

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, AUGUST 28, 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 9:35 a.m., Friday, August 28, 2009.

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II. INVOCATION

Commissioner James Holmes introduced Brother Morris Brown, Pastor of Metro Baptist Church, who gave the Invocation.

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III. PLEDGE OF ALLEGIANCE

Commissioner Thomas 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 (Arrived approximately 10:30 a.m.)
 Patrick K. Farrell, District Four
 Harris Odell, Jr., District Five
 David M. Gellatly, District Six

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

Chairman Liakakis said, Commissioner Shay is attending I think it's an environmental hearing this morning and we need a vote on the floor to excuse him.

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

Chairman Liakakis said, all in favor go on the board. The motion carried unanimously. Chairman Liakakis said, the motion passes.

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

None.

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VI. CHAIRMAN'S ITEMS

None.

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VII. COMMISSIONERS' ITEMS

1. UPDATE FROM MPC ON THE NEIGHBORHOOD ASSOCIATIONS (COMMISSIONER STONE).

Chairman Liakakis recognized Commissioner Stone.

Commissioner Stone said, thank you, Mr. Chairman. I'm going to turn this over to Mr. Hutton and Mr. Milmine and let them present what they've gathered, and I really appreciate all the work that you all have put into this, especially Mr. Milmine being a volunteer.

Mr. Hutton said, good morning, Mr. Chairman and Commissioners. I'm Dennis Hutton. I'm the Director of Comprehensive Planning for MPC, and the neighborhood associations has really fallen under the Comprehensive Planning Department because one of the things that was very clearly expressed by the citizens of Chatham County during the comprehensive planning process was the desire to be informed of things that happened within the community that affected their neighborhoods, whether it was cleaning out a ditch or rezoning in the neighborhood or putting in a turning lane. The citizens expressed that they would appreciate knowing what was happening. So this process and this task that we were given is a little bit like setting out to fix the roof and discovering that we had to actually build the house first before we could fix the roof. And that's what we have done in Chatham County. The unincorporated Chatham County is where we've set about building the house so that we can put this roof on top of it.

Mr. Hutton said, the first thing that we did, of course, was come to you with a resolution to let you — let us know and let the community know that you were behind the formation of neighborhood associations and you will see the resolution was passed by this body in February of 2008. The next thing that we did is we went to the usual suspects, the neighborhood activists who we've been dealing with over the years and talked to them, and what they said was, well, we're interested, but we would like to have some help in this. The burden of sort of community-activists letting the community know what was going on had fallen really heavily upon a few people, like Charlie Milmine, and what they said is let's broaden this out and give us some help so we solicited volunteers from the community through this brochure that we sent out and, as you can see, it was addressed back to us. We got a certain number of volunteers and then we went to you, the Commissioners, and asked you to let us know people in your district who would be interested in being community activists, and so we ended up with some contacts that we originally had, we had the contacts that you suggested. We went to the crimewatch people at the Metropolitan Police Department and we got names from them, contacts from them, and then we went to graduates from the MPC Planning Academy which you are probably familiar with. It's a 10-week course that people actually pay for, that come and they learn about how the MPC — what the MPC does and how it reacts with the government or interacts with the government of Chatham County and the City of Savannah.

So we had — we also went and got contacts from neighborhood associations, so we ended up with a mass of information, a lot of names. The next thing we had to do was to find out where they were located. So we took a map of Chatham County, we mapped out the existing neighborhood associations, which are primarily in the City of Savannah. They're not all active. They're formed, but they're not active. Then we looked at the Metropolitan Police Department, their neighborhoods, which were kind of based on Neighborhood Watch, and we came up with a recommendation sort of consolidating many of these neighborhoods for neighborhood associations.

The next thing we did we began to map the condominium associations and we began to map those as we had done somewhere previously. We had mapped to determine where all these folks were and we just realized that this was a static map that we were producing, and it was a very fluid situation in terms of people coming and people going, people taking over neighborhood associations, and so we've come up with a program for the next steps and I'm going to ask John to go and switch this over a little bit, but the next steps that we're going to take are really to contact the neighborhood — the homeowner's associations and condominium associations and reach out to them and come up with a — you can see before you a map of proposed neighborhood associations, and John if you could — so that we can very easily locate those folks who are willing to take — to go forward and be leaders in these neighborhood associations and then let them determine how they're going to set up their networks. They can do it through Facebook, they can do it through electronic media, they can do it through community meetings. One of the things that we discovered is that people are not really interested in coming to meetings — I'm sure y'all will all be surprised to hear that — monthly meetings. They're not real interested in doing that. People are very busy. They want to come to a meeting and they want to be informed, but most of these condominium and neighborhood associations that are in the County now use electronic media, either email, Facebook, those sort of social networking systems to get the word out.

So that's where we are now coming up with an interactive map that can be changed very quickly and allowing the people who are in the neighborhoods to determine exactly the — how their neighborhood associations will be formed. So that's the next step. That's what we're working on right now. This map, this interactive map is hot off the press. It's not completed yet and it's not ready to go to be used. What we'll do is once we get it to the point where it can go public, we

will let you look at it, the Commissioners, to determine, number one, are these boundaries that we're suggesting, are they appropriate and, number two, are the contacts that we have the right contacts and the right locations? So we'll come back to you probably in 60 days with this proposal.

Chairman Liakakis said, Dennis [Hutton], now will you have yourself or others will go out in these and ask them to bring their residents together, so kind of explain what the neighborhood association is, how successful it has been in the City of Savannah, and there's, you know, a couple out in the County now, and I think that's going to be really important to have the residents because to have one or two people say, you know, we've got the computers and we've got internet and all of those kind of things, I think we need to invite people in that given area that the Commission approves and go over the things that would help their particular area if they do a neighborhood association because we have seen in areas where those associations have set up crime watches and help their neighbors and a lot of other things, that it has reduced crime in a number of areas around. So I think that's really important for consideration and to be done as to be, you know, just sending a message or talking to one or two people, maybe somebody with a condominium group or something like that by inviting the people in that given area so that they can see the — how good it would be for them to come to the meeting, and then they can make the decision whether they want to meet once a month or every two months, whatever the situation is, but a lot of these neighborhood associations that are in operation now they meet every month and they've had really good successes.

Mr. Hutton said, I think you're exactly right and I think Charlie Milmine will address that in his comments, and I think they're good comments, but I'll let him really address that and we will certainly take those comments and try to put them into action. Chairman Liakakis said, okay. Mr. Hutton said, this is a good segue into Charlie [Milmine] if he's ready.

Mr. Milmine said, good morning, Commissioners, and thank you very much for the opportunity to be here. Also, my personal thanks to my Commissioner, Helen Stone, for being supportive in our efforts and also to Dennis Hutton at MPC for helping along with a lot of the work that I did. I have given all of you actually four pages. I don't intend to go through all this. These are expanded remarks. I summarize a lot of this stuff that I've accumulated over the years.

First of all to remind you where we come from, Dennis [Hutton] mentioned back in February of '08 you passed a resolution and there's a summary of some of the things that you resolved in that resolution. I've been involved in this since the end of the land use planning in Southeast Chatham where I agree with Dennis [Hutton], we were having difficult getting citizen participation and I saw neighborhood associations as a way to get organized.

My experience, and if you go down to Item C there, my experience has not been all that good in trying to work with neighborhoods. Too often neighborhood associations equate the association with homeowner's association and do not want people to tell them what color doorknob they have or what the color of their house is going to be. They also are resisting organization in many ways. They'd rather just do things informally. Another thing is that neighborhoods tend to be xenophobic. They will rise up if there's a threat to the neighborhood and once the threat has been solved and they go back to dormancy. Now the threats can be anywhere from zoning to crime, whatever, but they rise up and then go to sleep again. There are, however, some neighborhoods out there who do recognize positive aspects of neighborhood associations and I certainly applaud those people who are working in that area.

Item D, I would say that there is a role for neighborhood associations in the future particularly as we get into sustainable communities where traveling distances are going to be reduced and housing density is going to go up. And there are also already existing a number of networks in a number of cities through working with neighborhood associations to provide opportunities for people — elderly people, for instance — to stay at home. There are a number of these networks out there, things that we could build to. I would also hope that neighborhood associations would show that you can save money by working with neighborhood associations and again sustainable living I think will be a major leverage to that.

Item E is talking about viable neighborhood associations, and what I would say is if you are going to work with a neighborhood that is currently unorganized, I would say you go these steps. First of all, get a neighborhood watch established. Circle the wagons. Secondly, at a social component to that, which is having parties and getting to know each other. And, third, some kind of government relations component. And, fourth, a property improvement or an economic improvement in your neighborhood. Basically, these four elements of safety and security, social — and social is the glue that holds it all together. By the way, without the safety and security you're really — you're not going to get very far, but also I would say that organizing a neighborhood watch and stopping there, that's okay. Go for that and just get it started and later on maybe you can build. And number steps three and four are basically internal and external relationships that arrive from this.

Comments in number Item F, the Neighborhood Watch, I think that the neighborhood watch is the essential cornerstone of all of these neighborhood associations and without the neighborhood watch you're really not going to get far. I would say that if you're going to form these watches, I would suggest that we work with government and citizens as a lead in forming the neighborhood watches and obviously with the police. I think that government and citizens should be the leaders. We need to have uniform steps in becoming neighborhood watches and I say this because I've been involved with a number of neighborhood watches where it seems to me the steps to get organized and the requirements that are being asked are not uniform and they're not being upheld, so you get some neighborhood watches that are in force, but they're not terribly strong, they're not very well organized. You also need to have continuing membership requirements. In other words, we've got to standardized these neighborhood watches so that they are — you've got to keep the requirements. I'm suggesting [inaudible], for instance, like asking 80% of the households in the neighborhood to agree to allow policemen to come on their property. It seems kind of silly that you have to do this, but you have to do it and it seems to me if you can get 80% of your people at least to agree to that, then you've got some people at least focused on this.

Neighborhood watch signs. I can't tell you how many watch signs that I consider totally useless. They're not seen right, they're not in the right place, and crime is going on all around them. Number 6. I would suggest that we have, once you get your neighborhood watches established, have some kind of regional or community watch meetings between the watches so they can compare notes.

Now in G, if we're going to provide, if you're going to have successful neighborhood associations that go on into the social and external/internal relationships, you've got to have incentives somehow. Now, of course, neighborhood watch is one. Another is speaking to governments on behalf of neighborhoods. I've pointed out to you before that — I've come before you several times saying I represent such and such and I didn't. I don't by the way today represent anybody but myself. Basically, what we're looking at is that if a neighborhood wants representation before you, it's got to be organized and it's got to be credible and it's got to be registered the way the City does.

Number 3. One of the things that came to my attention is giving the authority to the neighborhood associations to issue permits to individual solicitors within the neighborhood. I don't know if there is a county permit that you're supposed to get, but I hear about it. It seems to me the neighborhood is the best judge of who should be out there soliciting — little kids selling candy bars for school, that's great, but we need to get a control of that and neighborhood associations could control their own solicitation.

We need to promote the neighborhood associations as sustainable living. We need to support special activities that perhaps the County could provide, and in this case I don't know where they are, but that can be developed hopefully.

6. Homeowner Insurance Benefits. They're out there and homeowner insurance companies apparently will give you a little bit off on your homeowners association [sic] if you're part of a viable neighborhood association. Obviously, with internal, they're neighbor to neighbor networks. We also, in Number 8, have investigated doing some bargaining power by a neighborhood, particularly with recycling for instance. Could a neighborhood of 100 houses get together and say, okay, we'll give a particular garbage company a contract, but it's going to be — we're going to have to negotiate the price.

Number 9 is an opportunity to develop community leadership, and what I'm saying here is that once you have leaders in these communities, use them. Don't go around them. Use them as much as you can. Neighborhood associations can work with schools and recreation areas and, number 11, the financial incentives from county government hopefully they will provide some savings for you and maybe you can in turn reward them.

Final recommendations: H. I am suggesting that you pursue forming rigorous neighborhood watches and don't tolerate non-performing ones. I've seen too many of them out there which overlap in jurisdiction and don't even know what's going on next to them. Emphasize government and citizen role in the formation and obviously involve the police, but I think getting citizens involved is important. We need to develop financial and other kinds of incentives to neighborhoods so that they can point to some good reasons for being organized. We need to look for opportunities of government to use the neighborhood associations. Keep in the back of the mind is there a project that's coming around that we could absolutely involve the neighborhoods in.

Number 5, develop the leaders and, number 6, hopefully the benefit of the neighborhood associations will reflect the bottom line and also look for neighborhood associations that are doing something good because there are a few of them out there. Not enough.

Mr. Milmine said, thank you. If you have any questions, I'll be glad to —.

Chairman Liakakis said, thank you. Any questions? Okay, that's pretty comprehensive what you have done, you know, making suggestions on this and — Helen [Stone].

Commissioner Stone said, first of all again I want to thank you, Mr. Milmine, for all the work that you have put into this, but also to keep us apprised as to how this is going and working with the MPC to get this going forward because I think that as the demand for public safety is going to increase, this will be a vital tool in assisting our police as well as protecting our citizens. So, I just want to stay abreast of what's going on with this. Mr. Milmine said, thank you. Commissioner Stone said, thank you.

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2. UPDATE ON DETENTION CENTER EXPANSION (COMMISSIONER STONE). SEE ATTACHED REPORT. SHERIFF ST. LAWRENCE, ENGINEERING AND FINANCE STAFF WILL MAKE A PRESENTATION.

Chairman Liakakis said, you all have a report on that in your book, and I call on Sheriff St. Lawrence and Engineering and Finance staff to make the presentation. Helen [Stone]?

Commissioner Stone said, thank you, Mr. Chairman. I just knew that this was one of the top projects for the last round of our SPLOST money and we hadn't heard anything on it in a while, and I know that in following the news that our jail is experiencing a horrible overcrowding situation and the stress and strain that that's putting on the staff there. It really concerned me as to how we were moving with this and where we were with this project, so thank you, Mr. Chairman, for allowing me to request that we have an update at this point.

County Manager Abolt said, Mr. Chairman, Members of the Board, just as an introduction, as the Chairman and Commissioner Stone have referenced, I do want to officially recognize a team. Certainly the cooperation and support and encouragement of Sheriff St. Lawrence is really beyond words. It's been very, very helpful to both Mr. Bungard and myself, but there are two people in the room in front of you — one is fairly large and the other is petite and both have contributed immensely. I'll start out with the petite first. Ms. Yousuf Parveez [sic] has actually been outstanding on this. I cannot explain in words, but I'll try, the depth, the detail that she has gone into to analyze all options. Mr. Bungard reminds me that just the paper, the rolls, the plans, that have to be carried to and from her desk are immense and she must have to do that, I assume, a person of a little larger stature, Colonel Holmes, who his demeanor, his professionalism, is carrying is again exceptional and the two of them, Parveez [Yousuf] and Mack [Holmes], make a wonderful combination of staff to get this done, and I thank them both. Parveez [Yousuf].

Ms. Yousuf said, good morning, Chairman, Commissioners. Several Commissioners said, good morning. Ms. Yousuf said, before we start on the update on the status of design of the project, I would like to talk a little bit about the project delivery method. There are a couple of options that are typically available. You have the design/build process, you have construction management at risk, construction management with a guaranteed maximum price. This particular project is a design bid/build project, which means that essentially the entire design is complete and in place before we go out to bid.

Moving to the actual design update, I guess the best place to start is from the award of the contract for architectural engineering design services to L. Robert Kimball and Associates late August of last year, which is approximately — exactly a year from today. Officially, work began in October. Progress of the design is monitored against the contractual schedule. The schedule is very fast-paced. It's about a fourteen and a half month design period followed by a two month period for bid. To date, the designer has performed in a timely manner. He's been very responsive to our needs and working well with us.

Regarding the phases, the entire design process comprises four phases. You have program verification schematic design, design development, construction documents, and then when all that is done we're ready to go out to bid. The first phase of program verification is sometimes referred to as predesign or conceptual design. In this particular case, a major part of predesign was program verification, which essentially to verify where the designer verifies our needs and requirements of the parameters of the project. The needs assessment report that was previously prepared by another firm has served as the basis for the design and the basis for the design contract, so we had the designer come in, reviewed extensively with the detention staff the needs assessment.

Once the parameters were set we moved on into design and the schematic phase. During the schematic phase a couple of alternatives were provided. We chose the one that works best for us. That phase was probably completed sometime around January of 2009. We then moved into the design development phase, which essentially is when details of the [inaudible] disciplines are worked out. That's structural, mechanical, electrical, security, fire safety, all the other disciplines that come in at this phase.

We just wrapped up that phase now and we have started construction documents. We estimated — well, that's why I highlighted it a little bit different. That's the phase we are in right now. We estimate that we should be ready to go for bid in the Spring of next year. Prior to putting the project out on the street, we will be going through a contractor pre-qualification process. This contract will be a single prime contract, meaning only one contract will be awarded — one construction contract will be awarded versus a [inaudible] prime. Once bid is complete, actual construction should start the Summer of next year. We estimate the construction duration to be about three years. We're still working on that time line to see if it can be reduced some.

A couple of things I would like to mention here. During the entire design process, a key factor has been the budget. We have made and we're constantly making the effort to remain within budget. At the end of the program verification phase — no, I apologize. At the start of the program verification the first iteration we were probably around 80,000 square foot in excess of what we had estimated the project to be. That was translated to around \$16,000,000 additional cost that we had not anticipated. So every time we have an overrun, we go back and relook at things to try and bring back the budget. At the end of the schematic design phase we were again about \$9,000,000 over budget. So we're constantly working to bring the project within budget.

Another thing I would like to point out is through the entire design process, Colonel Holmes and his staff have been actively involved, probably more involved than they wanted to be, but it's essential because no matter what, the operation and the security of the facility cannot be compromised. They know every level of detail right on to what kind of lock goes into every door, what kind of ceiling is in every room. If a door moves location, they know about it. So they are actively involved. It's very time consuming, but I think it's essential.

A couple of quick facts about the project. The build square footage is around 340,000 square feet, plus or minus. It comprises of new construction and renovation. Renovation is approximately around 70,000 square feet, which is about 20% of the project. Inmate capacity: The existing Detention Center has a — it's designed to accommodate 1,224 beds. This project will be adding 768 beds. Obviously one of the directives that I have from my boss, the County Engineer, is this project is all about adding beds. So we are constantly looking at ways to see if that number can be increased still remaining within budget. We may or may not get there, but that effort is ongoing. Obviously, when you add beds, support functions have to proportionately increase. New buildings or the new construction would include the construction of the enforcement area or street operations. We have two courtrooms that are being added, each of them with viewing capabilities — courtroom viewing capabilities. To support the courtrooms, we have court holding and a transport areas. We have a new pre-booking area, a new property commissary warehouse. Medical: Medical has increased substantially. It's

probably around three or four times the size of the existing medical area. We have a new [inaudible] kitchen, laundry and, of course, inmate housing and video presentations. Video presentation is a little bit different from how the facility is functioning currently. Currently, they have contact visitation where family members go into the housing units to meet with the inmates. Obviously, that has more security issues. Video visitation is where the family meets from a remote location. In a couple of other counties, it could even be a satellite. It is a satellite locations. In this case it's just a separate building and it's on the same site.

Commissioner Odell said, Mr. Chairman, excuse me. May I ask a question? Ms. Yousuf said, yes. Commissioner Odell said, we are now licensed for 1,224 beds. Ms. Yousuf said, that's correct. Commissioner Odell said, and this project which will take approximately three years will up it to — we'll have an additional 768 beds. Ms. Yousuf said, that's correct. Commissioner Odell said, we'll have a total, therefore, of 1,992. Ms. Yousuf said, that's correct. Commissioner Odell asked, is that true. Ms. Yousuf said, yes. Commissioner Odell asked, and that will take approximately three years? Ms. Yousuf said, that's correct.

Commissioner Odell asked, Major Holmes, Sheriff St. Lawrence, how many inmates did we have this morning? Somebody can give me an inmate count? Sheriff St. Lawrence said, I can give you an inmate count as of Monday. It was 1,760. Colonel Holmes said, 1,772. Sheriff St. Lawrence said, 1,772 this morning. That's because the Chairman Wayne Dasher, who's Chairman of the Corrections Board, and Senator Johnson has helped us get the State to move some of them out because we were approaching 1,900 at one point. Commissioner Odell said, I guess against my point of asking that question is that we're going to have 1,900, close to 2,000 beds in three years. We now have 1,800 inmates. So in the design obviously this is one of multiple phases. Is that a fair statement? Ms. Yousuf said, yes. Sheriff St. Lawrence said, yes. You know, contrary to the way this facility was built we're in now with no planning for the future, this is being done that way. There will be another location behind with the infrastructure in place they can build on whenever they get ready. That was not done in this original contract. There's some good news and bad news. You know, I raised the question about let's move the project along faster. The Project Engineer, which — Project Manager, which is the Engineer's Office, came to me and said, look here, we've got a contractual time line, and they do have a contractual time line. So, you know, its important we get things done right, you know, if we don't do nothing else, even if we've got to wait three years as opposed to two. I don't want to — I want to be sure that it's done right.

Commissioner Odell said, oh, I agree. And my last question is under the Commission Items, it was my impression that we were going to get a summary as opposed to detail. I would presume that we are going to get a detail and we can go into the details of information to the extent that each Commissioner desires. Let me rephrase that. Is there anyway today that we can get an executive summary as opposed to a detailed line item review? County Manager Abolt said, yes, yes. In your book. There's two pages in your book with [inaudible]. I'm sorry. Two pages in your book. We can stop if you'd like to. Commissioner Odell said, no, no. I don't want you to stop. I'd just — I don't know if the rest of the Commissioners need the level of detail. If you do, then bless you. But — Commissioner Thomas said, don't need it. Commissioner Gellatly said, don't need it. Commissioner Odell said, but what I want —

Sheriff St. Lawrence said, by contractual time line, we are on target and, you know, this is contractual time line and I'm told by engineers, and I'm not an engineer, we're moving this thing really along from an engineering standpoint. But we're not taking more time than what we need. I'd like to have the 1,992 beds tomorrow but I know that's not possible. Again, it's important we get it right and that whoever has the contractors, that they do it right.

Commissioner Odell said, yes, and my comments would support that and, Sheriff, I think your statement is right on point. Ultimately, what I wanted to know is we have to plan like we're going to have additional increase not only in population in the community but a population in the jail. So in this process, we need to look forward to future processes because there will be — there will be future expansion. Having said that, I appreciate the level of detail in the book, as Mr. Abolt pointed out again, and it's the same one I read last night, but I don't need much — ma'am, I don't need much more detail unless some other Commissioner needs —

Chairman Liakakis said, one of the things so the general public knows this, what this Commission did — I'll call on you — did a couple of years ago is because of the crowding in the jail. As was mentioned, it was built for 1,224 and they were having 1,500-1,600 and some times 1,700 inmates at the County jail. So what this Board did, we approved, and it's still in place, for 300 for non-violent criminals and added an expansion over there for 300, so that makes the 1,524 to utilize, but of course we need the larger facility, but one of the concerns, a major concern of this Commission though is also about prevention of crime because we want to prevent crimes and do the things that are necessary, and there are some things that this Commission has put into place, like in the poverty area and some other things that has been done by this Commission, but hopefully a number of other things can happen that will reduce that. And I talked with the heads of the Department of Corrections that what they need to do — what Savannah Impact has done — is they need to do it on a larger scale where instead of sending a prisoner back to Savannah or other counties around the State, give them \$25 and a bus ticket home, it's ridiculous because a good percentage of them repeat crimes because they have no other place to go. They don't have a home, they don't have people that are supporting them, and we can look at the repeater situation. So right now the State of Georgia is spending \$1,200,000,000 for State prisoners in the state prisons at this particular time. So if they will expand, not just do it a little bit like they're doing now, is to put in a program to educate those prisoners that are getting out, teach them a work skill, and then have the Georgia Department of Labor to go and get them jobs when they get out, we'll see less of this repeaters getting out there. It'll help us, it'll save Chatham County and the other counties around the State of Georgia millions and millions of dollars that's being put out, plus it will reduce the huge amount of money that the State is doing on prisoners. So that's one of the things that I will continue to talk with those Corrections.

I've talked to a number of Legislators around the State and will continue to do that because we need the — come on. We can see what this County has done in the apprentice program. They go to Savannah Technical College and what they do, they learn a work skill and they've been getting jobs, and it's been real successful and we've had eleven graduate ceremonies up here since 2005, and some of those people who came out, thanked us because they had committed crimes and the said by the County giving us this opportunity, that right now we're not under out there committing crimes against the citizens. So we see, you know, that this is important that we do these things to help out with our citizens and just load up the jail, but we'll see.

Chairman Liakakis said, it will be Helen [Stone], James [Holmes] and Priscilla [Thomas].

Commissioner Stone said, thank you, Mr. Chairman. Mr. Sheriff, with the current overcrowding, and it sounds like this facility will not open until 2013, I'm concerned of how you're going to be able to handle this going forward, and I realize that you are on a time line, although when this SPLOST in — what was it — 2007, we were told that, you know, the first monies were coming to alleviate the overcrowding by this future detention expansion, and here we are looking at 2013, and I'm very concerned and greatly appreciate the stress that you're under with the overcrowding. So I'm concerned about that. I don't know, and I also was doing the same thing that Commissioner Odell was doing were numbers and that when this is completed, right now it looks like we're going to have an additional 200 beds by 2013, and I don't know if that's even going to be enough.

Sheriff St. Lawrence said, these are permanent beds, Commissioner. You know, there's some good news and bad news with everything. The good news, for instance, in this project and the money that was set aside for this project, there's been no indebtedness whatsoever. The County has not borrowed any money and they're on the time line that they're supposed to be on, as it has been explained to me. Commissioner Stone said, right. St. Lawrence said, so there's some good news. I can pack them in. If I have 2,000, but I've got 1,992 permanent beds are going to be lot easier for me than it is now because I've got 1,524 beds right now and I'm at 1,762 and that's only because of the efforts of the gentlemen I mentioned before to help me with State. So, you know, you've got to do the best you can sometime with what you have. But again, this project is designed for the future as well as the present and there's another — the infrastructure will be in place to build another building. It won't be all this renovation, it won't be, you know, the infrastructure and not big enough kitchen facilities, not big enough laundry, not big enough medical center and so forth and so on. So —.

Commissioner Stone said, I understand. I'm just concerned from your perspective of the overcrowding, and Mr. Chairman, if you will indulge me very quickly something that I brought up in the premeeting and I would like our Sheriff to consider this. The Public Safety Committee Meeting that I attended on Wednesday, it was brought up that the billing that we do to the State is now done in the form of a paper package, and I would like for us to look at — and I think the Association of County Commissioners of Georgia [sic] will support this, to electronic billing so that the turnaround can be quicker. It will be less labor intensive and we can get our money faster. Sheriff St. Lawrence said, so —. Commissioner Stone said, I just wanted to bring that up for your consideration. It's something that we'll be looking at with your approval. Sheriff St. Lawrence said, well be glad to look at anything. But, you know, certain things have to be in place before we start getting our \$22 a day. Commissioner Stone said, I know that. Sheriff St. Lawrence said, I mean, Superior Court has got to have their paperwork, we've got to have ours, the State's got to receive it, and usually that's around 30 days after post-conviction, so that's when the \$22 starts, which is less than half of what it costs for me to house them. If the Legislature had the money and we could get it up to \$50 a day, which is approximately what it costs us, then we would be in a lot better shape financially. If we had the beds, I could house more Federal prisoners and they pay for everything. They pay for the medical, you know, to keep and so forth and so on. Commissioner Stone said, I would like to see what we could do to expedite that so that we're not waiting on paperwork to come in before we can get paid. Even the meager amount that we get paid, it's still better than nothing, and it's not right that I think that this is just another avenue for them to deter payment. So I would like to look at what the possibility, and like I said, the State association will support this, but what this Commission can do to help in that regard.

Commissioner Stone said, also I have one last quick question. When the State prisoners, when they are turned over to the State, do they come and get them or do we transport them? Sheriff St. Lawrence said, well, you know, I've been put in the position of having to transport them only because I want to get rid of them. Most of the time they'll come and get them, but there are times they'll call and say, well, you've got 25 females ready to go, if you'll take them to Atlanta, we'll take them. Well, I'm not going to wait for them to come and get them. I don't know when they're going to come so I'll take them up to Atlanta or whatever. We do whatever we can to try and keep the population down. Commissioner Stone said, I understand, but that's another burden placed on the local taxpayer. Sheriff St. Lawrence said, that's correct, but if I can pick up 25 - 50 beds, then I'm willing to do that. Commissioner Stone said, thank you.

Chairman Liakakis recognized Commissioner Holmes.

Commissioner Holmes said, you mentioned in your presentation that it's going to take about three years. Ms. Yousuf said, that's correct. Commissioner Holmes said, okay. And your delivered [inaudible], you mentioned two. Ms. Yousuf said, it's a design bid/build. Commissioner Holmes said, design bid and the CM at Risk. Ms. Yousuf said, no, no. That's one of the options. That's going to be a pure design bid/build. We're going to complete design, put it out on the street for bids, take the most responsive —. Commissioner Holmes asked, have you ever considered the CM at Risk? Ms. Yousuf said, we did consider it. We considered all the options and we figured that this would be the best option. Commissioner Holmes said, that's your decision. Ms. Yousuf said, with the County Engineer.

County Manager Abolt said, we also came to the Board several months ago and you concurred in that decision. Commissioner Holmes asked, which decision was that? County Manager Abolt said, the one we're following right now.

Commissioner Holmes asked, when did we do that, Russ [Abolt]? County Manager Abolt said, oh, year and — when we first started the project. As you know, a previous Board had a very bad experience with at risk construction on the Trade Center. Because of that, and this was a couple of years ago —. Commissioner Holmes said, I wasn't here then, Russ [Abolt], and I didn't have the experience of this, but I heard about it and some of the ways, but talking to some people now in the convention that I've attended, the CM at Risk would be our best way of going. Now I'm going to give you some reasons why. It would minimize the change orders. Now you know when we put out a bid of this magnitude, everybody across the country is going to bid for it, and when they come in I don't know how many change orders are going to be in the front of it. CM at Risk will minimize some of that. The method that you mentioned to me, you're going to see change order, change order, change order. How much more money we're going to spend when you just mentioned just now that the budget is a concern. Ms. Yousuf said, I don't want to see change orders. Commissioner Holmes said, I don't want to see them, nobody wants to see them.

Ms. Yousuf said, we are working to have a good design in place so we minimize change orders. Commissioner Holmes said, now on the —. Ms. Yousuf said, change orders are probably inevitable, but I will also say that in one of the recent field [inaudible] that we did, we went with the Detention staff, we went to Gwinnett County, which is a new facility. They opened, I think, in 2006 and one of the opening remarks of the gentleman handling it was, and he didn't have the right terminology, but he said — there's was a design build — and he said just make sure you have full design in place before you put it out there because, and speaking during the RFP process when we have to call references, other clients, other owners, the people that I've spoken with, everyone has said if you have the ability to handle the project in-house, you have the best control over the project, both in terms of design and in terms of construction quality. Design build, CM at Risk, there are definitely down sides to it because everyone is in it to make money for themselves. They have the tendency to cut corners and that's where you lose construction quality.

Commissioner Holmes said, yeah, everybody wants to make money, but it's the taxpayers' money that I'm concerned about. Ms. Yousuf said, and us too. Commissioner Holmes said, and that's why I want to be more studious of that taxpayers' money. We lobby too hard for this SPLOST money to see it go in the manner which our local is not going to be considered in this because at the rate it's going now, I have a concern about it. Russ [Abolt], is it possible we can go back? County Manager Abolt said, no sir, you'll lose. Of course, I don't — I hear different concepts being discussed at one time. Commissioner Holmes said, okay, go ahead. County Manager Abolt said, the Construction Management at Risk, that was a decision made a long time ago in which the Board concurred as far as how we were going to approach it, and there were some problems with it. The reason why the design phase is taking so long, and I know we discussed this before with the Board publicly and privately, is what Ms. Yousuf and Colonel Holmes and the staff are doing now to, in effect, minimize if not eliminate what we refer to as change orders. That's why the design is so specific. As opposed to somewhat of a general outlay of relationships between services within the Detention Center that might cost this and would generate change orders, we're being very specific. So when the bids come in, the bidder will know exactly. Now you're talking about the local participation. Another part of this is what Mr. Kaigler is doing. It's budget under M & O. We will have the outreach program that will involve to the max local community. Commissioner Holmes said, uh huh. County Manager Abolt said, I understand the priority. I do understand the priority. Commissioner Holmes asked, huh? County Manager Abolt said, I do understand the priority, sir. Commissioner Holmes said, okay. County Manager Abolt said, thank you, sir.

Chairman Liakakis said, Priscilla [Thomas], Harris [Odell] and then Dave [Gellatly].

Commissioner Thomas said, thank you, Mr. Chairman. First let me open by saying that I'm a very strong proponent of the preventive measures and I think that we should always move forward in terms of speaking about as many preventive ways that we can keep our numbers down in the jail, and I'm talking about an overall preventive program countywide. I, too, am a bit concerned about some of the things that are now taking place. I, too, went to the NACo Conference in Nashville and attended several workshops on some different — in some different areas that has to do with the jail, and the CM at Risk came up many, many times, and I was very interested in that. But what I'm hearing here this morning is that you're not even considering that at all. That is not even a possibility. The other thing that I'm concerned about is have you made a decision as to how you're going to include locals and minorities, and we want to make sure that when the final stages are done, that our local people are not left out, minorities are not left out because the citizens of Chatham County all played a major role in the SPLOST, and so that's where we are concerned at this point.

Ms. Yousuf said, as far as the participation —. County Manager said, Parveez [Yousuf], let me. Let me please respond. County Manager said, again we understand the priority. The history of this, you'll recall, there was one design firm selected and then for the right reasons that was changed. We could not use SPLOST money for outreach, so we have set aside and guaranteed in the M&O budget money for outreach. Mr. Kaigler is running that program. We'll be out on the streets concurrently with, in effect, the construction process. So the things you're talking about are of extreme importance, but Ms. Yousuf and the Sheriff are talking about just the construction of it. Because you all had benefit to discuss Construction Management at Risk, I will make a note and we will give you a detailed history of how we got to this point and give you the pluses and minuses. I want you to be satisfied, number one, with the process and most of all when it's all over, I want you and the Sheriff to be satisfied that we've gotten the maximum number of beds for the dollars involved.

County Manager Abolt said, you'll recall when there was so much discussion on this prior to the SPLOST, remember the SPLOST vote came early. It came before the SPLOST money was going to elapse. We're a year in advance because of your leadership, and there was much discussion by community leaders of why are you spending upwards to a hundred millions dollars for this Detention Center and they tried to break the cost out per bed and said that's an awful lot of money. That's when the Sheriff stood up and staff stood up and reaffirmed what you just heard them say just now. The intent

here is just not to build a facility for so many beds, but create that expandable capability in the kitchen, in the HIA system, your whole mechanical plant so you can add to it, but the fact of the matter is we were doing the best we could given the money and the negotiations with the other municipalities because we could not devote all of SPLOST to the Detention Center. But the first approximately \$110,000,000 goes for that. Now what we're not saying in the presentation is at the same time with the leadership of Ms. Cramer and Mr. Bungard, we are looking at cash flow. So with the economy down turned, we're not getting the money as far as we'd like to have it, but we will come up with creative ways so that this construction schedule will not be delayed.

Commissioner Thomas said, okay. One other question, Mr. Chairman. I noticed that in something else we got not long ago about the reduction in the project square footage, and yet you're saying that you want to — you want to make sure that we have enough beds, if you're going to reduce the square footage, how are we going to meet those requirements? Ms. Yousuf said, to clarify that, I probably mentioned earlier the needs assessment report that is prepared has served as the basis for design and the basis for the design contract. That's what we gave the design engineer and said we want you to design to this. In that housing inmate requirement was 768 beds. Commissioner Thomas said, okay. Ms. Yousuf said, so we are definitely meeting that and we're hoping to exceed that. As I said, we have plans in place. We are trying to exceed that, but definitely we're not getting less than the 768 beds. As far as increased square footage, again the needs assessment mainly applies to the support services. The original project was about 302,000 square feet — Commissioner Thomas said, right. Ms. Yousuf said, — and when we went to the revised, it increased to 385,000 and that's a substantial increase. So to bring it under budget, we reduced that, but not at the cost of the number of beds or security. Commissioner Thomas said, thank you.

Chairman Liakakis said, Harris [Odell] and then Jon [Hart]. Commissioner Gellatly said, don't forget me, Pete [Liakakis]. Chairman Liakakis said, no, I've got you, Dave [Gellatly]. You're next and then me.

Commissioner Odell said, to our staff it's important to note that we have a good team and anything that's said here today doesn't take away from the fact that we have a good team. We have dedicated people working in the best interest of this community, and some of the issues are policy decisions which are not staff decisions. Those — the policy board, which we're going to have to resolve and refine, and we will do that in due time. It's important to note a couple of facts, and this is a great opportunity to do that. Opportunity number one, we have a growth industry which is crime. If the economy in Chatham County was growing at the same level as crime, then we would have had a millage increase of about 14% to 16%. People historically have made decisions which are not based upon logic or ration, that they are gut opinions which are nonsensical and for the most part unintelligent. Part of that is the [inaudible] that the crux of our problem is lack of jobs is why we have crimes. Today the growth area, the greatest area of prosperity is New Orleans, Louisiana. After Katrina, they have more jobs than anywhere. More jobs than Detroit, and guess what? It has not impacted the level of crime, the level of drug dealing. To me at least, and I'm no psychologist, it says in three years we're going to need to build an additional part to this jail. When you find yourself in a hole, the first thing you want to do is stop digging. We have not gotten to the root cause of why crime is in some communities acceptable. Commissioner Thomas said, exactly. Commissioner Odell said, and until we, as the thinkers of this community, as the policy decision body of this community, address that and not say we're going to postpone it for another administration, we will consistently have problems with crime. Ultimately, and I'll just give you a hint, some of the monies in lieu of jail, if we put in parenting skills and other things, I would submit that 18 years down the road in this community we would have a reduction in crime. And I know that that's not a popular thing for a politician to say, but I'm not a politician and I'd never thought I'd die in this job, and I think we need to solve the problem of why this is a growth area. Major Holmes [sic], what you, Sheriff St. Lawrence and the engineering staff have done, you all have done your duty and your job. There's some policy decision things that we need to discuss among ourselves, and we will do that. But thank you and let the community know we're trying to house those people — and Dean [Kicklighter] and I have suffered tragedy in our family, and we will tell you we need jails. There's some people that need to be in jail. I mean, you see them every day. I'm certain in your — they need to be in jail. But there are some people that we can hopefully still reach and prevent them from committing a crime, and I'd like to see us in a renewed effort to work towards those programs. Not just jail, but to work on programs that solve some of the solve some of the social problems, and it's not just jobs. New Orleans proves that it's not just jobs. It's mental attitude. But thank you all. This was a long brief discussion, wasn't it?

Chairman Liakakis recognized County Attorney Hart.

County Attorney Hart said, yes sir. I just wanted to make a point, and I certainly understand Commissioner Holmes' statement and Dr. Thomas' statement because right now in the construction industry Construction Manager at Risk contracts are in vogue, okay, and we looked at those, and we looked at a number of jails, a number of facilities, and we measured it against Construction Manager at Risk, and we found that design bid/build most of the people you talked to were pleased with that, and the reason for that is you absolutely must design the jail before you build it because if you have a change order, it's going to be absolutely big time expensive because you're not talking about moving a few aluminum studs and moving sheet rock. You're talking about moving reinforced concrete. So the emphasis here was to come up with a design process where our staff would have to be forced to work through the operational side of the jail so that we would minimize the type of change orders. I know that there is a lot said about Construction Manager at Risk being the way to go. Mostly said by construction managers, I might add. Okay? It has not been my experience in private practice that Construction Manager at Risk has necessarily reduced the number of change orders, although I am sure Commissioner Holmes heard it exactly as it was said because I've sat in those same type of meetings and heard that. All it does is shift the dynamics of what's going on in the contract, and typically what you see is when you have a Construction Manager at Risk, on the front end you don't see as many change orders, but then once you get into the project you argue over scope — what's in scope and what's out of scope. Obviously, a Construction Manager at Risk project is one of those where it behooves it to be out of scope from the builder side and within scope from the owner's

side, and it's just been my experience you're arguing over a different set of factors that control the same amount of things. So you oftentimes will see a flow of different issues, but you're really talking about the same thing — money. Okay? When times get tight and you're at risk, the best way to cover that risk up is to say, well, gee, that was kind of a change in scope, I deserve more money for that. And you also have to worry about getting it towards the end of the contract when you are truly at risk and then you start seeing cost-cutting measures insofar as scope. This is going to be a well thought out set of plans. I can't tell you how many hundreds of hours have been spent by staff looking at all the ramifications of it, and you need to remember that we have a jail facility that's pretty much maxed out in its infrastructure, and by that I mean the kitchen and the laundry, the infirmary, the booking area, and all of those. So this plan expands those situations while delivering the maximum amount of beds that can be delivered and creates a pod in the back that you can start construction on immediately. By upgrading that infrastructure now, when you go to add the pod you're talking about adding beds, you're not talking about adding anything else. So overall, just in the meetings I've sat in, it seems to me like you've got some people working very hard towards trying to deliver the biggest bang for the buck.

Chairman Liakakis recognized Commissioner Gellatly.

Commissioner Gellatly said, thank you. Sheriff, are you happy with the progress? Sheriff St. Lawrence said, yes. Yeah, I raised the same issue that Commissioner Stone did and I had a meeting with Engineering and they showed me just the contractual time line, and it — Commissioner Gellatly said, no, my question is are you happy? Sheriff St. Lawrence said, yes, I'm happy. Commissioner Gellatly said, okay. Sheriff St. Lawrence said, you know, as just pointed out in all the conversation going on, as Commissioner Odell said, you people are the policy makers. You award the contract. I kind of look at as my project, but I don't hold the purse strings, so to speak, okay. Commissioner Gellatly said, what I'd like to tag on to what Commissioner Stone had to say, I'd like to make sure that on our end, and I'd ask the County Manager to have his staff, his computer guru, take a look at our system and let's make sure that we're electronically notifying the Sheriff's office from the court that sentences occurred and then we're not — we're still not using paper because there are some people in our own house that are awful hard to let that go. So I want to make sure that we're up to speed and the fact of the matter, the State might not — might be waiting for our 44¢ stamped envelope to get to them. I want to make sure that that's not the case.

Commissioner Gellatly said, I'd like to — you know, for every delay that we have in that jail, it's \$50-plus a day, and someone's delaying it. And, you know, when I used to work for a living I was a part of the jail overcrowding committee, and that's what, 15, 16, 17 years old [sic], Al [St. Lawrence]? And what did we do when we went to that committee, you know? We did this. This committee consisted of the District Attorney and judges and the Sheriff and the police chiefs and court clerks and a whole bunch of people, and basically it was, at least when I was working, it was one hour of either blaming each other or telling each other how we were overworked and don't have enough staff, and there was absolutely — it seems to me like that committee was a waste of time. I'm sure it's gotten better since. I say that tongue in cheek. What has to occur? What has to occur is that we cannot keep on building jails, building jails and building jails and not have a clue as to who's putting those people into the jail or keeping them in that jail. The Sheriff is required by law to accept anyone that comes in under arrest or sent to him by a judge. But there are other problems with that jail. Over four years ago Dan Massey, probably eight years ago, Dan Massey was going to put together a computer program at my request that would go ahead and identify every prisoner in that jail every single day. It would identify them by the person who mostly, if you've got 1,700 people in there, there's one person that needs to be in there more than anybody else. Some of them need to be under that jail. On the other side of it, there are people that don't even need to be in that jail or there are people that are being kept in that jail because of a variety of delay reasons. It could be a judge sometimes will — more than sometimes — quite frequently will take a look at a burglary case or some other type of crime and say I'll look at this case again in three months. That's \$50 a day, okay. My request was, and nothing's happened, that I want to know everyone's that in that jail, not by name but by offense and who's keeping them there, and if there's a three month delay, six month delay — sometimes murder cases take over two years to go through this County — I want to know who's causing the delay. Not only that, but I want that computer record to be a public record and I want everybody in the system, the media or anyone else, to take a look at it and see where we're clogged up. My person opinion is that we've got a lot of clogging in our system. And again, having met with these jail overcrowding committees, there's a whole bunch of this, and it's not the Sheriff. The Sheriff's doing his job. But there are people that are causing these people to stay in jail for long periods of time. Some of the problem — you know, they have an old saying: "I met the enemy and the enemy is us" and I think in this case that this could very well be. What is our problem? Why can't we get this computer program put together? And again, Mr. Manager, I request to make sure that electronically we're on state of the art, and again I request of this jail overcrowding committee, let's get that program put together because I suspect that we've got that system clogged up and there's probably a handful of people that are clogging it up and they need to be identified. Thank you.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you, Mr. Chairman. Sheriff, I just want to publicly thank you and your staff — well, first I thank you now for everything you're doing on this and I'll echo some of the things Commissioner Gellatly said and everything that we've ask and the public has actually elected you to do, you're doing it and in my opinion doing an excellent job of also, you know, doing that. But I wanted to just say here in public that I think you as well as your staff and all those retired people and everyone that worked so hard at my request to provide me with the numbers so I could provide it to this Board here as far as to the cost for you to patrol and protect the unincorporated areas of Chatham County. It was very detailed, very impressive, and I really liked the end result there with the numbers saving \$2.7, I believe, million over what the City of Savannah charges us, being the unincorporated area residents and businesses and taxpayers, and that's very impressive and I just wanted to say that in public that I really appreciate that, and please pass

along my appreciation to everyone that was involved. It was very detailed and very good and thank you for everything that you do, and the staff and Engineering also. So thank y'all very much.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, yes. That information coming from a former Chatham County Police Chief is very enlightening about — and very — it needs to be looked at closely that there's that much differential between what we're paying for a service and what a former Chatham County Police Chief says that that serviced can be provided for. So, that's probably a discussion for another day, but I'm very interested in that.

The change orders during construction in my opinion are a direct reflection of two items. One, the quality of the plans and, two, the change of direction from the owner in any building project. So this is a very critical phase that we're in right now, and I commend our Engineering staff and our Sheriff's Department to collaborate and pour through the details and spend as much time as is humanly needed to get this plan right so when this thing comes out and goes to bid that it is ironclad and the owners, the Sheriff's Department, the users of the facility, are happy with what's on that plan and follow it through for the whole three years without saying, well, we forgot about this and we forgot about that, let's add this or take away that. This is the time to add and delete to this plan, and this is the time to pour through the details to make sure each of these components fit together as appropriately. If we get this document and the plan is of top quality and the owners are fully satisfied with what's on the plan, I feel like they'll be — the chances for having change orders are eliminated to virtually very low percentage. I mean, there's always something that could be missed, but this is a critical time to pour through the details so that at the end of this process you have a product that you're proud of, that you can live with, and there's no excuse from whoever the qualified bidder is, you've got a solid document that says this is what you bid on, this is what we want, don't come asking for more money. Thank you.

Chairman Liakakis said, one of the things for people to understand, we want the general public to know because the taxpayers in the cities and the County are paying a huge amount of money for State cost factors. As of a few days ago, I received the latest data. I want everybody to know that the State of Georgia for State prisoners owed Chatham County taxpayers \$24,460,000 because they are not paying their cost factor that they should be paying. They only pay \$22 a day and what we're getting — ours is almost \$50 a day, and that \$24,460,000 is being paid by the taxpayers in Chatham County. One of the things that we've got another problem that the State has caused is that we don't have enough of the mental facilities that are properly manned to take more of these mental patients out of the County jail. As of a couple of weeks ago, we had 330 mental patients in the Chatham County Jail — 330 mental patients in the Chatham County Jail costing the taxpayers in Chatham County \$16,500 a day. That's what it's costing — \$16,500 a day. Add the pharmaceuticals to it, the medicines for them, it's costing \$500,000 a month for mental patients in the Chatham County Jail, which the State has the obligation that they should be expanding, you know, and helping those people that really need mental medical attention as opposed to sticking them in the County jail. That's terrible. But anyway, I'd like to thank all of you for what you're doing. This Commission is really concerned about overcrowding and to do the prevention things to keep people out of jail is really important, and hopefully we can get more of these programs in order so that we are not loading up the jail. Thank you.

Chairman Liakakis said, let me ask this then. Is anybody in the audience that wanted to make any comments?

Rev. Bennie Mitchell said, I'm Rev. Bennie Mitchell, Pastor of Connors Temple, but also Political Action Chairman for Interdenominational Ministerial Alliance, and about to be another granddaddy in a few moments. Let me say this to all of you. Just sitting here and knowing you, you can't be paid for the job that you all are doing. It's strictly mostly volunteer, not paying you, but you're taking care of our business. Now I'm coming from another perspective, which I'm not elected to. It's just something in my calling that I do, and that is to try to look out for God's people. I'm also assisted here with several of the clergy, some of them still on vacation, any my church asked me why I hadn't gone, I've got a month's vacation, and I said, well, I ain't got enough money to stay on a month's vacation. So you have to pick your time to go. But what I want to say here is that's it is great having an education and having great intelligence, and every story has three sides. It has my side, your side, and then you've got the truth. But one thing about it that the seven — eight of you here, we elect you to do our business and we depend on you to carry out or wishes in a legal manner.

Now with the traditional bidding, the CMR, we've gotten information and I'm really — I can preach a text on it from what we've gotten because we're here because the community is asking questions about the SPLOST money and to making sure where some of us split our tickets to vote for Republicans as well as Democrats because we believed in the people that we were voting for. Now what we're interested in and what we talked about three or four components, we talked about women, minority, African-American, and local participation. With our economic economy the way it is, right now we need local people who are qualified to do the work, to be able to get the work to keep the money in this town to pay these taxes to make sure they keep people working. And the main thing about it is that there's a program going on right now with the School Board System — Godley Station. There's no policy because the traditional way we fought, and I've been fighting this for 30 years, the traditional way of doing things, we never get enough of minority people participating. Never get enough women participating, and then we get folks from out of town to come in and take our money out and spend it where they live, and that's how come we come up with local, we come up with minority, we come up with women and so right now with what is going on with the School Board System at the Godley Station, \$28,000,000 contract and here they done saved \$2,000,000 on the CMRA construction, no policy has been written talking about a certain percentage of minorities, but they've superceded to 60% local participation and superceded to 35% minority. So that makes us happy because we've got the jobs at home and the folk then can say, well, my daughter or granddaddy and not illegals, and everybody that's working is not going to Memorial as an illegal because they've all got health insurance because some of these traditional way of doing, you're getting illegals coming in, doing the work and then they go out to Memorial when

they get hurt or whatever, and then we've got to pay for that. So I'm saying, as our elected officials, please ma'am, please sir, I'd be happy to share what information that we have that we've been looking at as a group, as preachers with the help of business people, because our folk are concerned that the local people, the local people — I don't care what color you are — local people get a chance to work and do the work and to make sure that the women, minorities and African-American get a chance to do the work without breaking any law or — I won't say breaking the law or anything of that sort. So I want us please ma'am, please sir, before we decide to do anything on this, let's make sure that our promises are kept because I'm not crazy, that 1% sales tax, if it works good, we're coming back again and we don't mind, but it's hard to come back, Pat, when the folks said you lied to us a couple of other times. So that's what I wanted to say today, and I appreciate it and I've got confidence in you and I'm just saying this to make sure that — let you all know where we are with our people and where they are with us. We just want to make sure that the local people get a chance to do their jobs. Amen. Thank you.

Chairman Liakakis said, thank you. Okay.

Dr. Prince Jackson said, members of the Commission, I'm Dr. Prince Jackson, former President of Savannah State College, current President of Savannah Branch NAACP, former Vice President of the Board of Education and a friend of everybody up there. What I'm about to say is that we work hard in the minority community to make sure that this bill would pass and that everybody would have a fair chance. I'm going to be frank with you. Some of what was said up here this morning stinks and I think that the Engineering staff needs to go back and they've already drawn a full conclusion, but there are a lot of smart people out here. See, I went to Harvard, too. There are a lot of us who are smart and who can see through some of this and I think they need, Mr. Chairman, they need to go back — we're not saying they're wrong, but they need to go back and look again. And, Russ [Abolt], we just hope — not just hope, we're going to demand that minorities and local people get a fair share of what's going on. The whole bottom line is that how is the distribution going to go, and we're going to be watching that. I'm a mathematician, a professional and I will be looking, I will use all the differential equations and everything that needs to be done, and I will be looking at this thing all the way down the line, and if it's not done right, we will be back. Thank you very much.

ACTION OF THE BOARD:

An update was given on the Detention Center expansion by Parveez Yousuf on behalf of the Engineering Department.

AGENDA ITEM: VII-2

AGENDA DATE: August 28, 2009

INTEROFFICE MEMORANDUM

DATE: August 20, 2009

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

SUBJECT: Information on Status of the Chatham County Detention Center (CCDC) Expansion Design

The progress of design is monitored against a contractual design schedule. The project is on a fast-paced 14.5 month design schedule followed by a 2 month bid period. The Board awarded the design contract to the architectural/engineering (A/E) firm L. Robert Kimball and Associates in August 2008. To date the A/E has performed services in a timely and professional manner. The phases of design include:

Program Verification: The Needs Assessment by The Facility Group identified a project of 302,000 sq ft. which served as the basis of the A/E contract. Kimball conducted a detailed review of the Needs Assessment with the Detention staff. Revised needs resulted in an increase of the square footage to 385,000 sq ft. To bring the project within budget, another iteration of program spaces was done which reduced the square footage to 344,000 sq ft (still an increase of 42,000 sq ft). Fees for design of the additional square footage was balanced by deletion of the proposed parking deck.

Schematic Design: Alternate schematic designs were provided by the A/E. Due to budget constraints, further efforts were made to reduce the project square footage. The final Schematic Design was submitted ahead of schedule in January, 2009 for the County's approval. The preliminary cost estimate for the project (340,000 sq ft) was \$9M above budget. Value engineering and cost saving options were evaluated to bring the project within budget. The project incurred a 5 week delay in order to reconcile the budget. In March 2009, the A/E was given the approval and directive to proceed to the next phase.

Design Development: The Design Development package was submitted on July 1, 2009. County review (of the 350 plan sheets) is ongoing. Changes requested will have a cost and a 4-5 week time impact. Additional fees are under negotiation. In order to keep the project moving, the A/E has taken it upon themselves to work on the changes even though a Change Order has not been approved.

Schedule: See attached schedule. The last phase of design is a 6 month Construction Document phase, followed by 2 months for bids. Construction is expected to take 3 years. Bars in blue indicate contractual time frames (solid - A/E tasks, single hatched - County, cross hatched - contractor).

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3. DISCUSS ADDITIONAL FUNDING FOR TYBEE LIFE GUARDS (COMMISSIONER FARRELL).

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, thank you, Chairman. Over the past long number of months on occasion I've been approached by different members and citizens of Tybee Island to ask if there was any financial help that could be brought to Tybee to enhance the lifeguard system. The Mayor has come before us in the past and brought to our attention the long shoreline and the number of folks that use the beach, and he's also pointed out that occasionally they fall between the cracks, if you will, and get into a position that they're not able to overcome and in come the Rescue Squadron from Tybee that pulls them out and has done a wonderful job this year and in the many years past. At this time, is there anybody in the audience who would like to speak on behalf of the Tybee Rescue Lifeguard Association? Please identify yourself.

Captain Mike Taylor said, good morning, County Commissioners. Commissioner Farrell said, good morning. Captain Taylor said, my name is Mike Taylor, Captain of Ocean Rescue. Chief Skip Sasser, overall in charge of Tybee Ocean Rescue and Tybee Fire Department. Commissioner Farrell said, welcome. Captain Taylor said, basically we do the best we can with what we have, and we're just here to see if there's anything that you guys can do for us whatsoever. Whatever — if you have any money that you can put aside for us, that would be great. We're looking to get started a little sooner than we normally would next year around March, which is when the high school kids and the college kids get out for Spring Break. So any extra money that could be given to Tybee Ocean Rescue to staff a small crew of personnel to be out there on our mules to rove up and down the beach and make sure that people don't get trapped out on the sandbar, don't get caught in rips, things like that, would be of great help to us.

Commissioner Farrell said, okay. Thank you.

One of the concerns of people in our community and around is we've seen in the last number of months that people have drown at Tybee unfortunately, but we've also seen the Rescue Squad rescue a number of people that were in trouble who would more than likely have drown also if it wasn't for the rescue team. So I think that a good portion of the general public sees what the negatives are down at Tybee with these people venturing out too far into the waters, especially when there are storms in our area and those kind of things and take chances that they are going to be able to survive. And it wasn't for the Rescue Squad, we'd see a lot more deaths. But — did you want to —?

Commissioner Farrell said, yeah, thank you. At this time, budget times are difficult this year and economy's not in the greatest shape in the world, but at this time I'd like to present a motion to ask for consideration from the fellow Commissioners to fund a contract that would go through the County Manager and County Attorney for services to the — for the lifeguard — for the purposes of lifeguards at Tybee Island for the sum of \$10,000. Commissioner Kicklighter said, second.

Chairman Liakakis said, alright, we have a motion on the floor and a second. Commissioner Kicklighter said, I've got a comment. Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, Mr. Chairman, I would just — I want to point out that this is definitely needed. I see the need for additional lifeguards, but I also want to point out that traditionally, or not even traditionally, by Tybee Island being a city, it is the responsibility of Tybee Island to fund this, and I also want to point out that this body has funded Tybee Island millions of dollars more than we've funded other cities that are actually larger in population in past SPLOST projects. But with the need to save lives out there, if Tybee can't take care of their duties to do so like they should be doing, then I support this. But I want to remind this Board that we will be helping with this supporting basically healthy people that choose to swim, and we need to because no one should drown out there. We need people to do that. But I want to remind people that we have not upheld our obligation at this point with something that every taxpayer pays for that lives in this entire County at this point, we are still — we have not solved the problem of stranding handicapped people living throughout this community. The Teleride situation, although we've got new leadership that's definitely made things better, we still have not solved that, and at this point we are still — we are currently not upholding our obligation as far as to provide assistance for those handicapped people throughout our entire community that pays for the service. So point being, let's support this because it's needed. I will support it and I made the second because it's needed, but let's quit

picking and choosing areas of the County that we support on this Board here, and let's just start funding the right thing. And, yes, keeping people from drowning is the right thing, but yes funding handicapped people so they can get back and forth to dialysis and to the hospital and to the doctor is the right thing also. So that's my point. I've never opposed really helping on this instance whatsoever, but we have obligations out there that the taxpayers actually paid for that we are elected and chartered and sworn to uphold that we're supposed to be providing them a services that we're not, and this is an extra which is definitely needed and just please remember that, that we need to uphold and do some of the things, complete some of the things that we should be doing here also. That's it.

Chairman Liakakis said, go ahead.

Chief Skip Sasser said, Chief Sasser, with Tybee Island Ocean Rescue. I'd like to state that the City of Tybee is definitely come forward with Rescue. They saw the need. Originally when I was assigned to Ocean Rescue I think we had a budget of about \$110,000 and it's up to about \$364,000 right now with the additional personnel and equipment and everything else. The City administrators have been bending over backwards and they see a need with the renourishment and the economy like it is with everybody that's staying closer to home, we've seen a tremendous influx of people on the beach and, like the Captain said, it started early. It started around April and it's going probably to be starting earlier and we're trying to get more rescue personnel out there just to be present if something does happen. Can we save them all? Probably not, but we're trying to do 110% on anybody who is in trouble out there enrolling. Now the incident that just occurred not too long ago, there would have been an additional two to three victims if our Ocean Rescue and our fire department personnel hadn't gotten there because it was a bad situation. And prior to that in just a couple of weeks we had 12 people that were swept out and we were able to get to all the 12 people. But the conditions have changed on the beach. With the bigger beach and the population that has come down so it's really put a strain on our Ocean Rescue and our fire department personnel

Commissioner Kicklighter said, Mr. Chairman, if I may respond to him. Chairman Liakakis said, it's Harris [Odell], and then I'll call —. Commissioner Odell said, I'll yield to a question. Commissioner Kicklighter said, I don't doubt anything you just stated. I know y'all are doing a great job and I commend your Mayor and the Council over there for asking. Point being is we have charted obligations for each elected body and funding of Lifeguards is the responsibility of Tybee Island. In other words, this could open a Pandora's Box of sorts where when St. Patrick's Day rolls around, the City of Savannah can come up here and tell us how they need additional police forces. An event taking place in Pooler or Thunderbolt, they can come forward and it's all needed. I just want to point out there's distinctive of what we were elected — what areas we were elected to do, and that is the City of Tybee's responsibility. I commend them for doing it and, yes, if I lived there I would love the Mayor because, hey, he's not scared to come ask and apparently we're going to do this, but I just from the standpoint of representing the entire County, including Tybee, which they've been left stranded out there, they're handicapped people too, with the Teleride and they're paying that tax, we have things that we need to be doing. I mean, we could right now we had to stop funding for Operation Funding for the blind — I can't think of the name, but for the blind people for handicapped — I mean, every — you name it. There's many good things that the whole County could chip into to help out, and you're definitely one of them for sure, but, you know, I just want us to remember that we have a few things we're not even paying for but our people are actually being taxed for before we support it. And that's it, but great job all of y'all.

Chairman Liakakis recognized Commissioner Odell.

Commissioner Odell said, I yielded. Commissioner Kicklighter said, I'm sorry. Commissioner Odell said, that's okay, Dean [Kicklighter]. I wanted to ask Russ [Abolt] a question. I guess, Pat [Farrell], you probably can answer this if I can direct it to you. This would come from SSD, the money? Commissioner Farrell said, M&O. Commissioner Odell said, M&O. Okay. The obvious decision is that this is something we need to do and if we analyzed it, most of the people that get in trouble, and I'm not saying all, tend to be tourists, and this is a tourist community. We want tourists to come here and spend dollars. We benefit from them choosing Savannah as a vacation destination. Public safety has to be a priority. You cannot be a tourist destination and not have adequate facilities, services, personnel to fulfill that destination. At some point long term, the funding issues is going to have to be addressed globally, and when I say globally, that's not Tybee's ocean. It's not the ocean. I mean, you don't just have to be near the issue if it's not your ocean. People come there and swim, but I'd say the overwhelming majority just because of rooms probably are in Savannah or in Chatham County. So our citizens go to the ocean, which happens to be adjacent to Tybee, to swim and we in turn receive the hotel/motel taxes that are derived from their stay. I guess the bottom line of my point is that I'm going to support this because I think it's a good thing, and I really applaud the efforts of the Commissioner from the Fourth District, who has — his platform was that he cared about citizens in every effort he makes an effort to show that he cares about citizens and people in our community. But I'd like for us to think about tapping in to the hotel/motel taxes long time. I know we can't do it now, I know we won't get it now, but being a lawyer I've learned one thing. Most of the laws on the books didn't come from the Bible. That tells me, Jon [Hart], and I'm certain you'll agree, that man created most of the laws. If you can create a law, you can change a law and hotel/motel taxes ultimately should adequately fund the lifeguard services because it's not a Tybee problem. It's a global problem. As to Dean's issue, we will solve the Teleride issue in January. We will solve that issue in January. It's going to be making an omelet and we might have to break some eggs, but that's an issue that's solvable and we're going to address that and solve it. As to the recreational things that we mentioned, there's some thoughtful things that we need to do. We have a Recreation Authority. We need to make better use of that Recreation Authority and consider some options and global or County decisions. We have a SPLOST coming up. Hopefully, we won't use it all for the jail next time. There should be some additional money to solve some of the other issues. Those are my comments. I'm going to support the \$10,000. I see that Russ [Abolt] has gone to sleep on my comments. County Manager Abolt said, no sir, no sir. Commissioner Odell said, I like keeping him riveted, Russ [Abolt]. County Manager Abolt said, I was thinking [inaudible], sir.

Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, very quickly. Commissioner Odell has mentioned the hotel/motel taxes that you could probably tap into because many counties and cities are doing that and should have been doing it for a long time. I would like to also add, do you know if there are letters going out to the various hotels where especially these visitors are coming in and staying and to make them aware, you know, of the dangers of the waters at Tybee, how much information are they getting or are they getting any? Chief Sasser said, oh, yes ma'am. They're putting it on the Tybee Island visitor website. And it indicates about please do not go out onto the sandbars. It is a beautiful scenic area, but unfortunately it draws you out there and you don't have time to get back when the tide changes. Commissioner Thomas said, right. Chief Sasser said, local news media. We've put it out just about everywhere we can about please stay off the sandbars. Like we're going to have this weekend we're going to have problems with rip currents. That's another issue in itself, which requires a lot of manpower out there, and I think, you know, one day on another beach a couple of days ago pulled out 64 people, you know, in rescues and we're having the same problems with the rips and everything else. We do try to get the information out, the hotels and everything, and let them know and be aware of, but as I indicated to the news media just the other day, we had people sitting underneath the signs that basically said if you go beyond this point it's a danger of drowning and they had their children out there. Commissioner Thomas said, right. Chief Sasser said, and we kind of enlightened them on it and had them get their children out of the area, but they just indicated that they didn't think it applied to them.

Commissioner Thomas said, well, that's all, we just need to keep emphasizing that and I think that's very important and you are doing a great job with what you have and everything, but we're just so concerned about the number of persons that have fallen into this category this year. Chief Sasser said, right. We are — Ocean Rescue also, we keep up with the tides and when we know the tide is coming in, we try to clear the whole area and let these people know that it's a danger coming in and they'll clear the area and get off duty subsequently, and the people go right back into the area and all of a sudden we'd get called out on rescues.

Captain Taylor said, if I might add to that, Ms. Thomas, they're also given riptide currents, a little brochures —. Commissioner Thomas said, oh, great. Captain Taylor said, at the hotels as well as there's a sign out in front of City Hall. Currently today we have that telling them the dangers of the rip currents today with the hurricane offshore it's bringing in large swells and, of course, the rip currents there's a greater chance of that. So we do take a proactive approach instead of a reactive approach. We pull people out, we talk to them. We show large groups of families at the same time anywhere from 15 to 20 people what a riptide is, what they're playing in and ask them to move out of it so that they know from this point on or if they're watching their kids anywhere close they can move them to the left or to the right. That way if they get in a situation where they're caught, they know what to do. Commissioner Thomas said, very good. Thank you.

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, if there's no further comment, I want to call for the question.

Chairman Liakakis said, okay, question has been called for. Let's go on the board. The motion carried unanimously. [NOTE: Commissioner Shay was not present.]

County Manager Abolt said, Mr. Chairman, just for benefit of perfecting the record the money will come from M&O Contingency.

Commissioner Kicklighter said, Mr. Chairman, I'd just like to tell them that I probably go to the beach more than anybody anywhere around and y'all are very impressive as far as I've noticed the difference from last year to this year with your marking off the areas with your cones where your vehicles can get out there quick and to answer yours, they're constantly — I'm amazed by the pier that they can blow a whistle and yell like constantly telling them to get away where they won't be sitting right actually pushed into the pier and y'all are very professional. You're doing a great job and sorry that y'all were a political pawn of sorts today as far as that goes, but I just had to make the point about we have other things to do. Captain Taylor said, no problem. Commissioner Kicklighter said, y'all are doing a great job and I appreciate it.

ACTION OF THE BOARD:

Commissioner Farrell moved that the Board fund a contract that would go through the County Manager and County Attorney for services for the purposes of lifeguards at Tybee Island for the sum of \$10,000 from M&O Contingency. Commissioner Kicklighter seconded the motion and it carried unanimously. [NOTE: Commissioner Shay was not present.]

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CHATHAM AREA TRANSIT AUTHORITY

Chairman Liakakis declared a recess in the meeting of the County Commission at 11:29 a.m., to convene as the Chatham Area Transit Authority in a special meeting.

Following adjournment of the Chatham Area Transit Authority, the Board reconvened at 11:43 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 (*).

None

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IX. ITEMS FOR INDIVIDUAL ACTION

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

- 1. **TO REQUEST APPROVAL OF THE FOLLOWING BUDGET TRANSFERS AND AMENDMENTS FOR FY2009: 1) IN THE GENERAL FUND M&O, A) TRANSFER \$46,000 WITHIN THE DEPARTMENT BUDGET FOR VOTER REGISTRATION TO THE SALARY LINE ITEM, B) INCREASE STATE REIMBURSEMENT REVENUES \$150,000 AND APPROPRIATE \$150,000 FOR PAYMENT OF UTILITIES, C) INCREASE REVENUES \$875,000 UNRESERVED FUND BALANCE AND EXPENDITURES \$875,000 CONTRIBUTION TO RETIREE HEALTH INSURANCE 2) TRANSFER \$22,600 WITHIN THE LAND BANK AUTHORITY FUND BUDGET TO THE SALARY LINE ITEM; FOR FY2010: 1) GENERAL FUND M&O, INCREASE REVENUES AND EXPENDITURES TO RECOGNIZE THE ROLL-FORWARD OF 2009 ENCUMBRANCE BALANCES OF \$2,410,478, 2) CONFISCATED REVENUE FUND, INCREASE REVENUES AND EXPENDITURES TO RECOGNIZE THE ROLL-FORWARD OF 2009 ENCUMBRANCE BALANCES OF \$97,248, 3) SPECIAL SERVICE DISTRICT FUND, INCREASE REVENUES AND EXPENDITURES TO RECOGNIZE THE ROLL-FORWARD OF 2009 ENCUMBRANCE BALANCES OF \$129,651, 4) MULTIPLE GRANT FUND, INCREASE REVENUES AND EXPENDITURES, A) \$194,750 FOR THE SUPERIOR COURT DRUG COURT GRANT, B) \$4,083 FOR THE SHERIFF K-9 GRANT, C) \$2,135 TO CORRECT THE AMOUNTS FOR GRANTS CONTINUING FROM FY2009, 5) AMEND REVENUES AND EXPENDITURES IN THE DEBT SERVICE FUND \$2,400,000 FOR THE DSA SERIES 2009 UNION MISSION PROJECT BOND ISSUE.**

Commissioner Gellatly said, motion. Commissioner Stone said, second.

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

ACTION OF THE BOARD:

Commissioner Gellatly moved that the Board approve the following budget transfers and amendments for FY2009: 1) In the General Fund M&O, a) transfer \$46,000 within the department budget for Voter Registration to the salary line item, b) increase state reimbursement revenues \$150,000 and appropriate \$150,000 for payment of utilities, c) increase revenues \$875,000 unreserved fund balance and expenditures \$875,000 contribution to retiree health insurance 2) transfer \$22,600 within the Land Bank Authority Fund budget to the salary line item; for FY2010: 1) General Fund M&O, increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$2,410,478, 2) Confiscated Revenue Fund, increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$97,248, 3) Special Service District Fund, increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$129,651, 4) Multiple Grant Fund, increase revenues and expenditures, a) \$194,750 for the Superior Court Drug Court grant, b) \$4,083 for the Sheriff K-9 grant, c) \$2,135 to correct the amounts for grants continuing from FY2009, 5) amend revenues and expenditures in the Debt Service Fund \$2,400,000 for the DSA Series 2009 Union Mission Project bond issue. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Farrell was not present.]

AGENDA ITEM: IX-1**AGENDA DATE:** August 28, 2009**TO:** Board of Commissioners**THRU:** R.E. Abolt, County Manager**FROM:** Linda B. Cramer, Finance Director

ISSUE: To request approval of the following budget transfers and amendments: for FY2009: 1) in the General Fund M&O, a) transfer \$46,000 within the department budget for Voter Registration to the salary line item, b) increase state reimbursement revenues \$150,000 and appropriate \$150,000 for payment of utilities, c) increase revenues \$875,000 unreserved fund balance and expenditures \$875,000 contribution to retiree health insurance, 2) transfer \$22,600 within the Land Bank Authority Fund budget to the salary line item; for FY2010: 1) General Fund M&O, increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$2,410,478, 2) Confiscated Revenue Fund, increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$97,248, 3) Special Service District Fund, increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$129,651, 4) Multiple Grant Fund, increase revenues and expenditures a) \$194,750 for the Superior Court Drug Court grant, b) \$4,083 for the Sheriff K-9 grant, c) \$2,135 to correct the amounts for grants continuing from FY2009, 5) amend revenues and expenditures in the Debt Service Fund \$2,400,000 for the DSA Series 2009 Union Mission Project bond issue.

FACTS AND FINDINGS:

1. The Voter Registration department exceeded its salary budget in FY2009. This was the result of the volume of early voting. A transfer of \$46,000 within the department budget will restore the salary line item.
2. Expenditures for the Utilities department exceeded budget in FY2009. This was due to the year end accruals. Funds are available from state reimbursements to increase revenues and expenditures for the overage. A resolution to amend the budget by \$150,000 is attached.
3. The Land Bank Fund exceeded budgeted salaries in FY2009. This was the result of paying for interns that had previously been paid through the temporary pool. Funds are available in the department budget to transfer. A transfer of \$22,600 will restore the line item.
4. The Finance Director has requested an appropriation of \$875,000 undesignated General Fund M&O fund balance to increase the employer OPEB contributions for retiree health care. This action is included in the attached resolution.
5. A portion of the fund balance in the General Fund M&O, the Confiscated Revenue Fund, and the Special Service District Fund is reserved at year end for purchase orders and contracts that have been issued but not paid. Funds are carried forward to the current fiscal year to cover these open commitments. The FY2010 items 1, 2, and 3 in the Issue statement amend the current budgets. Resolutions are attached.
6. Chatham County has been awarded grants of \$194,750 for the Superior Court Drug Court, and \$116,883 Byrne Memorial Justice Assistance funds for the Sheriff's K-9 unit. The adopted budget for FY2010 projected \$112,800 for the K-9 unit. A budget amendment for the additional \$4,083 is necessary. The budget amendment for continuing grants presented at the August 14, 2009 meeting had a computation error. A \$2,135 adjustment to the fund totals is needed. A resolution to amend the fund for the new and continuing grants is attached.
7. The Downtown Savannah Authority has issued bonds in the amount of \$2,400,000 for the Union Mission Project. An amendment to the Debt Service Fund has been prepared and is attached.

FUNDING: Funds are available in the FY2009 Voter Registration and Land Bank budgets for the transfers. The budget amendments will establish funding in the General Fund M&O, Special Service District, Confiscated Revenue, Multiple Grant and Debt Service Funds in FY2010.

ALTERNATIVES:

- (1) That the Board approve the following:

GENERAL FUND M&O FY2009

- a) transfer \$46,000 in the Voter Registration budget to salaries,
- b) increase state reimbursement revenues \$150,000 and appropriate \$150,000 for payment of utilities,
- c) increase revenues \$875,000 unreserved fund balance and expenditures \$875,000 contribution to retiree health insurance.

LAND BANK AUTHORITY FUND FY2009

Transfer \$22,600 within the fund budget to salaries.

GENERAL FUND M&O FY2010

Increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$2,410,478.

CONFISCATED REVENUE FUND FY2010

Increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$97,248.

SPECIAL SERVICE DISTRICT FUND FY2010

a) Increase revenues and expenditures to recognize the roll-forward of 2009 encumbrance balances of \$129,651.

MULTIPLE GRANT FUND FY2010

- a) increase revenues and expenditures \$194,750 for the Superior Court Drug Court grant,
- b) increase revenues and expenditures \$4,083 for the Byrne Grant for the Sheriff K-9 unit,
- c) increase revenues and expenditures \$2,135 to correct the amounts for grants continuing from FY2009.

DEBT SERVICE FUND FY2010

Increase revenues and expenditures \$2,400,000 for the DSA Series 2009 Union Mission Project bond issue.

(2) Amend or deny the request.

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

RECOMMENDATION: That the Board approve Alternative 1.

Prepared by: Read DeHaven

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2. REQUEST BOARD APPROVE A REQUEST FROM UNION MISSION, INC., TO FORGIVE OR ABATE ANY PREVIOUSLY ASSESSED TAXES FOR PARCELS 2-0054-13-008, (1407 ATLANTIC AVENUE) AND 2-0016-18-001 (107 FAHM STREET) FOR TAX YEAR 2008.

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

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

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve a request from Union Mission, Inc., to forgive or abate any previously assessed taxes for parcels 2-0054-13-008 (1407 Atlantic Avenue) and 2-0016-18-001 (107 Fahm Street) for tax year 2008. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Farrell was not present.]

AGENDA ITEM: IX-2
AGENDA DATE: August 28, 2009

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

ISSUE:

To approve request of Union Mission, Inc. to forgive or abate any previously assessed taxes for parcels 2-0054-13-008, (1407 Atlantic Avenue) and 2-0016-18-001 (107 Fahm Street) for tax year 2008.

BACKGROUND:

This is a request by Union Mission, Inc. to forgive or abate assessed taxes for 2008 on parcels 2-0054-13-008, (1407 Atlantic Avenue) in the amount of \$2,466.08 and 2-0016-18-001 (107 Fahm Street) in the amount of \$25,676.29.

Union Mission, Inc. was granted an exemption for the subject parcels for tax year 2009.

FACTS & FINDINGS:

1. Union Mission Inc., is a non-profit organization.
2. O.C.G.A. 48-5-154 provides the County governing authority shall have jurisdiction and the power to correct all errors in the digest to order abatement or cancellation of taxes erroneously assessed and to make other adjustments in the digest of a similar nature and to reflect the same in the account as stated.
3. Union Mission, Inc. was granted an exemption on the subject parcels for tax year 2009.
4. Union Mission, Inc. has requested an abatement of 2008 taxes.

FUNDING:

N/A

POLICY ANALYSIS:

Union Mission, Inc. is exempt from ad valorem property taxes. An abatement of taxes for 2008 should be granted an exemption and an appropriate adjustment to the digest should be made.

ALTERNATIVES:

1. The Commission should authorize abatement of the 2008 taxes in the amount of \$2,466.08 for parcel 2-0054-13-008, (1407 Atlantic Avenue) and in the amount of \$25,676.29 for parcel 2-0016-18-001 (107 Fahm Street) and adjust errors in the digest for tax year 2008.
2. The Commission should not authorize abatement of the 2008 taxes in the amount of \$2,466.08 for parcel 2-0054-13-008, (1407 Atlantic Avenue) and in the amount of \$25,676.29 for parcel 2-0016-18-001 (107 Fahm Street) and should not adjust the digest for tax year 2008.

RECOMMENDATION:

Alternative 1.

RJH/jr

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3. REQUEST BOARD APPROVAL OF NEW INSURANCE RATES AND REVISED COBRA RATES FOR EMPLOYEES AND RETIREES FOR FY2010, TO BE EFFECTIVE JANUARY 1, 2010.

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

Chairman Liakakis said, let's go on the board.

Commissioner Odell said, question, question. Mike [Kaigler], what's the increase to our retirees? Mr. Kaigler said, we're not recommending an increase to the retirees this fiscal year, but we will come back probably in July with an increase on our retiree medical. So we're not recommending anything at this time. Commissioner Odell asked, does this necessarily set the stage in order for us to increase the retirees, what they have to pay? Mr. Kaigler said, yes sir. It will. We're working on establishing a medicare advantage plan. Hopefully that will decrease our cost, but until we get that plan in place, we didn't recommend increasing the retiree premiums at this time. Commissioner Odell said, [inaudible] is clear. I'm not supporting an increase to our retirees. If this in fact does that, then I'm adamantly opposing —. Mr. Kaigler said, it won't do it at this time, but I can tell you that out of the increase that we're experiencing this fiscal year of approximately \$1.1 million, about \$600,000 of that is on our retirees. Commissioner Odell said, yeah, we would expect the retirees health care cost to be greater than the average employee simply because of age, but they are in the least best position to

absorb the cost because they're on a fixed income. Mr. Kaigler said, yes sir. Commissioner Odell said, this is not a good time for —.

The Clerk said, I'm sorry, I cannot hear. Please lift that mike.

Commissioner Odell said, I didn't say anything. I was mumbling. I'm sorry that it irritated you, Sybil [Tillman]. Can you hear that? The Clerk said, yes. Thank you. Commissioner Odell said, let's look at a series of plans as it relates to retirees' health care. Try to bring them in. Let's share with them what our problems are and our [inaudible]. Maybe they have some solutions. Our problem is that we're running out of money and we have to pass the cost on to where it's associated. But I just hate people — to see people who have retired to have to end up with an increase when they're in the least position to afford it. But if you assure me, Mike [Kaigler], that we must come back for an additional vote to increase, even if it's just a penny, the premium cost to our retirees at a later date, we would have to have another vote. Mr. Kaigler said, we would have to have another vote. This approval of our recommendation today does not increase the burden on retirees. What we're doing is with the next fiscal year, the retirees will have to go through the HRA process that actives are going through now. So we may see some savings then, but I think —. Commissioner Odell said, that's a good thing. I think that's a good thing. The programs that you've implemented I think are good things. In tighter economic times, we have to do those things. Everyone has to chip in, everyone has to be accountable. You've answered my question and, Dean [Kicklighter], I don't want you to withdraw the motion. We'll have to come back and vote again before we increase anything, and that's what I wanted.

Commissioner Kicklighter asked, are you supporting this today? Commissioner Odell said, I'm supporting this today. Commissioner Kicklighter said, well, that's what I just —. Commissioner Odell said, I might oppose — I'm going to oppose an increase unless we've gone through all of the different ways to try to reduce costs.

Commissioner Kicklighter said, and I just want to clarify also my motion, and I believe Commissioner Gellatly second on that was to keep it flat, not considering that there is some link to an increase. We'll deal with whatever we have to deal with down the road, but this is simply to keep it the same at this point, just continue it. Mr. Kaigler said, there are two parts to this. This will, employees who go through the HRA process, their premiums will be flat. If they don't, their premiums will go up. It also, this step would also — our recommendation is also to increase our prescription co-pay amount. We have a slight increase in our prescription co-pay amounts, and it's directed more so at getting more of our employees to use generics. It's a minor increase on generics just going from \$4 to \$5 and we still have the zero dollar co-pay for the Wal-Mart, Kroger, those outlet changes if they participate in those programs but it won't have any effect on retirees.

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

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the new insurance rates and revised COBRA rates for employees and retirees for FY2010, to be effective January 1, 2010. Commissioner seconded the motion and it carried unanimously.

AGENDA ITEM: IX-3
AGENDA DATE: August 28, 2009

To: Board of Commissioners

Thru: R. E. Abolt, County Manager

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

Issue:

To request Board approval of new insurance rates and revised COBRA rates for employees for FY2010, to be effective January 1, 2010.

Background:

Chatham County has one of the best employee benefit plans in the area. While the Board of Commissioners has tried to keep employee benefit costs to a minimum, medical expenses continue to rise. The FY 2010 adopted budget contains an overall cost increase of \$20.1 million or an increase of \$1.1 million for employee/retiree healthcare expenses. The budget includes an increase of \$500,000.00 for active employees and \$600,000 for retirees. Of the total budget for healthcare for active employees, the County pays approximately 83% of the costs and the employee pays approximately 17% of the cost. Due to the rise in costs, the Human Resources staff has evaluated our current rate structure and recommends changes to be effective January 1, 2010.

Facts and Findings:

1. At the January 2009 Board meeting, the Board approved the expansion of the Employee Wellness Program, to include Health Risk Assessments (HRA), a Tobacco Use Surcharge, and changes in co-pays for prescription drugs. The Board also

expressed an interest in providing incentives through discounted premiums for employees who complete the HRA process before December 31, 2009. Year-to-date, 63% of our employees who are covered by the insurance, have begun the HRA process.

- The chart below shows the current and proposed premium structure to be effective January 1, 2010. Employees who complete the HRA process will not have a premium increase for the remainder of this fiscal year.

	Health Insurance Premium		
	Current	Proposed	Discounted HRA
Biweekly			
Employee	20.77	25.96	20.77
Employee +1	86.16	107.70	86.16
Employee + Family	103.20	129.00	103.20
Monthly			
Employee	45.00	56.25	45.00
Employee +1	186.68	233.35	186.68
Employee + Family	223.60	279.50	223.60

- In our goal of ensuring that the County has a competitive benefits package, we have surveyed other governmental entities in the area to compare the proposed rate increase. Listed below are survey comparisons from the City of Savannah and the State of Georgia.

Company	Employee Only	Two Person	Family
Chatham County	20.77 biweekly*	86.16 biweekly*	103.20 biweekly*
	25.96 biweekly	107.70 biweekly	129.00 biweekly
	45.00 monthly*	186.68 monthly*	223.60 monthly*
	56.25 monthly	233.35 monthly	279.50 monthly
City of Savannah	15.14 biweekly	8.38 biweekly	164.94 biweekly
	32.80 monthly	191.49 monthly	357.37 monthly
State Employees	39.74 biweekly	116.86 biweekly	121.29 biweekly
	86.10 monthly	253.20 monthly	262.80 monthly

*Premiums for employees who complete the HRA

- The chart below shows the current and proposed COBRA rates (continuation coverage for those who have lost normal plan eligibility depending upon their status) to be effective January 1, 2010.

	COBRA Monthly Insurance Premiums	
	Current Premium	Proposed Premium
Single PPO	472.16	523.65
Family PPO	1,583.39	1,737.68
Single HMO	343.97	385.47
Family HMO	1,140.58	1,255.40

- A report provided to us by Blue Cross Blue Shield of Georgia, shows that based on our FY 2008 medical claims, the County spent approximately \$4.9 million on pharmacy, compared to \$4.5 million for inpatient and outpatient hospitalizations. For FY 2009, the County spent approximately \$5.4 million on pharmacy, compared to \$5.1 million for inpatient and outpatient hospitalizations. This is the second consecutive fiscal year that the pharmacy costs have exceeded the combined inpatient and outpatient hospitalization expenses. Our strategy is to reduce prescription drug expenditure by providing financial incentives to motivate employees to use generic drugs. The following chart shows the proposed recommendations for co-pay structure.

- The County has worked with BCBS, the Physician Advisory Group, and ACCG, to revise the current co-pay structure for prescription drugs. Current co-pays are \$4 for generic, \$12 for formulary preferred brand, and \$25 for non-formulary. At the September 19, 2008 meeting, the Board approved the implementation of a new drug benefit that will allow employees to obtain certain generic medications from Kroger, Target, and Wal-Mart at no cost to the employee. For this \$0 co-pay to be most effective, changes need to be made to the co-pay structure in an effort to incent employees to participate in the \$0 co-pay or generics program.

Prescription Co-Pays		
	<u>Current</u>	<u>Proposed</u>
Generic (WalMart, Kroger, etc.)	\$0.00	Same
Generic	\$4.00	\$5
Formulary Preferred Brand	\$12.00	\$20
Non Formulary	\$25.00	\$35

- The chart below provides a comparison of the prescription drug co-pays for Chatham County, City of Savannah and State of Georgia.

Co-Pay	Chatham County Proposed	City of Savannah	State of Georgia
Generic (WalMart, Kroger, etc.)	\$0.00	N/A	N/A
Generic	\$5.00	\$5.00	\$10.00
Formulary Preferred Brand	\$20.00	\$35.00	\$35.00
Non-Formulary	\$35.00	\$65.00	\$75.00

- A Tobacco Use Surcharge of \$20.00 per pay period for employees who are on the insurance was implemented July 1, 2009. Employees submitted either a Non-Tobacco User or Tobacco User form to Human Resources by August 14th. September 4, 2009 will be the first payroll date that tobacco surcharges will be assessed. If an employee uses tobacco he or she can enroll in tobacco cessation classes to avoid the tobacco use surcharge. There are 119 employees who have enrolled in the American Cancer Society's Freshstart Smoking Cessation classes.
- The plans for next year include expansion of the Wellness Program to offer HRAs to dependents and retirees. Staff is currently not recommending any changes for retiree premiums at this time.
- Adoption of the new premium rates and co-pays will allow time for employees to make decisions before open enrollment, participate in the health risk assessment process, and discuss with their physicians the potential to switch to generic drugs before January 1, 2010.

Funding:

No additional funding is required.

Alternatives:

- To approve new insurance rates and COBRA rates shown herein for employees for FY 2010 to be effective January 1, 2010.
- Provide staff with other direction
- Board takes no action

Policy Analysis

As a policy, the Board of Commissioners strives to maintain the best possible healthcare program for its employees and retirees at the most economical cost. Prescription drug costs represent a significant part of the health fund. The recommended changes to drive employees to use generic drugs and implementation of the medication adjudication program are the most cost effective measures and are most likely to provide an immediate reduction in prescription drug costs.

Recommendation:

The Board of Commissioners adopt Alternative 1.

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4. REQUEST BOARD APPROVAL OF AN AGREEMENT WITH CHAIN BASEBALL TO MANAGE THE JIM GOLDEN COMPLEX AT SCOTT STELL COMMUNITY PARK AS A PILOT PROJECT TOWARD MANAGING ALL OF THE PARK IN THE FUTURE.

Chairman Liakakis said, Item 4, I need a motion on the floor to pull that item. We wanted information to come back to us at our next meeting.

Commissioner Kicklighter said, I make a motion to table. Commissioner Holmes said, second. The motion carried unanimously. Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to table to the next meeting the request for approval of an agreement with chain baseball to manage the Jim Golden Complex at Scott Stell Community Park as a pilot project toward managing all of the Park in the future. Commissioner Holmes seconded the motion and it carried unanimously.

AGENDA ITEM: IX-4
AGENDA DATE: August 28, 2009

TO: Board of Commissioners
THRU: R.E. Abolt, County Manager
FROM: Patrick Monahan, Asst. County Manager
Al Lipsey, Deputy Director, Public Works & Parks Services

ISSUE:
To approve an agreement with Chain Baseball to manage the Jim Golden Complex at Scott Stell Community Park as a pilot project toward managing all of the Park in the future.

BACKGROUND:
Based on a conceptual plan presented to the Board of Commissioners, Chatham County would enter into a pilot program with Chain, Inc., a non-profit athletic organization, to manage Scott Stell Community Park. The initial phase of the agreement would limit Chain Baseball's responsibility for the Jim Golden Complex but the agreement envisions that Chain Baseball would assume full management responsibility for Scott Stell Community Park in the future. Chain Baseball is a non-profit organization which promotes youth and amateur baseball. Since 1985, the organization has helped 256 youths receive college scholarships, and 39 of the program's players later became drafted into professional baseball.

- FACTS & FINDINGS:**
1. Attached is the proposed agreement which would create the partnership between Chatham County and Chain Baseball. In summary, by terms of the agreement, Chatham County would commit to certain improvements at the Jim Golden Complex to renovate and improve its condition to meet college and tournament competition. The 2009 and 2010 Capital Improvement Program already includes funding for these improvements. In addition, the 2008-2014 Sales Tax program also provides funding. Altogether, these revenue sources will provide ample funding to meet the agreement's obligations, including developing the complex, its ballfields, and amenities for competition at highest amateur levels.
 2. In exchange, Chain Baseball would manage the complex, generate revenues to offset maintenance, schedule play and sponsor tournaments. At least 10% of Chain's gross revenues would be allocated for maintenance and to sive improvements at the Jim Golden Complex. While Chain retains first rights to schedule events, Chain would receive only priority use but not exclusive use.
 3. Chain Baseball intends to develop the Jim Golden Complex into a professional-appearing venue for amateur baseball. Besides regularly-scheduled games, Chain Baseball would promote the complex for clinics and tournaments.
 4. Chain Baseball's management of the Jim Golden Complex would be a pilot project. The agreement assumes that Chain Baseball would expand its role and become the manager of Stell Park, including management for all aspects to include personnel.

5. To provide public notice and opportunity for other organizations which may be interested in this agreement, the County advertised "Request for Interest." Only Chain responded.
6. The County Attorney has reviewed the proposed agreement and concurred in its form and format.

FUNDING:

Not applicable.

ALTERNATIVES:

1. That the Board approve the proposed agreement with Chain Baseball, as proposed.
2. That the Board amend the proposed agreement with Chain Baseball as it deems appropriate.
3. That the Board take no action.

POLICY ANALYSIS:

Contracting for the private management of public facilities offers opportunity and challenge. While non-profit organizations especially can focus its exclusive energy to enhance public facilities, agreements should be written so as to avoid conflicts of interest and exclusivity.

RECOMMENDATION:

That the Board adopt Alternative 1.

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5. SET SPECIAL BOARD MEETING REGARDING CONDEMNATION ACTION, TURNER'S CREEK BOAT RAMP.

Chairman Liakakis asked, do you want to go on that, Jon [Hart]?

County Attorney Hart said, yeah, sure. As you know, it's been one of the priority items of this Commission to provide boating recreational conveniences to the citizens, and that has been true with this group because, you know, you recently did one out towards Skidaway Island, which you did a wonderful improvement out there. This is an opportunity to expand Turner's Creek Boat Ramp which is under the bridge going to Wilmington. Right now it has limited space and limited facilities, and the concept here is to acquire some land and expand that facility. We have been in negotiation with the party that owns the land and apparently cannot reach terms.

At this point we request the Commission to set a date for public hearing to consider condemnation on that property. A year or so ago, a couple of years ago you remember there was a Supreme Court case dealing with condemnation of property and the Legislature put in the Taxpayer's Bill of Rights in regards to condemnation. One of the requirements of that is that you must hold a six o'clock — a meeting with the majority — with a quorum of the members of the Commission after six o'clock one evening for a public hearing and then subsequent to that public hearing, you must vote the resolution to proceed with the condemnation. And so what I'm asking you to do, if it is the will of the Commission to go forward and try to build this project, which we're going to need to acquire the land to do it, that you set a meeting. I would consider a meeting some time either the third week or fourth week in September. We've got some notice requirements that we have to send out before that and that's probably the earliest we'd be able to do it.

Commissioner Farrell said, I make a motion that we set up a public hearing. Commissioner Stone said, second.

Commissioner Kicklighter asked, do we have to be date specific?

County Attorney Hart said, we just need a date. County Manager Abolt said, you have to specify a date. County Attorney Hart said, we're going to need a date because we've got to figure back on our notices.

Commissioner Odell said, alright give us a date in September whenever y'all can do it.

Chairman Liakakis asked, four weeks from today? In other words, our second meeting in September. Is that what you're saying? County Manager Abolt said, no it has to be in the evening. County Attorney Hart said, it has to be after six o'clock.

County Manager Abolt asked, do you want to do it Thursday, the 24th? My suggestion, and this is terribly prompt or quick, I guess, you could possibly do it on the Thursday before your Friday regular Board meeting. That would be the 24th of September. You have a regular Board meeting then the next day at nine o'clock in the — or 9:30.

Chairman Liakakis said, 24th September. Alright, and of course that will be advertised. County Attorney Hart said, yes sir. County Manager Abolt said, that will be six o'clock in the evening.

Commissioner Stone said, Mr. Chairman, I have —.

Commissioner Odell asked, it's a public hearing, true? County Attorney Hart said, yes. We'll open the public —. You have to have a quorum of the Commission here and then we'll open it for public hearing. I emphasize quorum of the Commission because if you don't, you'll have to set another meeting so we need enough people here to do that. It will be a brief meeting. We'll present what we plan to do and anybody that has comments about it obviously can make comments. You'll close the public meeting and then you either vote to do the condemnation or not do the condemnation.

Commissioner Stone said, Mr. Chairman, I have a conflict that evening. I just let you know right now.

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

ACTION OF THE BOARD:

Commissioner Farrell moved to set September 24, 2009, at 6:00 p.m., for a special Board meeting for a public hearing to consider filing a condemnation to acquire land and expand the Turner's Creek Boat Ramp facility. Commissioner Stone seconded the motion and it carried unanimously.

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6. CNT MONTHLY REPORT GIVEN VERBALLY BY DIRECTOR HARRIS.

Chairman Liakakis said, the CNT monthly report will be given verbally by our Director Roy Harris.

Director Roy Harris said, Mr. Chairman and Commissioners, it's good to be with you this morning. You should have a copy of the monthly report and just — I'll go through it very quickly. You'll notice during the month we initiated 62 investigations and closed I believe 42. We received around 50 complaints. The majority of these complaints again come from Crimestoppers. Secondly is our Drug Hotline. We're now working with IT to set up an email address for people. A lot of people like to email tips in, so very shortly we should have a CNT email address so they can email us in and we can respond to them.

Under Significant Events, you'll notice that we concluded another joint investigation with US Border Patrol or ICE where we seized eight ounces of cocaine in Chatham County and then Beaufort agents were contacted. We had some cross-transfer of drugs over in South Carolina and they were able to seize ten ounces of cocaine from a vehicle on a stop over there. So that was a very successful investigation. Also during the past month the Chatham County Sheriff's Department discovered an indoor marijuana grow and called CNT. We went out and responded to that and seized the grow equipment, several mature plants.

Item 4, you'll notice we arrested another parolee. I think we recovered about eleven weapons during that month. This was another parolee that was a multi-convicted felon with a weapon. We've got one last week, a very scary weapon that we recovered from a multi-convicted felon that had armor-piercing rounds in it. It was a Russian-made weapon with these devastator rounds which are legal to buy on our market unfortunately, and we're referring that individual to ATF as an armed career criminal, which during the course of a drug deal and with that weapon and his status will get him 30 to 40 years in the Federal system so hopefully we will not see him again.

We had three new agents begin their field training during the month and that is continuing. We are currently fully staffed with the exception of one agent that transferred out this past week and we are now underway to replace that vacancy. That was an unanticipated vacancy, but other than that, our staffing is in good shape. So we appreciate all of that.

Director Harris said, if there are any questions, I'll be glad to try to respond to them.

Chairman Liakakis said, well, thank you very much, Commander. You and your squad are doing an excellent job. We can see the results of what's going on with our CNT. Thank you.

Director Harris said, one further thing. If you notice some hours missing on the municipality reports —. Chairman Liakakis said, yeah, but it's got the total down there. Director Harris said, it's got the total. That was done deliberately due to an ongoing investigation in one municipality and it would be too easy for people to figure out what was going on, so we will capture those hours but did not put that in the public report.

Chairman Liakakis said, okay. Thank you, sir.

ACTION OF THE BOARD:

CNT Director Roy Harris gave a verbal report for the month of July 2009.

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

UNDERCOVER AGENT/CONFIDENTIAL INFORMANT BUYS	
Buys	Number
Undercover (Agent) Buys	10
Confidential Information Buys	28

NARCOTICS INVESTIGATIONS*	
Investigations:	Number
Investigations Initiated During the month	62
Active Joint Investigations with other agencies (DEA, ATF, IRS, etc.)	6
Total Number of Investigations Cleared (Arrest, E.C., Unfounded)	42

DRUGS SEIZED			
Drug Type	Value	Approx. Weight	Approx. Total Value
Powder Cocaine	\$100 per gram*	386.40 Grams	\$38,640.00
Crack Cocaine	\$100 per gram*	68.80 Grams	\$6,880.00
Methamphetamine	\$100 per gram**	2.6 Grams	260
Marijuana	\$140 per ounce*	517.00 Ounces	\$72,380.00
Heroin	\$250 per gram*	0 Grams	00
Ecstasy	\$25 Dosage Unit	47 D/U	\$1,175.00
Misc. Pills	\$5 per D/U	724 D/U	\$3,620.00
Hallucinogens	\$10.00 per gram *	0	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*	51.20 Grams	\$5,120.00
Crack Cocaine	\$100 per gram*	16.80 Grams	\$1,680.00
Methamphetamine	\$100 per gram**	0	0
Marijuana	\$140 per ounce*	6.75 Ounces	\$945.00
Heroin	\$250 per gram*	N/A	N/A
Ecstasy	\$25 Dosage Unit	81 D/U	\$2,025.00
Misc. Pills	\$5 per D/U	0 D/U	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)	11

PERSONS ARRESTED*	
Felony*	17
Sales/Trafficking	14
Misdemeanor	2
Non-Drug**	2
Total Arrests	35

*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)	\$4,967.00
US Currency Awarded	N/A
Motor Vehicles Seized (Initiated forfeiture proceedings)	1995 Mazda Mellenia
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
7/9/2009	CCSD	Manufacturing Marijuana
7/10/2009	SCMPD	Poss. Controlled Substance W/Intent-Cocaine
7/19/2009	SCMPD	Poss. Controlled Substance W/Intent-Meth
7/19/2009	SCMPD	Poss. Controlled Substance
7/25/2009	SCMPD	Manufacturing Marijuana
7/25/2009	SCMPD	Poss. Marijuana more than 1 Ounce

DRUG COMPLAINTS INVESTIGATED		
Drug Complaints	Received	Assigned
Project Log/Official Complaints	0	0
Hot Line / Call-In Complaints	18	16
Green Sheets/ Outside Agencies	3	3
Crime Stopper Complaints	34	28

SIGNIFICANT EVENTS

1. On 07-01-2009, Investigators executed a search warrant at a business, "Grillz by Mo", located on the Southside of Savannah, and another at the business owner's residence located in close proximity to the business. Undercover agents developed probable cause to obtain search warrants for the business and the residence. A search of the residence produced a .22 caliber pistol, scales, and a bag containing over 40 bags of cocaine packaged for distribution. The suspect and his brother were arrested on previous counts of sale of cocaine. A search of the residence produced two more firearms, several ounces of cocaine, 100 pills of ecstasy, marijuana plants, scales, and other packaging materials.
2. On 07-08-2009, Investigators concluded a joint investigation with ICE. The target suspect was identified as being in the United States illegally. During the investigation it was learned that the suspect had a drug supplier in Beaufort, South Carolina. Drug agents in Beaufort County were contacted and assisted in the investigation. This resulted in the original suspect being arrested and the seizure of over 8 ounces of Cocaine in Chatham County. His supplier and 1 other person were arrested in Beaufort and agents there seized over 10 ounces of Cocaine and a vehicle.
3. On 07-09-2009, while executing a felony warrant, Chatham County Sheriff's Deputies found what appeared to be equipment utilized in an indoor marijuana grow. CNT agents responded to the residence on Redan Drive and found several adult marijuana plants.
4. On 07-15-2009, Investigators executed a search warrant on Audubon Street. A search of the residence revealed cocaine, scales, packaging materials, marijuana, a 9mm handgun (serial numbers removed), and a shotgun. The target of the investigation is on parole and is a multi-convicted felon. He was charged with sales of cocaine along with weapons charges. Also, during this operation, agent Peter Delatorre ruptured his Achilles tendon while exiting a vehicle.
5. On 07-24-2009, Investigations executed a search warrant on Blue Lake Boulevard in Pooler. The target of the investigation was arrested for sale of marijuana, cocaine, and ecstasy. A search of the residence produced several ounces of marijuana, scales, and ecstasy.
6. During the month of July, three new CNT agents began their field training.

**DRUG INVESTIGATIONS
HOURS WORKED BY ZONE**

SCMPD – All Precincts	TOTAL 1,154
Municipalities	TOTAL 151

Administrative Hours	800
Case Administration	726
Pharmaceutical Diversions	320
Central Intelligence	480
Out of County (Task Force Operations, etc.)	31
Assistance Rendered to Outside Agencies	119
Training	133
Court Hours	50
<hr/>	
TOTAL	2,659
 Total Hours Worked	 3,964

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X. ACTION CALENDAR

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

Chairman Liakakis said, alright, let's quickly go so that — go through here. Action Calendar, we have one 1 through 10 and under 10, Items A through H. I'd like to under A [sic], I'd like to hold that one off and the County Manager bring the information back so we can see about a local.

Commissioner Odell said, motion to approve the balance —. Commissioner Kicklighter said, Mr. Chairman, may I —. Commissioner Farrell said, second. Commissioner Thomas said, second. Commissioner Kicklighter said, pull number four please? No, not number four — number five. Commissioner Odell said, motion to approve, pulling 5 and 9-A, Mr. Chairman? Commissioner Shay said, 10-A. Commissioner Thomas said, 10-A. Commissioner Odell said, yeah, 10-A. 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.

ACTION OF THE BOARD:

Commissioner Odell moved to approve Items 1 through 10-H, except Paragraphs 5 and 10-A. Commissioner Thomas 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 AUGUST 14, 2009, AS MAILED.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the minutes of the regular meeting of August 14, 2009. Commissioner Thomas seconded the motion and it carried unanimously.

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD AUGUST 6 THROUGH AUGUST 19, 2009.

ACTION OF THE BOARD:

Commissioner Odell moved to authorize the Finance Director to pay the claims against the County for the period August 6, 2009, through August 19, 2009, in the amount of \$5,294,493. Commissioner Thomas seconded the motion and it carried unanimously.

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3. REQUEST BOARD APPROVAL FOR THE CHAIRMAN TO SIGN THE CERTIFICATION AGREEMENT WITH THE STATE HISTORIC PRESERVATION OFFICE FOR THE CHATHAM COUNTY BOARD OF COMMISSIONERS TO BECOME A CERTIFIED LOCAL GOVERNMENT AS PER THE GEORGIA HISTORIC PRESERVATION ACT AND THE NATIONAL HISTORIC PRESERVATION ACT.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request for the Chairman to sign the Certification Agreement with the State Historic Preservation Office for the Chatham County Board of Commissioners to become a certified local government as per the Georgia Historic Preservation Act and the National Historic Preservation Act. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-3

AGENDA DATE: August 28, 2009

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

AGENDA HEADING:

Recommendation to become a Certified Local Government, as per the Georgia Historic Preservation Act and the National Historic Preservation Act. The Chatham County Historic Preservation Commission (CCHPC) recommends APPROVAL for the Chatham County Board of Commissioners to become a Certified Local Government. MPC File Number: DD 20080213-05-1

ISSUE:

Authorize the Chairman to sign the Certification Agreement with the State Historic Preservation Office for the Chatham County Board of Commissioners to become a Certified Local Government.

BACKGROUND:

On February 22, 2008, the Chatham County Board of Commissioners voted to submit an application to the State Historic Preservation Office (SHPO) to become a Certified Local Government (CLG) upon the recommendation of the Chatham County Historic Preservation Commission (CCHPC). The SHPO requested that some amendments be made to the Chatham County Historic Preservation Ordinance (adopted 11/18/05) to make it more consistent with the GA Historic Preservation Act. These amendments were approved by the Board of Commissioners on February 27, 2009. The next step in the process is to sign the Certification Agreement with the SHPO, and the Certified Local Government status will begin when the National Park Service concurs.

In Georgia, there are currently ten counties and 65 cities (including Savannah, a CLG since 1996) which are Certified Local Governments.

FACTS AND FINDINGS:

1. **Benefits:**
 - a. **Grant Eligibility:** Becoming a Certified Local Government will qualify Chatham County for federal Historic Preservation Fund Grants administered through the Historic Preservation Division of the Georgia Department of Natural Resources. Grants are awarded on a 60% federal, 40% local matching basis. Eligible activities include historic resource surveys, preservation planning and studies, educational publications, archeological surveys, etc.
 - b. **Participation:** Certified Local Governments are notified and given the opportunity to comment on local nominations to the National Register of Historic Places.
 - c. **Technical Assistance:** Certified Local Governments have the opportunity for technical assistance from the Historic Preservation Division of the Georgia Department of Natural Resources through training sessions, informational materials, statewide meetings, workshops and conferences.
 - d. **Communication:** Becoming a Certified Local Government increases communication and coordination among local, state, and federal preservation activities, as well as other Certified Local Governments.

- e. **Recognition:** Becoming a Certified Local Government demonstrates recognition by state and federal authorities of Chatham County's successful and effective historic preservation program.
- 2. **Eligibility Requirements:** Through its adoption of the Chatham County Historic Preservation Ordinance in 2005 and as amended in 2009, Chatham County essentially meets and/or exceeds all the requirements for the Certified Local Government Program. The only ongoing commitment required of Chatham County for maintaining Certified Local Government status will be continuing its existing policies regarding historic preservation.
- 3. **Fees:** There are no fees associated with Certified Local Government status.

ALTERNATIVES:

- 1. Approve the authorization of the Chairman to sign the Certification Agreement between Chatham County and the SHPO to become a Certified Local Government.
- 2. Do not approve the authorization of the Chairman to sign the Certification Agreement between Chatham County and the SHPO to become a Certified Local Government.

POLICY ANALYSIS:

The purpose and intent of the Chatham County Historic Preservation Ordinance is to establish a uniform procedure to provide for the protection, enhancement, perpetuation and use of areas having a special historical, cultural, or aesthetic interest or value. Becoming a Certified Local Government furthers the intent of the ordinance.

RECOMMENDATION: The Preservation Professional and the CCHPC recommend Approval for Chatham County to become a Certified Local Government.

All Districts

PREPARED BY: Ellen I. Harris
Preservation Professional
August 20, 2009

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**4. REQUEST BOARD APPROVE A RESOLUTION TO TRANSFER TO THE CITY OF PORT WENTWORTH THE RIGHTS OF WAY ACQUIRED BY CHATHAM COUNTY TO CONSTRUCT PORTIONS OF JIMMY DELOACH PARKWAY WITHIN THE CITY LIMITS OF PORT WENTWORTH.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Odell moved to approve a resolution to transfer to the City of Port Wentworth the rights of way acquired by Chatham County to construct portions of Jimmy DeLoach Parkway within the city limits of Port Wentworth. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-4
AGENDA DATE: August 28, 2009

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

ISSUE: To approve a resolution to transfer to the City of Port Wentworth the rights of way acquired by Chatham County to construct portions of Jimmy DeLoach Parkway within the city limits of Port Wentworth.

BACKGROUND: Right of way was acquired in the County's name to construct Jimmy DeLoach Parkway. Upon completion of the project, the right of way needs to be transferred to the City of Port Wentworth since the maintenance for such roads should be the long-term responsibility of the municipality.

FACTS AND FINDINGS:

- 1. The County acquired right of way for the construction of Jimmy DeLoach Parkway, a road capital improvement project that is now complete.
- 2. Attached is a Resolution with Exhibit A describing the right of way and parcels acquired for the project.
- 3. After Board approval, the amended Resolution will be forwarded to the City of Port Wentworth for approval.

ALTERNATIVES:

- 1. That the Board approve the Resolution transferring right of way for Jimmy DeLoach Parkway to the City of Port Wentworth.
- 2. That the Board not approve the Resolution and retain the right of way and maintenance responsibilities.

POLICY ANALYSIS: The Board must approve the transfer of rights of way of projects to the appropriate municipal jurisdiction.

RECOMMENDATION: That the Commissioners adopt Alternative No. 1.

District 7

PREPARED BY: Nathaniel Panther, P.E.

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5. REQUEST FROM THE BERWICK LAKES HOME OWNERS’ ASSOCIATION FOR THE COUNTY TO ACCEPT THE DEDICATED IMPROVEMENTS FOR BERWICK LAKES SUBDIVISION, PHASE 4. [DISTRICT 7.]

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

Commissioner Kicklighter said, Mr. Chairman, with your permission before I make the motion, I just wanted to pull number five. This is just for information purposes. Great news for Berwick Lakes Home Owners. This is us, the County, accepting the phase — which phase — Phase 4 of the Berwick Lakes Subdivision, and I’d just like to thank staff for working with the Home Owners there and this is a step in the right direct, and I know, Commissioner Odell, did you want staff to — no, that was something else. Okay, okay. Commissioner Odell said, no, that was another one.

Commissioner Kicklighter said, having said that, I will make a motion to approve this. Commissioner Odell said, second.

Chairman Liakakis said, let’s go on the board . Go on the board, folks. The motion carried unanimously.. Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request from the Berwick Lakes Home Owners’ Association for the County to accept the dedicated improvements for Berwick Lakes Subdivision, Phase 4. Commissioner Odell seconded the motion and it carried unanimously.

AGENDA ITEM: X-5
AGENDA DATE: August 28, 2009

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

ISSUE: To accept the dedicated improvements for Berwick Lakes Subdivision, Phase 4.

BACKGROUND: The Home Owners’ Association requests the County accept the dedicated improvements for maintenance.

FACTS AND FINDINGS:

- 1. Berwick Lakes Subdivision is a single-family, residential community located on Quacco Road. Berwick Lakes Subdivision consists of 7 phases. Phase 1 was accepted for maintenance by the County. No other phases are maintained by the County at this

time. There are many outstanding construction and maintenance faults that prohibit the County from accepting maintenance of the remaining phases. The Developer, Eagle Development Group, has refused to make the necessary repairs.

- 2. Phase 4 of Berwick Lakes Subdivision consists of 40 lots on 11.75 acres. Chatham County Department of Public Works made necessary repairs (such as replacing street signs and repairing a severely damaged curb inlet) of the faulty items because they were life safety issues. The improvements were inspected and, therefore, found to be constructed in accordance with the approved plans and Chatham County Standard Specifications.
- 3. Water and sanitary sewer are maintained by Consolidated Utilities, Inc..
- 4. Paving and drainage improvements are being dedicated to Chatham County for maintenance.

ALTERNATIVES:

- 1. That the Board accept the dedicated improvements for Berwick Lakes Subdivision, Phase 4.
- 2. Do not approve the request.

POLICY ANALYSIS: The request is in accordance with the Chatham County Subdivision Regulations.

RECOMMENDATION: The Board approve Alternative #1.

District 7

Prepared by: Suzanne Cooler

STATE OF GEORGIA

COUNTY OF CHATHAM

RESOLUTION

WHEREAS, Chatham County has improved and/or widened certain rights-of-way for the purpose of streets and roads within the city limits of Port Wentworth and,

WHEREAS, Chatham County has acquired the appropriate rights-of-way for the widening of said streets or roads or the creation of new streets and roads within the City limits of Port Wentworth and,

WHEREAS, Chatham County desires to transfer to Port Wentworth the rights-of-way and such improvements to Port Wentworth and,

WHEREAS, Port Wentworth wishes to accept the rights-of-way for said streets or roads that are within the City limits of Port Wentworth.

NOW, THEREFORE, BE IT HEREBY RESOLVED that Chatham County does hereby grant, convey and transfer to Port Wentworth all those certain parcels of land within the required rights-of-way limits of those streets and road improvements described on Exhibit A attached hereto and made a part hereof.

This the _____ day of _____, 2009.

BOARD OF COMMISSIONERS

Witness

BY _____
Chairman

Notary Public

Attest _____
Clerk

APPROVED AND ACCEPTED
this ____ day of _____, 2009.

THE MAYOR AND COUNCIL OF THE
CITY OF PORT WENTWORTH, GA

BY _____
Mayor

Attest _____
Clerk of Council

EXHIBIT A

DESCRIPTION OF PARCELS OF LAND WITHIN THE REQUIRED RIGHTS OF WAY FOR CERTAIN STREET AND ROAD IMPROVEMENTS MADE BY COUNTY OF CHATHAM, WITHIN THE CITY LIMITS OF THE CITY OF PORT WENTWORTH, STATE OF GEORGIA, SAID ROAD PROJECTS AND A MORE PARTICULAR DESCRIPTION FOR SAID PARCELS BEING SHOWN ON THE OFFICIAL RIGHTS OF WAY MAPS PREPARED BY CHATHAM COUNTY, FOR THE PROJECT SHOWN HEREINBELOW WHICH MAPS ARE MADE A PART HEREOF BY REFERENCE.

Jimmy DeLoach Parkway: All those certain parcels of land acquired by Chatham County within the required right of way for Jimmy DeLoach Parkway, including rights of access to said Parkway which the City of Port Wentworth agrees to enforce and maintain in the manner and location in which said access rights were acquired and in accordance with and as specified by the final right of way plans for said Project, beginning at the intersection of Jimmy DeLoach Parkway and Pierce Street and ending approximately 0.33 miles west at the City of Savannah City limits.

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6. REQUEST FROM H & L DEVELOPERS FOR THE COUNTY TO END THE TWELVE MONTH WARRANTY PERIOD AND RETURN THE FINANCIAL GUARANTEE FOR CEDAR WALK, PHASE 1. [DISTRICT 7.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request from H & L Developers for the County to end the 12-month warranty period and return the financial guarantee for Cedar Walk, Phase 1. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-6
AGENDA DATE: August 28, 2009

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

ISSUE: To end the twelve month warranty period and return the financial guarantee for Cedar Walk, Phase 1.

BACKGROUND: The developer, H & L Developers, requests that the County end the twelve month warranty period and return the financial guarantee for Cedar Walk, Phase 1.

FACTS AND FINDINGS:

1. Cedar Walk is located on Burton Road. Phase 1 consists of 22 lots on 5.38 acres. Water and Sanitary Sewer service is owned and maintained by Consolidated Utilities. No new paving or drainage improvements were required for the subdivision.
2. A final inspection of the constructed improvements occurred on August 20, 2009. No deficiencies were identified.
3. The developer submitted a letter of credit issued by Colony Bank in the amount of \$12,202, which is 50% of the cost of grading on the site.

ALTERNATIVES:

1. To end the twelve month warranty period and return the financial guarantee for Cedar Walk, Phase 1.

- 2. Do not approve the request.

POLICY ANALYSIS: This action is consistent with the subdivision regulations regarding warranty of dedicated improvements.

RECOMMENDATION: That the Commissioners adopt Alternative 1.

District: 7

Prepared by: Nathaniel Panther, P.E.

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7. REQUEST FOR APPROVAL OF NEW BEER AND WINE POURING LICENSE FOR 2009. PETITIONER: JOHN KEITH LATTURE, JR., D/B/A SANDFLY BAR-B-Q, LOCATED AT 8413 FERGUSON AVENUE, 31406. [DISTRICT 1.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the petition of John Keith Latture, Jr., d/b/a Sandfly Bar-B-Q, located at 8413 Ferguson Avenue, 31406, for a new beer and wine pouring license for 2009. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-7
AGENDA DATE: August 28, 2009

TO: BOARD OF COMMISSIONERS

THROUGH: R.E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES
 WILLIE LOVETT, ASSISTANT CHIEF OF POLICE

ISSUE

Request for approval of new beer and wine pouring license for 2009, John Keith Latture, Jr. d/b/a Sandfly Bar-B-Q located at 8413 Ferguson Avenue, Savannah, GA 31406.

BACKGROUND

Mr. Latture requests approval for new beer and wine in connection with an existing restaurant. The business at this location meets the requirements of the Chatham County Alcoholic Beverage Ordinance.

FACTS AND FINDINGS

- 1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
- 2. The returned application was reviewed by Regulatory Services. The County Fire Marshal inspected the site for compliance and approved the facility.
- 3. This application is in compliance with all requirements.
- 4. The applicant has been notified of the hearing date and time.

RECOMMENDATION

The Savannah-Chatham Metropolitan Police Department and Building Safety and Regulatory Services recommend approval.

District 1

We verify that the attached report and attachments are complete and correct as to form.

 Gregori S. Anderson, CBO

 Assistant Chief Willie Lovett

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8. REQUEST BOARD ADOPT THE 2009 EQUAL OPPORTUNITY/AFFIRMATIVE ACTION (EO/AA) PLAN.**ACTION OF THE BOARD:**

Commissioner Odell moved to adopt the 2009 Equal Opportunity/Affirmative Action (EO/AA) Plan. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-8

AGENDA DATE: August 28, 2009

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

Issue

To adopt the 2009 Equal Opportunity/Affirmative Action (EO/AA) Plan.

Background

In January 1989, the Board of Commissioners adopted the Chatham County Equal Opportunity/Affirmative Action Plan. One of the objectives of the EO/AA Plan was to have the County's workforce match as closely as possible the composition of the Community Labor Statistics (CLS) as provided by the U.S. Bureau of Census. The CLS identifies the number of males, females, and ethnic backgrounds of the population within Chatham County.

Facts and Findings

1. The Human Resources & Services Department (HRS) routinely updates the EO/AA Plan. This report analyzes workforce composition by department to identify occupational categories and departments where minorities and women are underutilized. Additionally, to set specific, measurable, and attainable goals by departments in each occupational category where underutilization exists. Attachment I contain the 2009 Equal Employment Opportunity/Affirmative Action Plan.
2. In an effort to gauge the County's attempts to insure that the EO/AA Plan goals are realized, the Human Resources & Services Department will provide the Board with annual reports that detail the County's workforce composition as it compares to the CLS as provided by the U. S. Bureau of Census. Based on the most recent data provided by the Metropolitan Planning Commission, Chatham County has a total population countywide, including all municipalities, of 244,296 of which, according to the U. S. Census Bureau 2005-2007 American Community Survey, minorities make up approximately 48%.
3. The composition of the County's workforce changes constantly, thus, no document will be able to be both specific and accurate for any length of time. Therefore, the employment data used here represents a static picture of the workforce in July 2009. This report will serve as the benchmark by which future EO/AA Plans will be based.
4. As a requirement to receive federal grant funds, the Department of Civil Rights (OCR) requires the Board of Commissioners to approve the Chatham County Equal Opportunity/Affirmative Action Plan (EO/AA) every two years. As a requirement to obtaining the Byrne Grant of \$107, 253, the Human Resources & Services Director must certify that the Board has approved the 2009 Equal Employment Opportunity/Affirmative Action Plan.
5. A review of the County's recruitment efforts shows that we hired and retained 117 individuals in fiscal year 2008/2009. Table #one gives the composition of that group of individuals by race and sex.
6. As indicated in the EO/AA Plan, the goal is to have the County workforce mirror as closely as possible the composition of the CLS in race, sex and ethnic backgrounds. Using the data presented in this report as a benchmark, Human Resources & Services Staff will meet with each department to review the composition of the workforce in their respective departments. If it is determined that there is an underutilization of minorities and/or women, a plan will be developed in conjunction with the department head to establish goals designed to address the underutilization of minorities and/or women in the represented occupational categories. Table #2 gives the composition of the

County's total workforce. The County has approximately 1,656 full time employees of which 55% were minorities.

- 7. Table #3 contains a summary of the composition of the County's total workforce broken down by race, sex and occupational category. Table #4 contains a summary of the composition of the County's workforce by department, race and sex.

Funding

N/A

Alternatives

- 1. To adopt the 2009 Equal Employment Opportunity/Affirmative Action Plan.
- 2. To adopt the 2009 Equal Employment Opportunity/Affirmative Action Plan with modification.
- 3. Provide staff with other direction.

Policy Analysis

Chatham County is an Equal Opportunity, Affirmative Action Employer. It is the policy of the County to select, develop and promote individuals based on ability and job performance and to provide equal opportunity without discrimination because of race, color, religious creed, sex, national origin, age, or disability. This report is prepared in an effort to renew the County's Affirmative Action strategy which will be monitored annually and presented to the Board for their review.

Recommendation

To adopt Alternative 1.

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9. REQUEST BOARD ACCEPTANCE OF A MATCHING GRANT THROUGH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE COORDINATING COUNCIL (BYRNE GRANT)

ACTION OF THE BOARD:

Commissioner Odell moved to accept a matching grant through the Office of the Governor for Criminal Justice Coordinating Council (Byrne Grant). Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-9
AGENDA DATE: August 28, 2009

TO: Honorable Chatham County Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Al St. Lawrence, Sheriff

ISSUE:
Request Commission acceptance of a matching grant through the Office of the Governor, Criminal Justice Coordinating Council (Byrne Grant).

BACKGROUND:
Chatham County has been receiving the Byrne Grant in various amounts since 1997. The K9 unit has again been selected to receive the Grant for Fiscal Year 2009/2010. The CJCC notified the K9 unit the total award to be received for Fiscal Year 2009/2010 will be \$467,533. Due to delays in the CJCC receiving their fiscal funding from the State, only 25% of the allotted funding is currently available. The initial award for the 2009/2010 Fiscal year is \$116,883 with \$38,961 in matching funds being required.

FACTS AND FINDINGS:
1. The k9 unit has been awarded 25% of it's anticipated funding in the amount of \$116,883. This requires \$38,961 in matching funds from the Sheriff's Department.
2. The funds received are used solely to cover salaries for the officers assigned to K9.

3. Board of Commission’s approval is requested as is standard County Policy.

FUNDING:

Matching funds are required and are available within the Sheriff’s Department budget.

POLICY ANALYSIS:

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

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
A. Annual agreement for system network maintenance for the County portion of the 800MHz Smartzone Communication System	I.C.S	Motorola Communications (Sole Source)	\$121,229	General Fund/M&O - Communications
B. Change Order No. 1 to the contract for the repair or replacement of guardrails	Public Works and Park Services	Leon’s Fence and Guardrail, LLC (MBE)	\$23,019	CIP - Public Works
C. Design a second water source for the Jennifer Ross Soccer Complex utilizing the lake behind Public Works and Park Services	Public Works and Park Services	Port City Design Group, LLC. (Sole Source)	\$13,200	CIP - Park Services
D. One (1) 2009 Caterpillar motor grader for Public Works and Park Services	Fleet	Yancey Brothers Company	\$154,000	SPLOST (2003-2008) - Vehicle Replacement
E. One (1) canine for the K-9 Unit of the Sheriff’s Department	Sheriff	Southern Hills Kennels	\$10,800	Multiple Grant Fund - Sheriff
F. Confirmation of new lease for Drug Court treatment building	Court Administrator	URIS Reality Partners III, LLC.	\$3,200 per month (\$38,400 1 st year)	General Fund/M&O - Court Administrator
G. Confirmation of emergency approval of Change Order No. 1 to the construction contract for the renovation of two (2) baseball fields at L. Scott Stell Community Park	Public Works and Park Services	Kerby Enterprises, Inc.	\$7,210	CIP - Park Services
H. Emergency outdoor warning siren	CEMA	McCord Communications (Sole Source)	\$15,470	Reserve for Deductible

AS TO ITEM 10-A:

Chairman Liakakis said, that’s to get information from — the Savannah Communications is going to do this.

County Manager Abolt said, correct. You’ll table that, sir, and come back. I’m sorry. With your permission, Mr. Chairman, Mr. Leonard can respond.

Chairman Liakakis said, I understand all of that. All I’m saying is I want to find out if Savannah Communications is going to have this project, why wasn’t it given to them as opposed to Motorola. They’re a local company, they pay local taxes, and to begin with they do all of the work for Motorola to begin with.

Mr. Lewis Leonard said, that's correct, but I'm not sure — I don't think that they are able to propose this. I think they — they are a Motorola licensed shop and they do the work, but Motorola, you know, provides the maintenance.

Chairman Liakakis said, but Savannah Communications also that we've approved over the four and half years we've been here things for Motorola to do — I mean, for Savannah Communications to do that's somewhat similar to this.

Mr. Leonard said, we have an intergovernmental agreement with the City of Savannah. The City pays one half of the maintenance and the intergovernmental agreement with the City says that we will contract with Motorola for the maintenance of the infrastructure equipment at the Courthouse. The handheld radios and all the subscriber units, that's up to — that's up to the individual jurisdictions, but we have an agreement on this.

Chairman Liakakis asked, that says that the City — that we have to go to Motorola instead of direct to Savannah Communications? Mr. Leonard said, yes sir, that's what it says in the agreement. Chairman Liakakis said, okay. Well, we need a motion on the floor and a second.

Commissioner Kicklighter said, motion to approve. Chairman Liakakis said, yes. Commissioner Farrell said, second.

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

AS TO ITEMS 10-B THROUGH 10-H:

Commissioner Odell moved to approve Items 10-B through 10-H. Commissioner Thomas seconded the motion and it carried unanimously.

ACTION OF THE BOARD:

- a. Commissioner Kicklighter moved to approve Item 10-A. Commissioner Farrell seconded the motion and it carried unanimously.
- b. Commissioner Odell moved to approve Item 10-B through Item 10-H, both inclusive. Commissioner Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-10 A thru H
AGENDA DATE: August 28, 2009

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

ITEM A

ISSUE: Request Board approval of a \$121,229 sole source annual agreement for system network maintenance with Motorola Communications for the County portion of the 800MHz Smartzone Communication System.

BACKGROUND: The system network maintenance provides for the county's 50% share of the central switching equipment data center and maintenance of the County's two (2) 800 MHz tower sites. The City of Savannah is separately responsible for the other 50% of the maintenance on the switching center and the other towers of the 800 MHz system network.

FACTS AND FINDINGS:

- 1. The sole source manufacturer and service provider, Motorola Communications, provides contractual services locally through Savannah Communications, the only company technically qualified and authorized by license to maintain the communication system.
- 2. Over the last several years additional components have been added. Currently, the value of the entire networked communication system is more than \$15 million.
- 3. This maintenance agreement represents a 2% increase over last year. Staff believes this cost to be fair and reasonable.

FUNDING: General Fund/M & O – Communications
 (1001536 – 52.22001)

ALTERNATIVES:

- 1. Board approval of a \$121,229 sole source annual agreement for system network maintenance with Motorola Communications for the County portion of the 800MHz Smartzone Communication System.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide maintenance for the County's portion of the 800 MHZ communication system, without interruption.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM B

ISSUE: Request Board approval of Change Order No. 1, in the amount of \$23,019, to the construction contract with Leon's Fence and Guardrail, LLC., to add additional locations for repair or replacement of guardrails.

BACKGROUND: On 8 May 2009, the Board approved a construction contract with Leon's Fence and Guardrail, LLC. to repair and replace guardrails at various locations within Chatham County. Locations in need of repair or replacement were compiled by Public Works to meet compliance with GDOT standards.

FACTS AND FINDINGS:

- 1. Due to additional traffic accidents and additional sites being determined unacceptable Public Works recommended three (3) additional sites be repaired or replaced. Necessary repairs will be performed on Bonaventure Road and Veterans Parkway and replacement on Skidaway Road.
- 2. Staff reviewed the price quotation provided by Leon's Fence and Guardrail, LLC., for the additional sites, and believes their quote to be fair and reasonable. There will be no additional contract time required to complete this project.
- 3. Contract history:

Original Contract (05-08-09)	\$40,300
Change Order No. 1 (pending)	<u>\$23,019</u>
Revised Contract amount	\$63,319

FUNDING: CIP - Public Works
(3504100 - 54.14011 - 35030797)

ALTERNATIVES:

- 1. Board approval of Change Order No. 1, in the amount of \$23,019, to the construction contract with Leon's Fence and Guardrail, LLC., to add additional locations for repair or replacement of guardrails.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve change orders when it is a matter of public health or safety.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM C

ISSUE: Request Board approval of a \$13,200 sole source purchase for the preliminary engineering, detailed design, permitting and bidding assistance and construction support services from Port City Design Group, LLC., to design a second water source for the Jennifer Ross Soccer Complex utilizing the lake behind Public Works.

BACKGROUND: Public Works and Park Services entered into an Agreement on 24 November 2004 for Consulting Services with Jordan Jones & Goulding (JJ&G) to design a second water source for the Soccer Complex. The fee provided to the County with one (1) site plan with appropriate details for the proposed system was \$7,650. JJ&G estimated the construction cost to be \$130,000. The amount and the over sized equipment was unacceptable to Staff, plus funds were not available at that time to complete the project.

FACTS AND FINDINGS:

1. The Board allocated funds in the 2007/2008 budget for the Recreation Action Plan that was developed at their request. This Action Plan identified CIP projects that would be renovated or upgraded, and the second water source for the Soccer Complex was identified as one of those projects.
2. A request was made to JJ&G to re-evaluate their previous design, and to submit a new cost projection and to also update their design, and provide an Engineering Stamp, for this service JJ&G requested an additional \$54,000.
3. Port City Design Group, LLC., was under contract at the time for engineering services and submitted a quote of \$13,200. Because of the time that it took JJ&G to respond, the contract with Port City Design Group expired (12/08), therefore eliminating any possibility of amending their contract.
4. Staff believes the quote provided by Port City Design Group, LLC., for a total cost of a \$13,200 for the sole source purchase to design the second water source to be fair and reasonable.

FUNDING: CIP Fund - Park Services
(3506100- 54.12009- 35031320)

ALTERNATIVES:

1. Board approval of a \$13,200 sole source purchase for the preliminary engineering, detailed design, permitting and bidding assistance and construction support services from Port City Design Group, LLC., to design a second water source for the Jennifer Ross Soccer Complex utilizing the lake behind Public Works.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the most efficient recreation facilities.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM D

ISSUE: Request Board approval to "piggy-back" off of the Bulloch County Board of Commissioner's solicitation for the \$154,000 replacement purchase, of one (1) 2009 Caterpillar motor grader with trade-in from Yancey Brothers Company for Public Works and Park Services.

BACKGROUND: An existing unit, a 1990 Caterpillar motor grader, is in extremely poor condition and beyond economical repair.

FACTS AND FINDINGS:

1. Bulloch County Board of Commissioners issued a solicitation for one (1) motor grader. The low responsive offeror who met all specifications and was awarded the contract was Yancey Brothers Company, of Pooler, Georgia.

2. The Purchasing Ordinance and Procedures manual allows the County to purchase off other municipalities competitive solicitations. Therefore, staff is requesting approval to “piggy-back” off of the Bulloch County Board of Commissioner’s solicitation.
3. Yancey Brothers Company has agreed to honor the same terms and conditions. Chatham County will use the 1990 Caterpillar motor grader as a trade-in on the new equipment. The total cost of the motor grader is \$196,000. Yancey Brothers Company has offered a trade-in value of \$42,000. Therefore, the net cost of the 2009 Caterpillar motor grader will be \$154,000.
4. Staff believes this cost to be fair and reasonable.

FUNDING: SPLOST (2003-2008) - Vehicle Replacement
(3234985 - 54.22001 - 3236063B)

ALTERNATIVES:

1. Board approval to “piggy-back” off of the Bulloch County Board of Commissioner’s solicitation for the \$154,000 replacement purchase, of one (1) 2009 Caterpillar motor grader with trade-in from Yancey Brothers Company for Public Works and Park Services.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve the replacement of equipment that is no longer serviceable.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM E

ISSUE: Request Board approval of a \$10,800 purchase for a canine from Southern Hills Kennels, New Smyrna Beach, FL., for the Chatham County K-9 Regional Team through the Chatham County Sheriff’s Department.

BACKGROUND: 10 July 2009 the Chatham County Board of Commissioners approved the acceptance of a non-matching grant from the Georgia Emergency Management Agency for Homeland Security.

FACTS AND FINDINGS:

1. Funds through a Homeland Security Grant have been allocated for the purchase of a canine for the Chatham County K-9 Regional Team in supporting regional K-9 explosives response.
2. Southern Hills Kennels is included in the Federal Grant Program that Georgia Emergency Management Agency is facilitating and will be supplying all the explosive canines to the state agencies working under this grant.
3. The Chatham County Sheriff’s Department K-9 Unit has worked with Southern Hills Kennels over the past two (2) years. The K-9 Unit’s experience with the company is they produce the highest quality narcotics, explosives and patrol canines. Southern Hills Kennels also has a guarantee that warrants the canine from any health problems for two (2) years and working problems for one (1) year.
4. Quotes were received from the following vendors:

WorldWide Canine Spring Branch, TX	\$ 9,500 (non-responsive)
Southern Hills Kennels New Smyrna Beach, FL	\$ 10,800
Ideal Police Canine Pennsdale, PA	\$ 11,250

- 5. The canine quoted from WorldWide Canine did not meet all the qualifications required with the solicitation. Staff believes the total cost of \$10,800 for the purchase of a valuable canine to be fair and reasonable.

FUNDING: Multiple Grant Fund - Sheriff's Department
(2503300- 54.51000- 25023252)

ALTERNATIVES:

- 1. Board approval of a \$10,800 purchase for a canine from Southern Hills Kennels, New Smyrna Beach, FL., for the Chatham County K-9 Regional Team through the Chatham County Sheriff's Department.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve expenditures for non-matching grant funds.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM F

ISSUE: Request Board confirmation of the \$3,200 per month (\$38,400 1st year) new lease for the Savannah-Chatham County Drug Court Treatment Building with URIS Reality Partners III, LLC.

BACKGROUND: The Savannah-Chatham County Drug Court Treatment program has provided substance abuse treatment including education and life skills as part of the Chatham County Drug Court for the past eight (8) years with an average savings per year of \$1,676,292. The County has continually funded the lease for the program (the graduates have a 3.85% recidivism rate for felony arrests after graduation).

FACTS & FINDINGS:

- 1. The Drug Court Treatment Program needs to move from its current location as the owner of the building is selling the property and the lease expires 31 August 2009. The lease is for a new location that is considerably larger, and has been extensively remodeled, at no additional cost. This lease does not require a budget amendment.
- 2. Failure to sign the new lease could result in decreased court treatment and higher jail costs.
- 3. Staff requested emergency approval from the Chairman so the lease could be signed and the treatment may continue without interruption. He concurred (see attached page 10) and directed staff to obtain Board confirmation at their next scheduled meeting.

FUNDING: General Fund/M & O - Court Administrator
(1002100 - 52.23101)

ALTERNATIVES:

- 1. Board confirmation of the \$3,200 per month (\$38,400 1st year) new lease for the Savannah-Chatham County Drug Court Treatment Building with URIS Reality Partners III, LLC.
- 2. Provide staff other direction

POLICY ANALYSIS: It is consistent with Board policy to confirm an emergency procurement to prevent disruption of essential services.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM G

ISSUE: Request Board confirmation of the emergency approval of Change Order 1 in the amount of \$7,210 to the contract with Kerby Enterprises, Inc., for additional work for the renovation of two (2) baseball fields at L. Scott Stell Community Park.

BACKGROUND: On 22 May 2009, the Board awarded a construction contract to Kerby Enterprises, Inc. for the renovation of two (2) baseball fields at L. Scott Stell Community Park

FACTS AND FINDINGS:

1. During the removal of the concrete apron around the Concession Building, it was discovered that the existing water lines, and the wiring for the Scoreboards were now exposed. If left alone, the new concrete would damage the water lines and wiring over time.
2. This change order requires the contractor to reinstall and reroute three copper water lines to drop down below elevation on the new 7.25" concrete apron, raise a 3" PVC clean out to new grade and install plywood underneath the dugout roof panels for support and to prevent damage from underneath.
3. Staff request emergency approval from the Chairman in order to keep this project on schedule and not cause any delays. He concurred (see attached page 11) and directed staff to seek Board confirmation at their next scheduled meeting.
4. Contract history:

Original contract (5-22-09)	\$199,621
Change Order 1 (7-29-09) *	7,210
Revised contract amount	\$206,831

FUNDING: CIP - Park Services
(3506100 - 52.22001 - 35030410)

ALTERNATIVES:

1. Board confirmation of confirmation of the emergency approval of Change Order 1 in the amount of \$7,210 to the contract with Kerby Enterprises, Inc., for additional work for the renovation of two (2) baseball fields at L. Scott Stell Community Park.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to confirm emergency approved change orders when it is necessary for the completion of construction projects.

RECOMMENDATIONS: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM H

ISSUE: Request Board approval of a \$15,470 sole source purchase of an emergency outdoor warning siren from McCord Communications, Anniston AL, to replace a damaged siren at the Board of Education Maintenance Yard on Gamble Road.

BACKGROUND: Chatham County has 60 emergency outdoor warning sirens as a principal means of notifying the public in the event of a threatened or an actual emergency conditions. These sirens have been purchased with funds provided through either grant opportunities or the commitment of the Chatham County Board of Commission. In August 2007, a siren was damaged by ground-effect lightening and CEMA subsequently added additional mitigation measures for all future siren installations to minimize this type of lightening damage. Unfortunately these measures only protect the sirens from ground traveling lightening, not from direct lightening strikes.

FACTS AND FINDINGS:

1. In October 2008, CEMA and Risk Management were successful in including all 60 sirens on the County's insurance plan. The 3 August 2009 damage to the Gamble Road

siren was the result of a direct lightening strike, as opposed to ground-effect lightening, but was covered by the County's insurance with a \$2,500 deductible coming from the "Reserve for Deductible" account.

- 2. Staff believes the total cost of a \$15,470 for the sole source purchase to replace a damaged outdoor warning siren to be fair and reasonable.

FUNDING: Reserve for Deductible
(6259908 - 57.30101)

ALTERNATIVES:

- 1. Board approval of a \$15,470 sole source purchase of an emergency outdoor warning siren from McCord Communication, Anniston AL, to replace a damaged siren at the Board of Education Maintenance Yard on Gamble Road.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to assign the highest priority to the outdoor warning program in order to provide for the safety of its citizens.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
ESTELLE BROWN

PREPARED BY _____
PURCHASING AGENT

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XI. FIRST READINGS

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

- 1. **ADOPT AN ORDINANCE WHICH PROVIDES A POLICY AND PROCEDURES FOR DISPOSITION OF SURPLUS PROPERTY DEEMED AS "UNDEVELOPABLE," IN ACCORDANCE WITH AUTHORITY GRANTED BY STATE LAW.**

ACTION OF THE BOARD:

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

AGENDA ITEM: XI-1
AGENDA DATE: August 28, 2009

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

ISSUE:
To adopt an ordinance which provides conditions and procedures for disposition of surplus property deemed as undevelopable in accordance with authority granted by state law.

BACKGROUND:
Under O.C.G.A. §36-9-3, state law provides the procedure for disposition of publicly-owned property. The process includes notification via advertising at least 15 days prior to the sale date and opportunity to acquire through either a public auction or sealed bid. However, O.C.G.A. ¶ (a)(2)(h) provides an exception to this process when the disposition involves smaller parcels incapable of development. In these instances, the County can convey the property to adjoining property owner as long as certain conditions can be met. State law

provides this process of disposition by negotiation for these smaller parcels must be provided by ordinance.

FACTS & FINDINGS:

1. Chatham County holds legal interest to many parcels which are not capable of becoming developed either because they cannot meet minimum square footage requirements by zoning or they are uneconomical remnants. Examples include:
 - 1.1 Strips of land, some of which are as small as three feet wide.
 - 1.2 Portions of platted but never opened and never maintained drives, lanes and streets.
 - 1.3 Remnants from the purchase of property for rights-of-way but only a portion of the property becomes needed.
 - 1.4 Parcels held as common area but identified by a property identification number and taxed. The developer does not convey the property to a property owners association, and then defaults on taxes. The property becomes placed in the name of Chatham County when no one offers a bid at tax sale.
2. In most instances, the vacant parcels offer limited fair market value, because they could not be developed under zoning regulations either due to total square footage or setback requirements. Almost all of the time, the adjoining property owner serves as the only one with interest in these undevelopable properties.
3. The properties become a maintenance requirement as well as a liability for Chatham County. Besides these issues, the properties do not generate any tax revenue, however minimal, because of the County's ownership (if in name only).
4. O.C.G.A. ¶ (a)(2)(h) provides a solution. A county may adopt an ordinance which provides a policy of disposition to the adjoining property owner under conditions as outlined by ordinances. Chatham County's proposed ordinance is attached. It provides, in summary:
 - 4.1 Defines "undevelopable" as a vacant parcel which could not be developed independently based on the requirements contained within the *Chatham County Zoning Ordinance*.
 - 4.2 Provides notification and opportunity if the property affects more than one owner.
 - 4.3 Provides the basis of determining value by use of the fair market value as assigned by the Assessor's Office. Because many of these parcels are uneconomical, it would be costly to obtain a fair market value appraisal which could be several times more than the value of the property. In some instances, if the disposition serves the public interest, the cost may be \$0.
 - 4.4 As a safeguard, each disposition would be approved by the Board. Conveyance would be by quitclaim.

FUNDING:

Not applicable.

ALTERNATIVES:

1. That the Board adopt the ordinance as proposed.
2. That the Board amend the proposed ordinance as it deems appropriate.
3. That the Board take no action.

POLICY ANALYSIS:

Under Georgia law (O.C.G.A. 36-9-3), Chatham County must follow certain procedures in the disposition of public property. While recent amendments to this code section make this task easier, the law requires certain procedures to maintain the public's interest in property it owns. Returning these properties to private ownership achieves the county's goals of returning property to tax generating status and responsible maintenance.

RECOMMENDATION:

That the Board adopt Alternative 1.

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XII. SECOND READINGS**1. ADOPT AN UPDATED CHATHAM COUNTY REVENUE ORDINANCE TO REFLECT CHANGES IN RATES AND FEES RESULTING FROM THE BUDGET PROCESS, AMENDMENTS TO THE ORDINANCE SINCE AUGUST 2008, AND REVISED COURT SCHEDULES.**

Chairman Liakakis said, we've already received that information.

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

Chairman Liakakis said, alright. Let's go on the board. The motion carried unanimously.

ACTION OF THE BOARD:

Commissioner Odell moved to adopt an updated Chatham County Revenue Ordinance to reflect changes in rates and fees resulting from the budget process, amendments to the Ordinance since 2008, and revised court schedules. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: XII-1

AGENDA DATE: August 14, 2009

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Linda B. Cramer, Finance Director

ISSUE:

Present an updated Chatham County Revenue Ordinance for adoption by the Board of Commissioners.

BACKGROUND:

The County's fiscal 2010 budget was adopted June 26, 2009. The Chatham County Revenue Ordinance has been updated to reflect changes in rates and fees resulting from the budget process, amendments to the Ordinance since August 2008, and revised court schedules.

FACTS AND FINDINGS:

1. The Revenue Ordinance has been updated to reflect changes in rates and fees that were incorporated in the County's Fiscal 2010 adopted budget. These changes included water and sewer charges and fees, parking fees, recreation fees, animal control fees, inspection fees and a solid waste fee.
2. A cross reference fee of \$2.00 in real estate needs to be added to Appendix A under Recording Costs for Deeds & Real Estate and under Liens & General Execution Docket. This is due to legislative changes made last July.
3. Appendix C for Magistrate Court fees needs to be corrected. The add on for indigent defense for the Garnishment fee should be \$15.00 not \$5.00. The filing fee for both Dispossessory Warrants and Foreclosures should be \$19.50 not \$18.50.
4. For State Court fees, a new schedule for Civil Filing fees needs to be added because it is not included in the current ordinance. Also, two other schedules need to be deleted because they are duplications.
5. The Revenue Ordinance has also been forwarded to the County Attorney for review.

FUNDING:

N/A

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. Present the Revenue Ordinance for a first reading August 14, 2009 and a second reading on August 28, 2009.
2. Provide the Finance Department with other guidance.

RECOMMENDATION:

That the Board follow Alternative 1.

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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.

AGENDA ITEM: XIII-2

AGENDA DATE: August 28, 2009

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

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
Outfitting of three (3) law enforcement vehicles	Fleet Operations	West Chatham Warning Devices	\$9,506	CIP - Fleet Operations
Annual rental of copy machine	Public Defender	Alford Leasing Company, Inc.	\$6,396	General Fund/M&O - Public Defender
Cabling project for I.C.S. data center/communication room	I.C.S.	Trison Technology Services, Inc.	\$6,848	General Fund/M&O - I.C.S.
One (1) Dell laptop computer	Sheriff	Dell Marketing, L.P. (State Contract)	\$2,959	General Fund/M&O - Sheriff
Mailing of September 2009 tag renewals	Tax Commissioner	World Marketing (Sole Source)	\$6,299	General Fund/M&O - Tax Commissioner
Annual maintenance for context scanner	I.C.S.	Decision One Corp.	\$3,372	General Fund/M&O - Superior Court Clerk
Repair of UPS system for I.C.S. computer room	I.C.S.	Eaton Corp.	\$2,562	General Fund/M&O - Communications
1634 "Eight Keys to a Better Me" books	Sheriff	Family Traditions	\$2,965	Drug Surcharge
Annual maintenance for microfilm equipment	Superior Court Clerk	Milner Inc.	\$3,675	General Fund/M&O - Superior Court Clerk
48 port network switch for the Office of the District Attorney	I.C.S.	Entre Solutions (MBE)	\$4,417	General Fund/M&O - Communications

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
Three (3) Dell laptop computers	I.C.S.	Dell Marketing, L.P. (State Contract)	\$4,378	General Fund/M&O - Court Administrator
Replacement pump for Nancy Place lift station	Public Works and Park Services	PDA (Sole Source)	\$4,145	Water and Sewer Enterprise Fund
177 cases of anti-bacterial soap	Detention Center	Coastal Paper (Sole Source)	\$4,585	General Fund/M&O - Detention Center
Repairs to chiller #3	Detention Center	Boaen Mechanical Contractors, Inc.	\$3,612	General Fund/M&O - Detention Center
One (1) air conditioner condenser unit	Mosquito Control	Boaen Mechanical Contractors, Inc.	\$8,675	General Fund/M&O - Mosquito Control
2,500 clerical tests	Human Resources	Vangent, Inc. (Sole Source)	\$4,864	General Fund/M&O - Human Resources
Repair to Fromax FD2050 document folding machine for Tax Assessor notices and Jury Services summons	I.C.S.	Presstek Inc.	\$3,000	General Fund/M&O - I.C.S.

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3. ROADS AND DRAINAGE REPORTS.

ACTION OF THE BOARD:

Status reports were attached as information.

AGENDA ITEM: XIII-3 - Roads
AGENDA DATE: August 28, 2009

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Leon Davenport, P.E., Assistant County Engineer

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

BACKGROUND: The GDOT priorities for funding projects under the State Transportation Improvement Program (STIP) and the Long Range Transportation Plan (LRTP) are changing frequently. The GDOT included no Chatham County projects in either Phase 1 or Phase 2 of the American Recovery and Reinvestment Act (ARRA).

FACTS AND FINDING:

1. Truman Parkway, Phase 5. Right of way (ROW) is certified. The Final Field Plan Review (FFPR) was held March 11, 2009. At the request of the GDOT staff, the County submitted a suggestion to break the project into three phases so that a portion of the project could be included in the Phase 2 ARRA . On May 18 the Interim GDOT Commissioner said he could not support breaking up the project because each segment did not have "functionality". The GDOT is preparing documentation to apply for funding under the Transportation Investment Generating Economic Recovery (TIGER) Discretionary Grants Program.
2. Diamond Causeway. The GDOT is pursuing a design/build contract to construct a two lane high level bridge over Skidaway Narrows to replace the bascule bridge.
3. Whitefield Avenue. ROW acquisition underway. Expect to certify ROW in May 2010. Funding for construction in the STIP is FY 2011.
4. Local Roads.
 - a. Troy Street, Catherine Street, Adeline Street, Billings Road, Elmhurst Road, Beechwood Road, Ridgewood Road. Dirt roads being designed for paving. Billings Road has

one condemnation pending. Catherine Street and Adeline Street set for bid opening on September 15, 2009. Final plans have been submitted for remainder except for Troy Street.

b. Bond Avenue, Betran Avenue. Paving of Betran was completed in August 2009. Paving Bond is scheduled for completion in October 2009.

c. Brandy Road paving is completed and accepted.

d. Pyeland Avenue. Bid opening for construction contract is scheduled for September 9, 2009.

e. Wright Avenue and Fenwick Avenue. Under design for paving.

f. Intersection improvements on Chatham Parkway at Veterans Parkway and Garrard Avenue. Project will install signals at ramps from Veterans Pkwy to Chatham Pkwy. Bid opening is set for August 26, 2009.

g. Intersection improvements on King George Blvd at Grove Point Road. Construction plans to install turn lanes and signalize the intersection are complete. Condemnation has been filed for one parcel.

h. Charlie Brooks Park Entrance. Construction complete on this project.

RECOMMENDATION: For information.

Districts: All

AGENDA ITEM XIII-3 - Drainage
AGENDA DATE: August 28, 2009

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

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

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

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

FACTS AND FINDING:

1. Pipemakers Canal. The Pipemakers Canal extends from Bloomingdale to the Savannah River (over 13 miles). The project includes canal widening, bank stabilization, sluice gates and culverts. Construction of the sluice gate structure and channel improvements from SR 21 to the Savannah River (about 1.4 miles) was completed in 2005. The wetland credits have been purchased for Section One of the Phase 2 project which extends from SR21 to SR307. Staff will proceed toward obtaining a contract for construction in the next phase of the project. A separate project to improve operating efficiency and longevity of the sluice gates is also underway.

2. Hardin Canal. The Hardin Canal extends from Bloomingdale to Salt Creek near US 17 (over 12 miles). The project includes canal widening, bank stabilization, bridges and culverts. . A project to replace culverts under SR 307 with bridges is designed and is anticipated to be ready for bid solicitation in late 2009. Right of way acquisition is underway for the road work. Preliminary drawings to replace golf cart bridges between I-16 and Southbridge Boulevard are completed and have been reviewed by staff. Permitting work is underway.

3. Conaway Branch Canal. The Conaway Canal extends from Bloomingdale at US 80 to Pipemakers Canal (about 1.6 miles). The project includes canal widening, bank stabilization and larger culverts. The project is currently being advertised for construction bids.

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

5. Wilmington Park Canal. The Wilmington Park Canal extends from North Cromwell Road to the Wilmington River (about 1.4 miles). The project includes canal widening, bank stabilization and culverts. Construction of new culverts with tide gates at Wilmington Island Road was completed in 2002. A project to install rip rap erosion protection at the culvert is under construction.

6. Kings Way Canal. The Kings Way Canal extends from the Kingswood Subdivision to Whitefield Avenue (about 0.7 miles). The project includes canal widening, bank stabilization

and culverts. Phase 1 was completed in 2005 as a part of the construction of Truman Parkway. Phase 2 is substantially complete. Work to replace damaged fences and moving fences out of the drainage rights of way is underway. A project to clear vegetation from the subdivision's northern perimeter drainage ditch is underway.

7. Dundee Canal. This project improves the tidegate structure and concrete headwalls. The project is substantially complete. Recent observations of the canal water level indicate that the new gates are performing as expected, maintaining water levels substantially lower than before the project.

8. Louis Mills / Redgate Canal. The Louis Mills and Redgate Canals are tributaries to the South Springfield Canal. A contract to widen the channel and replace culverts between Garrard Avenue and the railroad was awarded by the Board on June 12, 2009. Construction is underway beginning with replacement of the culvert at Garrard Avenue. Staff has agreed to allow temporary road closure for the culvert work, with the road scheduled to be reopened before September 1, 2009.

9. Ogeechee Farms Area. The Ogeechee Farms project includes improvements to canals and culverts. Phase 1 was completed in July 2005 (piped in about 0.2 miles of channel south of Vidalia Road and replaced a road crossing at Waynesboro Road). A contract to construct Phase 2 which includes improving several undersized culverts along the Vidalia Canal south of Vidalia Road was awarded by the Board on August 14, 2009. Construction is expected to begin in September 2009 and be complete in February 2010.

10. Quacco Canal. The Quacco Canal extends from the Little Ogeechee River to the Regency Mobile Home Park (about 4 miles). The project includes canal widening, bank stabilization, culverts, and providing access for maintenance. Completed work included enlarging the US 17 culverts. Design to improve road culverts along Quacco Road and construct channel improvement is complete. The project is in the bidding phase. Construction is expected to begin in November 2009 and be complete in September 2010. Staff is developing a project scope for extending drainage improvements to the Willow Lakes Subdivision.

11. Norwood Drainage Outfalls. The project will improve drainage capacity and access for maintenance. Four outfalls along Norwood, between Skidaway Road and Lester Avenue are being considered for improvements. Design work is underway for the outfall at Skidaway Road.

12. Henderson/Gateway. Drainage is provided by the Little Neck Canal and the Henderson Branch Canal (combined length about 2 miles). Development of the subdivisions led to increased rates and volumes of storm water runoff which the canals cannot handle. The City of Savannah continues to hold up construction of improvements at Henderson Oaks Drive by refusing to relocate the sanitary sewer and water line within the County's Rights of Way. A project to replace the culvert at Little Neck Road is underway.

13. Shipyard-Beaulieu Area. The project will be accomplished in phases. The first phase will replace the storm drain pipe at Beaulieu Avenue. There appears to be adequate existing easements. A contract to construct this phase was awarded by the Board on August 14, 2009. Construction is expected to begin in September 2009 and be complete in December 2009.

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

15. Skidaway Road. The project will improve roadside drainage and address vehicle safety issues along a portion of Skidaway Road near Wormsloe. Preliminary construction plans are complete and rights of way acquisitions are complete for all properties. A temporary construction easement from the State of Georgia will be requested after the County receives a letter of permission from the State of Georgia to work in areas subject to the Coastal Marshland Protection Act. Staff is currently working on a Memorandum of Understanding with the Georgia Division of State Parks concerning that department's objections to the project.

16. LaRoche Culvert. The project includes the replacement of a drainage culvert located under LaRoche Avenue north of Lansing Avenue. The culvert replacement is in response to a deteriorating brick arch culvert with several cracks. A prospective consultant has been selected utilizing the Quality Based Selection (QBS) process and staff is in the process of negotiating a scope of services and fee for a Professional Services Agreement contract.

17. LeHigh-Shipyard Lane Area. The project will relieve roadside drainage issues causing nuisance flooding in the LeHigh Avenue and Shipyard Lane area. Design work is underway for the installation of a culvert under Shipyard Lane.

RECOMMENDATION: For information.
Districts: All

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EXECUTIVE SESSION

Upon motion being made by Commissioner Gellatly and seconded by Commissioner Farrell, the Board recessed at 12:05 p.m. to go into Executive Session for the purpose of discussing litigation and personnel.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 1:25 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 Gellatly moved to approve a motion to authorize the Chairman to execute an Affidavit that the Executive Session was held in compliance with the Open Meetings Act. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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APPOINTMENTS

- 1. **AGING SERVICES ADVISORY COUNCIL**

ACTION OF THE BOARD:

Commissioner Gellatly made a motion to reappoint Ms. Elizabeth Jones to serve on the Aging Services Advisory Council with a term to expire November 3, 2012. Commissioner Thomas 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 1:27 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