requested as is standard County Policy.

FUNDING:

No matching funds are required.

POLICY ANALYSIS:

It is consistent with Board Policy to approve non-matching grants that will enhance the capabilities of a law enforcement agency.

ALTERNATIVES:

1. Board acceptance and approval of grant.
2. Board Deny acceptance of grant.

RECOMMENDATION:

Board approval of Alternative #1.

Budget Analyst: _____

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6. REQUEST BOARD CONFIRM THE CHAIRMAN'S SIGNATURE ON THE EXTENSION OF FY 09 CONTRACT TERMS BETWEEN CHATHAM COUNTY SUPERIOR COURT DRUG COURT AND GEORGIA DEPARTMENT OF HUMAN RESOURCES, CONTRACT NUMBER 427-93-935021.

ACTION OF THE BOARD:

Commissioner Thomas moved to confirm the Chairman's signature on the extension FY 09 contract terms between Chatham County Superior Court Drug Court and Georgia Department of Human Resources, Contract Number 427-93-935021. Commissioner Odell seconded the motion and it carried unanimously.

AGENDA ITEM: X-6**AGENDA DATE: July 10, 2009****TO:** Board of Commissioners**THRU:** R. E. Abolt, County Manager**FROM:** Shawn L. Amacher, Superior Court Administrator

Issue: To request that the Board of Commissioners confirm the Chairman's signature on the Extension of FY 09 Contract Terms between the Chatham County Superior Court Drug Court and the Georgia Department of Human Resources ("DHR"), contract number 427-93-935021.

Background: The DHR notified us on June 26, 2009, that, due to unforeseen problems with the development of the FY 2010 service contracts for the new Department of Behavioral Health and Developmental Disabilities (“DBHDD”), it would be necessary to extend the terms of the FY2009 DHR contract through July 31, 2009. The FY 2009 contract set forth that the DHR would provide \$205,000 to support the Savannah-Chatham County Drug Court. The Chairman signed, and the Board previously accepted, the FY 2009 contract.

Facts and Findings:

- 1) Chatham County will continue to serve as the fiscal agent for the \$205,000 being made available by the DHR as per the terms of the FY 2009 contract.
- 2) We are asking for confirmation of the Chairman’s signature on the contract extension letter as the documents were not received from the DHR until one day prior to their due date (i.e., the extension letter received from the DHR on June 29, 2009, and response is due back to the DHR by not later than midnight on June 30, 2009).

Funding: No Chatham County funding is required.

Alternatives:

- 1) That the Board confirm the Chairman’s signature on the DHR’s FY 2009 contract extension letter.
- 2) That the Board not confirm the Chairman’s signature on the DHR’s FY 2009 contract extension letter.

Policy Analysis: In the past, the Board has accepted funding which assisted in defraying the cost of services.

Recommendation: That the Board accepts Alternative 1.

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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. Two (2) year time extensions for professional services task order contract for various engineering, geo-technical and environmental services companies	Engineering	•Collins Engineering, Inc •B.P. Barber & Associates, Inc. •Jordan, Jones & Goulding •Resource + Land Consultants •Sligh Environmental Consultants	Varies by service	•SPLOST (1985-1993) •SPLOST (1998-2003) •SPLOST (2003-2008) •CIP
B. Change Order No. 4 to the annual contract for temporary labor services for an hourly increase and extend the contract for four (4) months	Public Works and Park Services	Staffing Companies, Inc.	\$10.10 per hour	•SSD - Public Works •Solid Waste
C. Change Order No. 1 to the engineering services contract for professional services during construction for the culvert replacement for Little Neck Road at Henderson Canal for additional services	Engineering	Collins Engineering, Inc.	Not to Exceed \$17,000	SPLOST (1998-2003) - Drainage, Gateway/Henderson
D. Emergency generator for Tom Triplett Park	Public Works and Park Services	Power and Equipment Solutions	\$22,404	CIP - Public Works

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
E. Annual pricing agreement for mosquito control pesticides	Mosquito Control	•Adapco, Inc. •B & G Chemical and Equipment •Clarke Mosquito Control Products •Univar USA	Varies by item	General Fund/M&O - Mosquito Control
F. One (1) 2009 Ford F-250 full size supercab, 3/4 ton, 4x4 shortbed pickup truck for Marine Patrol	Fleet Operations	J.C. Lewis Ford	\$28,826	CIP - Marine Patrol
G. Purchase and install special floor application in the Inmate Holding Area	Special Projects	Stonhard Corporation (Sole Source)	\$57,164	SPLOST (2003-2008) - Courthouse Construction (Inmate Holding Area)
H. Approve the selection of a financial advisor for the 2009 DSA Series bond issue and authorize the advisor to receive and evaluate request for proposals for the bonds	Special Projects	Raymond James & Associates, Inc.	\$2,300,000	2009 DSA Series Bond Issue

As to Items 7-A through 7-H, except 7-C:

Commissioner Thomas moved to approve Items 7-A through 7-H, except Item 7-C. Commissioner Odell seconded the motion and it carried unanimously.

As to Item 7-C:

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman. Just curious. This \$17,000 change order request for the replacement for Little Neck Road at Henderson Canal for additional services, is this a change order for the property — I mean, for the project that we approved at the last meeting for like \$700,000?

County Manager Abolt said, I'm reading from the staff report, sir, and I'm looking for my engineer, but look at the staff report. It does indicate just as you said, but it also says the original engineering service contract was developed in 2006. The scope did not include services involving day-to-day observations, so staff is just coming back to make sure we have folks on the ground making sure that construction contract you awarded is properly completed. Mr. Davenport will explain it in more engineering terms, if necessary.

Commissioner Kicklighter said, I don't personally need more as far as an explanation. I would like to have all of start really watching change orders coming up with the economy like it is, and I'll make a motion to approve. Commissioner Gellatly said, second.

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

ACTION OF THE BOARD:

- a. Commissioner Thomas moved to approve Items 7-A through 7-H, except Item 7-C. Commissioner Odell seconded the motion and it carried unanimously.
- b. Commissioner Kicklighter moved to approve Item 7-C. Commissioner Gellatly seconded the motion and it carried unanimously.

AGENDA ITEM: X-7 A thru G

AGENDA DATE: July 10, 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 for a two (2) year time extensions for professional services task order contracts with various engineering, geo-technical and environmental services companies.

BACKGROUND: The Board approved, at their 10 August 2007 meeting, Task Order Contracts with various consulting firms. The duration of the contract was originally for a two (2) year period. Funds were authorized by the Board of Commissioners in varying amounts for each firm.

FACTS AND FINDINGS:

1. The contracts will continue to be managed by task orders. Each contract will remain for a specified not to exceed amount. The task orders will be for specific tasks with deliverables for either lump sum or not to exceed amounts (e.g., time and materials).
2. Most of the consultants listed below are already the “consultant of record” on many County projects.
 - a. Collins Engineering, Inc., Engineering (transportation and drainage) (NTE \$250,000)
 - b. B.P. Barber & Associates, Inc. Engineering (drainage) (NTE \$100,000)
 - c. Jordan, Jones & Goulding, Engineering (transportation) (NTE \$250,000)
 - d. Resource + Land Consultants, (environmental) (NTE \$100,000)
 - e. Sligh Environmental Consultants, (environmental) (NTE \$200,000)

FUNDING: SPLOST (1985 - 1993)
 SPLOST (1998 - 2003)
 SPLOST (2003 - 2008)
 CIP

ALTERNATIVES:

1. Board approval for a two (2) year time extensions for professional services task order contracts with various engineering, geo-technical and environmental services companies.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve time extensions on professional task order contracts when it is in the best interest of the County.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
 ESTELLE BROWN

ITEM B

ISSUE: Request Board approval of Change Order No.4, an increase to \$10.10 per hour and a four (4) month contract extension to 30 June 2010, to the annual contract with Staffing Companies, Inc., of Savannah, for temporary labor services for Public Works and Park Services.

BACKGROUND: On 18 February 2005, the Board approved a temporary labor services contract at \$6.89 per hour with Eastern Personnel Services, of Savannah. On 7 December 2007, the Board approved Change Order No. 2 which changed the company name from Eastern Personnel Services to Staffing Companies, Inc.

FACTS AND FINDINGS:

1. On 24 July 2009, the third and final step of the Fair Minimum Wage Act of 2007 becomes law and the minimum hourly wage increases from \$6.55 per hour to \$7.25 per hour. Previous change orders approved the federal wage increases. Staffing Companies, Inc. has requested an increase of \$0.91 an hour to offset the federal wage mandate and company profit and overhead. The current cost for temporary labor services is \$9.19 per hour.

2. The temporary labor provided by Staffing Companies, Inc. serves to facilitate hand ditch and median maintenance for Public Works and curbside collection for Solid Waste.
3. This contract extension of four (4) months (expires 2/18/10) is requested by the department for annual budgeting purposes to align with the fiscal year. This is the final year of this contract and is scheduled to be rebid next March-April time frame. Due to the FY09-10 budget cuts, Public Works must reduce the labor pool from 16 to eight (8) personnel per day effective 27 July 2009.
4. Staff believes the cost of \$10.10 per hour for temporary labor services to be reasonable and fair. In addition, staff supports the effective date of 27 July 2009 for the increase

FUNDING: SSD - Public Works
(2704100 - 52.39001)
Solid Waste
(5404501 - 52.39001)

ALTERNATIVES:

1. Board approval of Change Order No.4, an increase to \$10.10 per hour and a four (4) month contract extension to 30 June 2010, to the annual contract with Staffing Companies, Inc., of Savannah, for temporary labor services for Public Works and Park Services.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to issue Change Orders to essential service contracts to recognize changes in the Federal Minimum Wage and extend contract terms as needed.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM C

ISSUE: Request Board approval of Change Order 1, in the not-to-exceed amount of \$17,000, to the engineering services contract with Collins Engineering, Inc. for professional services during construction for the Culvert Replacement for Little Neck Road at Henderson Canal project.

BACKGROUND: The Board approved at their 22 September 2006 meeting, a contract for engineering services for the Culvert Replacement for Little Neck Road at Henderson Canal project. The Gateway/Henderson Drainage project is a part of the Chatham County Drainage Improvement Program. Problems to be addressed include the limited drainage capacity of the culvert at Little Neck Road.

FACTS AND FINDINGS:

1. The consultant is the engineer of record for the project. A contract has been awarded for project construction. The consultant has completed the design study report and topographic survey work at the site. Recommendations of the consultant have been accepted by staff.
2. The original engineering services contract was developed in 2006 to include engineering analysis, design, assistance with permitting, and limited post design services including initial stakeout and one-time inspection of the sediment and erosion control initial installation. The scope did not include services involving day-to-day observations.
3. This change order will provide for services during construction including site visits to observe work, responding to requests for information, reviewing shop drawings, attending meetings with the contractor during construction, and preparing construction status reports.

4. Contract history:

Original Contract (9-22-06)	\$ 99,965
Change Order 1 (Services during construction) (pending)	<u>\$ 17,000</u>
Revised contract amount	\$116,965

FUNDING: SPLOST (1998 - 2003) - Drainage, Gateway/Henderson
(3224250 - 52-12003 - 32280353)

ALTERNATIVES:

1. Board approval of Change Order 1, in the not-to-exceed amount of \$17,000, to the engineering services contract with Collins Engineering, Inc. for professional services during construction for the Culvert Replacement for Little Neck Road at Henderson Canal project.
2. Provide staff other direction.

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

RECOMMENDATIONS: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
ESTELLE BROWN

ITEM D

ISSUE: Request Board approval of a \$22,404 purchase of an emergency generator from Power & Equipment Solutions, Garden City, GA., for Chatham County Public Works and Park Services at Tom Triplett Park.

BACKGROUND: This back up generator will provide back up power needed for Public Works and Park Services Administrative Operations at Tom Triplett Park in the event of a forced evacuation from Sallie Mood Drive. This unit will also support water and sewer stations in the event of power loss, maintenance or construction issues.

FACTS AND FINDINGS:

1. Requests for Quotes were solicited and received from the following vendors:

Power & Equipment Solutions Garden City, GA	\$ 22,404
Cummins Power South, LLC Savannah, GA	\$ 34,190
Godbee & Rimes Port Wentworth, GA	\$ 46,212
2. Staff believes the total cost of a \$22,404 for the purchase of an emergency generator to be fair and reasonable.

FUNDING: CIP Fund - Public Works Department
(3504100- 54.25001- 35030230)

ALTERNATIVES:

1. Board approval of a \$22,404 purchase of an emergency generator from Power & Equipment Solutions, Garden City, GA., for Chatham County Public Works and Park Services at Tom Triplett Park.
2. Provide Staff other direction.

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

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM E

ISSUE: Request Board approval of annual price agreements for the purchase of various chemicals, in the forms of liquid, pellets and granules from Adapco, Inc, B & G Chemical and Equipment Co., Inc., Clarke Mosquito Control Products, and Univar USA for Chatham County Mosquito Control.

BACKGROUND: These chemicals are time release growth regulators used in the mosquito control program.

FACTS AND FINDINGS:

1. Pricing quotations require the vendors to commit to holding firm the price for the purchase of the chemicals for a period of one year.
2. The following vendors submitted quotes (see attached matrix for pricing on pages 9-11):
 - Adapco, Inc.
Sanford, FL
 - B&G Chemicals & Equipment Co., Inc.
Madison, FL
 - Clarke Mosquito Control Products
Roselle, IL
 - Univar USA
Mars Hills, NC
3. Staff has recommended four (4) vendors for the purchase of the various types of Altosid. The pricing offered by the four (4) vendors is the manufacturer fixed cost. Awarding to four (4) vendors will enable staff to purchase from the vendor that would have quick delivery and this would give staff several backup vendors for purchase.

FUNDING: General Fund/M & O - Mosquito Control
(1005144 - 53.17009)

ALTERNATIVES:

1. Board approval of annual price agreements for the purchase of various chemicals, in the forms of liquid, pellets and granules from Adapco, Inc, B & G Chemical and Equipment Co., Inc., Clarke Mosquito Control Products, and Univar USA for Chatham County Mosquito Control.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve price agreements for essential and safe chemical products which control the mosquito population in Chatham County.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
RUSHEDA ADESHINA

ITEM F

ISSUE: Request Board approval of a \$28,826 purchase of one (1) 2009 Ford F-250 full size supercab pickup truck from J.C. Lewis Ford for Marine Patrol.

BACKGROUND: The purchase of this truck will replace one (1) that is beyond economical repair.

FACTS AND FINDINGS:

1. The Board approved at their 15 May 2009 meeting an annual “as needed” contract for the purchase of 2x4 pickup trucks. The base price approved by the Board was \$21,873.
2. The special requirements of Marine Patrol’s truck required staff to obtain pricing for “add on options.” The total cost of the “add on options” will be \$6,953.
3. The “add on options” include: electronic shift on the fly, extended cab, electric windows and locks, an electronic brake control heavy duty suspension package, 4x4 drive train, limited slip differential and skid plates.
4. The total cost of the vehicle with the approved base price and the “add on options” will be \$28,826.

FUNDING: CIP - Marine Patrol
(3501567 - 54.22001 - 3503019Z)

ALTERNATIVES:

1. Board approval of a \$28,826 purchase of one (1) 2009 Ford F-250 full size supercab pickup truck from J.C. Lewis Ford for Marine Patrol.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the necessary equipment for law enforcement activities.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM G

ISSUE: Request Board approval of a \$57,164 sole-source contract for the purchase and installation of specialized floor covering in the inmate holding area and Court Services area within the Courthouse project to Stonhard Corporation.

BACKGROUND: As part of the Courthouse renovation, the Courthouse basement will serve as an inmate holding facility for court appearances and as the Court Services Division of the Sheriff’s Office.

FACTS AND FINDINGS:

1. Stonhard Corporation provides a floor lining system which has proven beneficial in correctional facilities for floor leveling, maintenance, impact resistant and impervious to tampering by inmates. References include U.S. Penitentiary in Atlanta, Folsom State Prison and various county jails.
2. The Sheriff’s Department recommends this application for the Courthouse basement in the inmate holding area as well as the new Court Services Division area. Stonhard Corporation provided a quote of \$57,164 based on GSA (federal government) pricing.
3. The pricing would be an upgrade from the traditional painted floor covering, which would cost about \$30,000. Given the wear-tested quality of the material in detention facilities, its useful life and savings in maintenance would be worth the difference.

FUNDING: SPLOST (2003 - 2008) - Courthouse Project
(3234980 - 52.12003 - 32360427)

ALTERNATIVES:

1. Board approval of a \$57,164 sole-source contract for the purchase and installation of specialized floor covering in the inmate holding area and Court Services area within the Courthouse project to Stonhard Corporation.
2. Board not award any contract for this work and direct staff to paint the floor with traditional paint-type surfacing.

POLICY ANALYSIS: Georgia law and *The Chatham County Purchasing Ordinance and Procedures Manual* provides authority for the Board to award contracts.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

PREPARED BY _____
PURCHASING AGENT

[NOTE: See Item IX-6 for Item H.]

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XI. FIRST READINGS

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

1. **MODIFY THE CHATHAM COUNTY REVENUE ORDINANCE FOR CHANGES TO THE SOLID WASTE FEE. THE COUNTY'S CURRENT REVENUE ORDINANCE WAS AMENDED AND APPROVED BY THE BOARD OF COMMISSIONERS ON JUNE 12, 2009. AT THAT TIME, A SOLID WASTE FEE OF \$85 WAS IMPLEMENTED. ON JUNE 26, 2009, THE BOARD VOTED TO CHANGE THE FEE TO \$43.**

ACTION OF THE BOARD:

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

AGENDA ITEM: XI-1
AGENDA DATE: July 10, 2009

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

ISSUE:
Modify the Chatham County Revenue Ordinance for changes to the solid waste fee.

BACKGROUND:
The County's current Revenue Ordinance was amended and approved by the Board of Commissioners on June 12, 2009. At that time, a solid waste fee of \$85.00 was implemented. On June 26, the Commissioners voted to change the fee to \$43.00.

FACTS AND FINDINGS:

1. Article V Section 3 needs to be amended to change the fee from \$85.00 to \$43.00.
2. This revenue was proposed to offset the costs of curbside dry trash pickup, which are currently paid through SSD Fund property taxes.

FUNDING:

This amendment will reduce revenues in the Solid Waste Enterprise Fund by approximately \$1,015,000. The shortfall can be covered as follows:

Solid Waste Fund Balance	\$ 200,000
Deferring Capital Outlay in Solid Waste Fund	350,000
Transfer From SSD Fund	<u>465,000</u>
Total	\$1,015,000

The funds for the transfer from SSD will come from SSD Contingency in the amount of \$175,000 and SSD Digest anticipated growth of \$290,000.

POLICY ANALYSIS:

In accordance with adopted financial policies, the Finance Department will submit an updated Revenue Ordinance for approval each year within 45 days of annual budget adoption. Amendments to the Ordinance may be submitted throughout the year.

ALTERNATIVES:

1. As described in Facts and Findings, modify the Revenue Ordinance to make the changes as per attached. The fees will be effective July 1, 2009.
2. Provide the Finance Department with other guidance.

RECOMMENDATION:

That the Board follow Alternative 1.

RECOMMENDED REVENUE ORDINANCE CHANGES

Article V. Solid Waste Operations

Section 3 Solid Waste Fees

For every single family residential unit in the unincorporated area, a Solid Waste Fee will be charged per year. This charge is for solid waste services in the unincorporated area of the county which includes yard waste recycling and curbside bulky item collection. The fee will be included on the 2nd installment real estate property tax bills. The Tax Commissioner is responsible for collecting the fees. Penalties and due dates will be the same as indicated on the tax bill.

The fee will be **\$43.00** per year per single family residential unit. For purposes of this ordinance, single-family residential means residential properties classified by the County as having only one dwelling unit per property or parcel.

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XII. SECOND READINGS

None.

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XIII. INFORMATION ITEMS

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

ACTION OF THE BOARD:

A status report was attached as information.

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

ACTION OF THE BOARD:

A status report was attached as information.

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EXECUTIVE SESSION

Upon motion being made by Commissioner Thomas and seconded by Commissioner Stone, the board recessed at 11:48 a.m. to go into Executive Session for the purpose of discussing litigation, land acquisition and personnel.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at approximately 12:40 p.m.

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ITEMS FROM EXECUTIVE SESSION

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

ACTION OF THE BOARD:

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

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APPOINTMENTS

- 1. CHATHAM AREA TRANSIT AUTHORITY**

Commissioner Shay moved to reappoint William Oakley to the Chatham Area Transit Authority to serve until December 31, 2012. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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2. LIVE OAK REGIONAL LIBRARIES

- a. Commissioner Gellatly moved to appoint David Saussy to the Live Oak Regional Libraries to fill the term previously held by Betty Melaver, which term will expire June 30, 2011. Commissioner Shay seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]
- b. Commissioner Thomas moved to reappoint Rebecca Gaston-Dawson to the Live Oak Regional library to a term which will expire on June 30, 2012. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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3. CHATHAM-SAVANNAH AUTHORITY FOR THE HOMELESS

Commissioner Shay moved to appoint Daniel Dodd to the Homeless Authority to a term which will expire June 30, 2012. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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ADJOURNMENT

There being no further business to be brought before the Commissioners, the Chairman declared the meeting adjourned at 12:45 p.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