

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, JANUARY 29, 2010, 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 9:30 a.m., Friday, January 29, 2010.

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II. INVOCATION

At the request of Commissioner Dean Kicklighter, County Manager Russ Abolt gave the Invocation.

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III. PLEDGE OF ALLEGIANCE

Commissioner Patrick Farrell led the Pledge of Allegiance to the Flag of the United States of America.

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IV. ROLL CALL

The Clerk called the roll.

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

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

Chairman Liakakis said, Commissioner Shay will be late. He had to meet in a business situation this morning.

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

1. UNIQUE PRESENTATION TO CEMA DIRECTOR CLAYTON SCOTT BY RECENT "FOUR-LEGGED" GRADUATES OF DISASTER STRESS RELIEF DOG TEST.

Chairman Liakakis said, I'll ask him [Scott] to come forth and I think we're going to be showing a film right here first and then if you'll explain that and then we want all of the people that are involved in that to come forth, especially our four-legged individuals.

County Manager Abolt said, ladies and gentlemen, this is a very unique moment. We've had, you've had and I have all experienced in the audience a special individual of the two-legged variety over many, many years who have been very unique in their response to the needs of humankind. Today we're going to talk about another category of elite that was made possible because of a lot of well people, good people, people that saw that God's creation can be applied in so many ways and in this particular case the Coastal Therapy Dog Program, chaired and the president is Kelly Meyer, and I'm going to be asking her to come up in a moment to make a special presentation to Clayton Scott, one of our own. We're going to then be introduced to an elite

form of canine and you'll see in the video the Chairman referenced what these individuals and their handlers and their owners did on a very cold weekend a few weeks ago at Lake Mayer to pass a very arduous test and become the elite of the elite. I do want to make note as far as an introduction to this whole thing that as you know the County staff spends at least a week in preparation for these meetings to make sure they can be run thoroughly, efficiently and on point, and last Friday when we put together the agenda for this meeting, we did place on there this item as first for you to consider, and staff trying to anticipate all the problems that might incur as a result of these four-legged citizens, I must recount the words of Robert Drewry, a very able, capable and far thoughtful staff when he knew that the dogs were coming and his first response was he was glad that the County Commission did not have a CAT meeting today.

County Manager Abolt said, okay, when Ms. Meyer comes forward — Kelly would you please come forward — we are going to recognize Clayton Scott and his staff and first responders. There is a gentleman in the private sector, Mr. Keith Munger [phonetic]. Keith is the owner and Chief Executive Officer of Spanish Oaks Retreat and Hospice on Whitefield. It's in Commissioner Stone's district but serves the population of citizens and loved ones afflicted with Alzheimer's. It's his love and caring for the community that made so much of what you're going to hear about today possible behind the scenes. He's made that very handsome, attractive retreat on Whitefield available to the therapy dog program for a number of years. He also made it available during the testing which is part of the complimentary regimen of that two days, the weekend in January. Keith is a very generous person. I'm sorry to say he's a little ill today and cannot make it, but he's watching on TV. I know that many in the audience want to say thank you, Keith. Here now is Kelly Meyer. She is the President of Coastal Therapy Dogs.

Ms. Kelly Meyer said, good morning and I would like to thank you for this opportunity to come before you today and bring the dogs that passed the DSR test. It was a very, very difficult test under unusual strange circumstances due to the cold and the wind blowing on Lake Mayer.

County Manager Abolt said, and let's just do this. I was so anxious to get Kelly up here. I do want to please allow about a minute and a half and we're going to play the news report that will describe so well, as Kelly has done, what these owners and animals went through. Please watch your monitor.

[NOTE: A tape of the news program was played for the Commissioners and audience.]

County Manager Abolt said, and I'll ask Kelly to come back up and Clayton also to join her.

Ms. Mayer said, thank you. As you can see, it was quite a test and the reason it was such a wonderful test was because of Clayton and the Commissioners and the County for allowing us to use the things that we did so we could make it a one of a kind test. In other parts of the country they've only had maybe four or five of these tests and none of the other FEMA groups have been willing to participate in the way that Chatham County did, and we would like to thank you and we would like to thank Scott — Clayton, I want to call you, and the whole FEMA group. Thank you very much. Do you want to say something? Mr. Scott said, yes, please. Ms. Mayer said, okay, go ahead.

Mr. Clayton Scott said, thank you very much. I'd like to thank the people that did all the work. It's easy when you're a CEMA Director to pick the phone up and make a lot of phone calls other than standing outside in that cold. It was nasty out there. The folks that did the work though, I'd like for them to come up please. For the different departments that were represented, the Southside Fire Department, Mounted Patrol, I think we've got somebody from Mounted Patrol here today, Scott Yackel and your support, Scott, from the helicopter of Mosquito Control, and also Marine Patrol. Did I forget anybody? The Southside Mosquito Control. Oh, and Chatham County School District. Did we get — Otis [inaudible] didn't make it today. Did our bus driver get here? He was the saving grace because he kept the heat on in the bus and you could go get back in the bus. These are the folks that did the work. I mean, the with a phone call said we'll be glad to come support it, and it's kind of ironic in a way because we, this part of the staff who did the work, are the ones that in large part benefit from what's been done. Everybody walks in a room and sees these animals and says, oh, look at the dogs. It's relaxing, it's comforting, and you can spend non-stressful time with an animal. It works for victims, it works for victim's families, but it also works for rescue workers. There's a very famous picture after the 9-1-1 Trade Center of a fireman covered with grime and grit leaning over and a Doberman licking him by the side of the face. That means a lot to have the comfort of an animal that calms you down. It's a great support effort, and I think it will pay off for us as well as it will for victims, and I certainly thank these folks. They did the work, a tremendous support. We couldn't have done it without it and I thank them one and all. Thank you for what your project will offer and the ability to have these rescue dogs available to us.

County Manager Abolt asked, Kelly, do you want to have Clayton show the award you've given him and the significance of it?

Ms. Mayer said, it is the highest award for therapy dogs and the red collar, which makes him a little odd, but the therapy dogs is our insignia, I guess you could say, and the dogs wear red I guess from the heart so that we show that we want to share our dogs' love with everybody else.

Mr. Scott said, thank you very much and again thank you to the folks that provided the support.

Chairman Liakakis said, Clayton [Scott], hold on. Why don't you have a couple of your volunteers to come forth so that we can see them on the camera too. Ms. Mayer said, we're going to introduce them. Chairman Liakakis said, okay.

Ms. Mayer said, thank you. I would like to say that of the almost 40 dogs that were tested, and there were dogs from as far away as Ohio and Oklahoma, Southern Florida and Virginia. Out of the, like I said almost 40 dogs, we had four local dogs that passed. Frank Bynes [phonetic] and his Afghan Hound, Faro. Do you want to walk up to meet the Commissioners? They might need a little therapy this morning as well. Shasha Hannah and Gracie and our secretary, Diane Abolt with her miniature Shih Tzu, Savannah, and she also has Lynn Skinner's dog, Grayson. Grayson is a Schnauzer. He is a Katrina rescue dog. He was rescued by Lynn [Skinner], who could not be with us this morning because she's in surgery. I'd like to thank you again.

Chairman Liakakis said, thank you very much and I'd like to make this comment, especially having the disaster stress relief dog, but the therapy dogs also that go to the hospitals, and go to nursing homes and all. They do an outstanding job. People don't realize, you know, how fortunate we are to have a number of therapy dogs in our community that visit those people because they have an ability to create an atmosphere with those people that are in nursing homes and especially in the hospital. It sort of gives them a feeling that helps them, and some of the doctors have said the therapy that, you know, they going in the hospital, they've seen some difference in the healing of some of the patients because the dogs have visited them. So that's terrific and there's a lot of information on the therapy dogs, what a great job they do for citizens not only here but around the country. So I thank you again to all of you for having your distress dogs available for Clayton Scott so when we have a disaster he can utilize them. Thank you again.

AGENDA ITEM: V-1
AGENDA DATE: January 29, 2010

DATE: January 11, 2010
TO: Chairman and Members of the Board
FROM: R. E. Abolt, County Manager
SUBJECT: Disaster Stress Relief Dogs and Commendation for Clayton Scott and CEMA Staff for Service Above and Beyond the Call

Ladies and gentlemen, dealing with the aftermath of disaster from the human standpoint has assumed a new and exciting approach. It amplifies what has been a very successful therapy dog program over the years, ministering primarily to the sick in hospitals and hospice. Anxiety, stress and grief unfortunately are not confined to those situations. Therapy Dogs International, led by Ms. Ursula Kempe in Flanders, New Jersey, is now directing its resources for dogs to work with the victims and first responders during a manmade or natural disaster.

Getting its start during the Murrah Building bombing in Oklahoma City, maturing on the 11th of September 2001 in New York, New York, and Washington, DC, and coming full force during Hurricane Katrina, the technique has and will be a successful use of volunteers and their pets. This past weekend Clayton Scott and his staff put together a test course or, as the newspaper referred, "gauntlet" for therapy dogs to measure their skills during the semblance of a disaster.

I believe that 17 dogs passed muster, representing about 50% of the entrants. Owners came from different states. The owners now face a FEMA special training program.

The significance for Chatham County is that these trained volunteers, both two- and four-legged, can be deployed in the near future as Clayton and his staff feel appropriate. Two years ago the tragic Sugar Refinery fire, where dependents gathered at the entrance to the plant for long hours of waiting, would have been an excellent situation in which the disaster stress relief dogs could have been used.

Clayton made it happen from our end. By copy of this I want to thank him and ask this be posted within his department for all to see. Further, I'm asking Mike Kaigler to place this in his personnel file.

REA:fq

cc: Clayton S. Scott, Director, CEMA
Ms. Ursula A. Kempe, Therapy Dogs International, 88 Bartley Road,
Flanders, New Jersey 07836 (also via e-mail: ursulakempe@gti.net)
Michael A. Kaigler, Director, Human Resources and Services

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2. PROCLAMATION FOR MARY ELIZABETH HILL ON HER RETIREMENT FROM THE DISTRICT ATTORNEY'S OFFICE.

Chairman Liakakis said, Commissioner Patrick Farrell will present that proclamation to Mary Elizabeth [Hill]. And, Mary, if you have any other family members or somebody else that you would like to come up there, please have them come forth. Ms. Hill said, they aren't present today. Chairman Liakakis said, oh, okay.

Commissioner Farrell said, I would like to present this proclamation on behalf of the County Commissioners:



WHEREAS, Chatham County is privileged to have employees that take great pride in their duties and responsibilities, and in that regard we commend Mary Elizabeth Hill; and

WHEREAS, Mary Elizabeth Hill began her employment with Chatham County on April 10, 1989 with the Chatham County Public Works Department, and on March 23, 1993, joined the District Attorney's Office. Mary Elizabeth Hill has been a valued employee, having worked in the Recorder's Court, State Court, Juvenile Court, and Superior Court divisions of the District Attorney's Office; and

WHEREAS, through her work at the Chatham County District Attorney's Office, she touched the lives of many individuals in a positive manner. With great pride in her work, she was a dedicated and conscientious member of the District Attorney's Office; and

WHEREAS, Mary Elizabeth Hill strived to meet any challenges that were placed upon her, and responded well to the increasing and continuous workload placed upon her.

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

MARY ELIZABETH HILL

upon her retirement and express our sincere appreciation for over twenty-one years of dedicated service to the citizens of Chatham County and extend best wishes for a long, happy, and healthy retirement.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Chatham County to be affixed this the 29th day of January, 2010.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Commissioner Farrell said, congratulations.

Ms. Heath said, Meg Heath here for the District Attorney's Office. I just wanted to —, actually, I guess she gets the lamp as well, is that correct? Okay, but first I'd like to say, I've been with Beth since 1995 and we've worked together for many, many years. She's a wonderful employee, but more than that anybody who knows her in the courthouse, knows that we're going to miss her so much. She adds such a good touch to the DA's

office. We wish her well and I know she's already talking about all the different things she's going to do, and she promises to come back and visit us now and then. So I want to say thank you for everything you've given us and we're really going to miss you.

Ms. Hill said, thank you, Meg, and thank you, Commissioner Farrell. I have enjoyed it and, like everything else in line, there's a time to come aboard and a time to leave, and I can attest to my age by looking at Mr. Kicklighter, who was a student at Benedictine when I was President of the Home School and Parent-Teachers Organization. I've met many wonderful people. I have — I was directed to the DA's office by serving on the Grand Jury, at which time I was elected Secretary, and Ms. Betty Mayfield was over Grand Jury for the office. When a position came available, I contacted her and applied for it and did get the position. It was receptionist, and if any of you have seen the third floor reception area, at that time there was only one receptionist, no voicemail, no messages. Everything back then was handwritten with your little copy slips. I was there before we had computers so all of the accusations that we drew in State Court were on typewriter. All of us knew every code by doing so many of those. Then I was at Juvenile Court and I really enjoyed that experience and really appreciate the work that Juvenile Court is doing, and it is an alarming situation, the juvenile crime, that the whole country faces. But then back downtown in Superior Court. I've loved it. I'll be 63 in April and I am studying for the City of Savannah tour guide. I might want to do that. I also have a daughter and family in Columbia, South Carolina. I'm going to travel, visit, take better care of myself, and I'll be swimming at the Aquatic Center three or four days a week. Thank you all, it's been wonderful to work for Chatham County, and I wish you all a lot of love and success. Thank you.

Chairman Liakakis said, Mary Elizabeth, we thank you for all of the service that you have given not only to our departments, but the citizens of Chatham County. We really appreciate that and may God continue to bless you with a lot of good years because you're going to stay healthy because you're going to be using the Aquatic Center.

Ms. Hill said, that's right. I may even teach classes, so if y'all want to do water aerobics come on out. Thank you.

Commissioner Kicklighter said, just watch out for Commissioner Kicklighter. He also swims there every morning.

Commissioner Gellatly said, five days a week. Ms. Hill asked, do you? Commissioner Gellatly said, and also in the unlikely event that the water temperature is not exactly right, feel free to call Russ Abolt and I also have his home phone number I'll share with you. Ms. Hill said, I'll get that from you, sir. Thank you.

Commissioner Kicklighter said, thank you.

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3. PRESENTATION ON SELECTION OF CHATHAM COUNTY TAG OFFICE FOR THE SUSAN G. KOMEN RACE FOR THE CURE "CORPORATE CHALLENGE." SUE ADLER, ROBERT ESPINOZA AND CECILIA RUSSO WILL BE PRESENTING.

Chairman Liakakis said, Sue Adler, Robert Espinoza and Cecilia Russo will come forth please for this presentation and anybody else that might — that has been involved in this because we really appreciate the Chatham County Tag Office for their participation in this and what has been going on, and Commissioner Helen Stone will do the proclamation. Just gather round, y'all gather round Helen [Stone] there.

Commissioner Stone said, thank you, Mr. Chairman. Thank you all for being here and I'll read the proclamation and hand it to you all and whoever wants to speak can speak.



WHEREAS, the Susan G. Komen for the Cure races donations for research, education and health services which focus on breast cancer research, breast cancer screening and treatment and community based health care education including for the medically underserved; and

WHEREAS, through its work Susan G. Komen for the Cure has become the largest breast cancer charity in the world; and

WHEREAS, among its awareness and fund-raising projects, the Susan G. Komen for the Cure sponsors community events for participants to show their support through Race for the Cure, a five kilometer walk; and

WHEREAS, our County became selected to sponsor such an event in it's inaugural year of 2009 more than 3,000 of our citizens participated and thousands more lined the streets as cheerleaders to help raise more than \$220,000 for breast cancer education, screening and research, of which 75% went to local programs for screening or treating breast cancer and the balance received by the Komen organization for breast cancer research; and

WHEREAS, in 2010 the local event will include a corporate challenge to encourage expanded participation in the community and one of the event organizers, Robert Espinoza of Fleet Feet Sports has offered to sponsor all County employees in recognition of their plying the highest ideals of customer service to meet the needs of citizens.

NOW THEREFORE, by this proclamation the Board of Commissioners of Chatham County congratulate the local organizing committee of the Susan G. Komen for the Cure for the success of its inaugural year, recognizing the Chatham County Tax Commissioner's Office as the recipient of a corporate challenge based on its extremely public service and urges citizens throughout the community to participate in the 2010 Race for the Cure.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Commissioner Stone said, thank you very much.

Mr. Robert Espinoza said, thank you. Good morning. Chairman Liakakis said, identify yourself. Mr. Espinoza said, I'm Robert Espinoza. I'm the owner of Fleet Feet Sports and I'd like to thank all the Chairman and all the County Commissioners for presenting the proclamation for the Susan G. Komen Race for the Cure Corporate Challenge. The Corporate Challenge is a really beautiful word and a fancy word for paying it forward, and it was kind of my thought of how we could get more people involved in the Komen Race. Like Ms. Stone said, we had over 3,000 people participating in this year's first time event — 3,000 is a pretty amazing number. We're looking for 5,000 this year so we can give more money to breast cancer research. So what I did is I went down the street and to Volume 40, which is a hairdressing place right down the street from our shop at 50th and Waters and I went talked to Michelle and said I'm going to sponsor all of your employees to be a part of the Race for the Cure. I'm going to pay for them, I want them to join in. She said I'd love to do that. I said the only thing I'm asking you though is to sponsor another group, and so she's going to sponsor another hairdressing group along with a group of ladies over at Hunter Army Airfield and pay for them to join her. Well, I thought that, you know, all the employees are so excited I thought, you know, I want to do a little bit more, somehow I have to do a little bit more. So like a good citizen I went to the Tag Office to get my tags for my truck and I was standing in line and I went up to the next person in line and it was Wanda, and this amazing woman, Wanda, with her customer service and her smile and the way she treated me, and I looked at all her other fellow employees and I say, you know, this is the group I want to sponsor. So for the 2010 race, I would like to sponsor all the Tag Office employees, Wanda and all her fellow employees to be a part of the Race for the Cure. I want them to come and join me on April 17th along with 5,000 other people and possibly 4,000 more spectators to come and join this project. I don't know if Wanda has ever been a part of an event like this. I don't know if she's ever been to a road race or any type of event like this, but this is why I did it for the employees that have never done it and I would like to get them more and more involved. So I hope Wanda will join me along with Volume 40.

I'd like to challenge other businesses too, other owners of businesses, other employees to sponsor someone else. I could sponsor my own employees, but as we all know if you're a business owner and you ask your

employees to do something, most of the time, you know, oh, the boss is asking me to do something so I don't know if I want to do it. But I would ask you to go down the road and sponsor another business because if they know that a stranger walks through the door and says I'm going to pay for you to be a part of the Race for the Cure, they would probably do it, and so I'm challenging other business owners and other managers and other businesses to pay it forward and to be a part of the 2010 Susan G. Komen Race for the Cure in Savannah on April 17th to fight breast cancer. Thank you.

Commissioner Kicklighter asked, would you like to tell the public and the people that may be watching what sponsoring someone would entail where maybe they can come forward and do that? Mr. Espinoza said, yes. Sponsoring really, when I say sponsor it's just pay for them and we will provide you the information and then the information to register those people. It will be fairly easy. Commissioner Kicklighter asked, like their entry fees? Mr. Espinoza said, their entry fees. Commissioner Kicklighter said, and how much is that? Mr. Espinoza said, the entry fee right now is \$30. So that's would do and we will provide you all the information. They don't have to go on a computer. We've set up something where we can take care of folks that want to be a part of the corporate challenge, and so we would love everyone to do that and hit that 5,000 if not more.

Chairman Liakakis said, Robert [Espinoza], on behalf of the Chatham County Commission, I'd like to thank you for your participating in the community in a lot of things because not only you're a business that is in there for profit, but you — what you do, you share your profit with a number of things in the community and especially on the Council thing because we can see that the money that comes in for cancer and prayerfully some year that we will have a cure for cancer. We know that if the people that have cancer, they go and be examined. They find out they have cancer and if they find it early, the chances are great that they'll be able to cure that, and so we really thank you on behalf of the Chatham County Commission because you're helping make a difference in this community for the health of our people and other things that you and your business do for us. Thanks again.

Mr. Espinoza said, well, thank you very much. I appreciate it.

Chairman Liakakis said, and I'd like to say, you know, we've got great employees. We've got some 1,600 employees in our County and they do a lot of things in our community, like they participate in United Way. We went over our goal again this year, they did, and they work in a lot of civic activities and charitable things, and the group right here representing the Tag Office, we can see that they are enthused, they want to help people and they know how bad cancer is, and we really appreciate our Tag Office, you know, under the direction of Danny Powers because he's done an outstanding job as the Tax Commissioner, but he also lets his employees get involved in things in our community and Danny does a lot of those wonderful things himself, and so we thank him and all the employees that we have here, especially the Tag Office and everybody that works for the County. Thank you for what you do in our community. Mr. Espinoza said, thank you.

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VI. CHAIRMAN'S ITEMS

1. SET BOARD BUDGET RETREAT.

Chairman Liakakis said, what we do every year before we approve the budget, we go into a session and have a retreat so that we can have the departments come to us, tell us some of their concerns, their needs for their particular department, and also give us information so our County Commissioners can ask questions of the department heads, our County Manager, so they can get a better hold on the budget because they always, all of our Commissioners want the County to operate as efficiently as possible, and so setting the Board retreat — now what we'll have just prior to our board retreat, we'll have the Commissioners coming together so that they can discuss specific items that they would like to see particular issues or programs that the County might have or need to have, and so the first get-together with the Commissioners I've set up for February 16th and that will be in the Green Room. Then on February 23rd the County Commission will then go to the International Trade Center on Hutchinson Island and we'll have the County Manager to bring all of his staff people there to discuss the budget and talk about the issues and needs that are necessary for the operation.

Commissioner Kicklighter asked, what time on the 16th and 23rd?

Chairman Liakakis said, it will be 10:00 a.m., 10:00 a.m. on February 16th for our get-together and then February 23rd, a week later, that's at 10:00 a.m. again where we will go to the Trade Center so that we can get all of the information, and if some of you have information that you would like to talk with the County Manager, you can do so ahead of time but we want all the Commissioners to gather so that we can discuss specifics.

Commissioner Odell asked, have we talked to the various Commission as to February 16th. I have a trial on that date and it's a demand case and I ant to be there. Chairman Liakakis said, alright, here's what I will do

then, I will get on the phone, I will talk to each one of the Commissioners and see about a date, you know, that we can get all eighth Commissioners with myself and the County because that's really important because we need your input on this, and I'll do that, Harris [Odell].

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VII. COMMISSIONERS' ITEMS

1. CHIEF OF POLICE ELECTION – “POINTS TO PONDER” (COMMISSIONER GELLATLY).

Chairman Liakakis said, Commissioner Gellatly will go over that item.

Commissioner Gellatly said, thank you, Mr. Chairman. I'm going to probably talk for about five minutes. I don't take a lot of time up here at the Commission meetings, therefore I want you to listen up, okay. I'm very concerned about the procedures that we're using now to fill the Chief's vacancy, and I want to cover just some things that I think we all need to be aware of, and I'm going to make my point at the end of this presentation, and my message is directed to — specifically to the Selection Committee, two of which are in this room right now, namely our Chairman and Russ Abolt, our County Commissioner [sic]. I feel very strongly about, I feel like I have some knowledge about this particular issue, and I want my concerns to be on the record.

About three years ago, more or less, Chief Flynn resigned from the Savannah Police Department, thus creating a vacancy for the Chief of Police. At the time, Assistant Chief Lovett was appointed as the interim chief and served in that capacity for at least a year. During that time, he brought the crime rate down over fifteen percent in one year. That is a huge, huge accomplishment in any city and certainly for the City of Savannah. If you remember, during that time we had a lot of newspaper articles about the 100 officer vacancy that we had. Chief Lovett during that one year period of time pretty much filled all those vacancies.

The morale in the Police Department was not at its highest at the inception of the time when he became an interim. When he — after the year went by, the morale of that department went up very, very significantly, and it's important to note that a Police Department that has low morale no matter what the reason is a Police Department that's not functioning at one hundred percent and sometimes much lower than that.

During his tenure as the Interim Chief, the Metro Police Department pulled together. They came together and they pulled in the same direction and accomplished many, many things. This is a true test of leadership. It's very hard to articulate as to how a Chief of Police can accomplish this, and I would defy most experts to be able to, if you had a hundred experts, they would have a hundred different opinions how it occurs. I don't know how it occurs, it just takes a special kind of person and Chief Lovett was that special kind of person.

Officers and citizens alike in this community have a high level of respect. They like the man and they respect the man. One of the things that's unique about Chief Lovett is what you see is what you get. There is absolutely nothing false or ambiguous about this man. He is a real and totally — he is real and totally dedicated to the citizens of Savannah and Chatham County. After all, he was born and raised here, raised his family here, he has a child, grandchild, and he tends to I'm sure be buried here eventually. A long time from now though.

You know, when he was appointed as the Interim Chief, he filed to become the permanent Chief at that time. At that time, he met and exceeded all of the requirements to be Chief of Police for the Metro Police Department. Let me say that again — he met or exceeded all requirements to be the next Chief of Police, plus he was already here and he would not take a one year plus learning curve as to what Savannah is like and how to interact with his officers. He came here or he was here with three, over three decades of experience in law enforcement, mostly at a high ranking level. He has a Master's Degree, he's a graduate of the National FBI Academy, which is a big deal. That means, number one, that your character and reputation was thoroughly and accurately reviewed by members of the Federal Bureau of Investigation and it's also a well-known, worldwide as a training school for future law enforcement.

Chief Lovett served as a commanding officer throughout the Savannah Police Department when it was the Savannah Police Department at that time. He earned the ranks of Sergeant, Lieutenant, Captain, Major, and was appointed Assistant Chief of Police. He's been the Interim Chief of Police of this department twice. Both times the crime rate dropped significantly, and I'm talking about the current time, dropped significantly. Metro Police respect and like him. Morale is now very high. He's also a combat veteran of Vietnam. In my opinion that is very important for the development of the thought process for a chief executive, certainly for a Chief of Police. When Chief Lovett was interim chief the first time, how did we show our appreciation for that for a job well done, over a fifteen percent reduction in crime? Exceeds — meets and exceeds all the requirements for Chief of Police. The way we did that is we passed him over for Chief of Police. That's how we did it. For the most part, we all sat back silently — some of us more silent than others — as the Chief was passed over for

this position. We then watched as another man was welcomed, mostly by the media of Savannah, as the new Messiah and Chief of Police. I also want to be fair to the Savannah media that they also gave him some very negative publicity, some well deserved negative publicity. So I want to be fair.

The past Chief had many qualities. He's certainly a brilliant man, and I'm not here to downgrade him in any way, shape or form, and I'm not going to say anything that wasn't clearly documented in all the media. During this time the people responsible for hiring the Chief of Police did a lousy job if any background check at all, and it showed. The new Chief came to Savannah with tons of baggage. He came to Savannah with baggage sufficient enough that most cities in this country would not have hired the person. We did. Even though we're in the middle of the Bible Belt, we hired him. I would ask in the two years and months that he served here exactly what is his legacy? Chief Flynn, when he resigned, he had just gotten through merging two police departments. That's a huge legacy.

I would point out, and it can be accurately documented, that a lot of credit was given to this man for things that had already been done by other administrations and were well in the process of being accomplished. He pretty well just maintained the department on a day to day basis and he had a gift of gab that was second to none, and the media loved him and a few business men in Savannah loved him. That was basically his support group.

In my opinion during his tenure, he sometimes showed complete and absolute disrespect for the men and women of the Metropolitan Police Department and, again, for the most part we all sat back silently and observed. He demoralized the Metropolitan Police Department. He made them sometimes feel like they were stupid.

Again, Chief Lovett is the Interim Chief. Again, the crime rate is down. Again, the men and women of the Metropolitan Police Department admire and respect this man and have vocally been very vocal this time. The media has done a fair job of recognizing this. Only fair, about a C-plus.

My concerns are directed to the Selection Committee, two of which are in this room today. Again, I restate, it would be our Chairman and our County Manager. We are now in the process of a nationwide search to find the best qualified person to be the next Chief of Police of the Metro Police Department. One of the qualifications, I think, are that this person has already got to have been a sitting Chief of Police somewhere. My comments were points to ponder. Ponder this: Don't you think with Chief Lovett's requirements, assets and ability and proven track record and his training and his education, do you not think that there are a large — a significant number of cities in this country that will be looking at Chief Lovett? I don't think anyone has given that a lot of thought. As you know, I've got 40 years of law enforcement and 30 years as a Chief of Police. I have friends in the International Association of Chiefs of Police, which is the place where the big boys that carry the matches in law enforcement, where they reside and I had an opportunity to talk to some of my friends up there. Believe me, I can tell you and I can attest to this that Chief Lovett is recognized by them. They know who he is. I would point out that every head hunter in this country will be calling the International Association of Chiefs of Police to get a short list of competent, qualified chief candidates in this entire country. In my opinion, Chief Lovett possesses the qualities and the education and the training and the experience that would make him qualified for a much bigger city than the City of Savannah. We need to be aware of that. As we are in the process of looking for someone else's chief, so are a whole bunch of cities looking at the City of Savannah at our chief. I hope we don't do something stupid and lose him.

Commissioner Gellatly asked, is Chief Lovett to wait until late Spring until we get around to see whether we're going to accept him or some other unknown quantity and possibly miss an opportunity for a job in another large City in this country because of that because of his loyalty to this City, his absolute loyalty and dedication to this City. Are we going to let this occur?

My request to the Selection Committee is this: In my opinion, and I know about Police Chief selections, I think that the time that you're taking to select the next Chief of Police is excessive and I know that it's not intentionally that way. I ask you to examine this very thoroughly. You already have a final list. I do not think it's necessary to wait until some time in the Spring when we get around to it. I remember the last time it took a year and they kept on putting it off like it was some less than important position that needed to be filled. Let's not do it this time. Let's give, and I'm asking you this and I'm asking the community to do this, we need to come together and we need to support Chief Lovett. All of us need to come together. This man is a person that would be the Chief of Police for all of the people on an equal and fair basis. He's already here. We don't have to wonder who he is and we need to get behind him and we need to support him. I ask that the Selection Committee take a look at their process to see if they can't shorten it some. In my opinion, and believe me I know about selections, the time that you're taking is excessive and I think that someone in that Selection Committee, someone needs to give him some assurances that he's a serious candidate, and I don't think that's occurred either. I think that indirectly we've given him warm fuzzies, but I would think that — I happen to know also what's out there for Police Chief candidates and they're not dozens and dozens of them out there. They are far and few between and the problem that you have when you're selecting a chief from another community, you may be looking at someone that was thoroughly successful in Austin, Texas, he had a huge wonderful track record and he or she was perfect for that community, and you go ahead and bring someone like that to Savannah, it's a crap shoot whether they're going to make it or not because they might be successful in Austin, but Savannah is not Austin and I'm just giving that as an example. So I'm telling you

as a former 20-year Chief of Police in this community that we, number one, all of us, all of us in this community get behind and support this man. He's deserved it. He's not some stranger that we don't know who he is or what he has done or what he's accomplished or what his background is. We know exactly who he is, and no matter who you try to bring into this community, it's a crap shoot as to whether that person will succeed here or not, and I think very seriously that there probably are people that have been contacting the Chief in this country because there are other Chief of Police positions that are open in the United States and the head hunters are going to be coming and knocking on his door, and it would be totally, totally, totally unfair to sit back and play this man along again for the second time and pass him over again for some unknown quantity. And I would tell you that the last time we did that, we made the dumbest, stupidest mistake that we probably ever did in the history of this community. Thank you.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, Mr. Chairman, I'd first like to agree with Commissioner Gellatly about leaving believing that Chief Lovett is the appropriate person for the position. He's done a fine job and I believe that, you know, which we're not taking a vote, but I believe the majority on this Board would like to see him in that position, but asking this Selection Committee to appoint him or give consideration —.

Commissioner Gellatly said, I didn't say that. Shorten the time, that's all I asked.

Commissioner Kicklighter said, requesting anything of the Selection Committee in my opinion is much like running towards water in the desert and finding out it's a mirage. This committee that we — so-called committee that we have to select the Chief has absolutely no authority or bite because the structure of the so-called merged Police Department gives all hiring and firing ability to the Manager of the City of Savannah. We never got rid of Chief Flynn, we didn't hire Chief Berkow, we didn't overlook Chief Lovett. We're all sitting here pretty much, I believe, in agreement that Chief Lovett deserves the job, but due to the flawed structure of this again so-called merged Police Department, it's out of our hands. The only way to correct this is it seems like since this merger passed, about once a year we tend to cry out about something — wha-a-a, wha-a-a, wha-a-a — you're charging us too much, you're doing this and that, it's time to stop crying and just take a stand and stand up for an equally merged Police Department where the citizens of the unincorporated area, which own half of this, are on an equal basis and footing with the citizens of the City of Savannah, who owns the other half. This absolutely is structured as a takeover and that is what — that's exactly what's happened throughout the years since the merger and it's time to stop crying and fix the flawed merger, and until we do that I imagine one a year — however often, you know, it's going to continue to happen. We're going to be whining about this, whining about that. They'll present their budget to us coming up again before long and we'll be crying about that, that we shouldn't have to pay. If we structure this merger right, we won't cry about a thing because we will have equal authority and at that point we will make decisions jointly rather than this mirage that we actually have some type of decision and input, which we do not have. And that's all I have to say. I support Commissioner Gellatly, I would love to see Chief Lovett become the permanent Chief of Police here, but it's sad that that's all we're doing with this is just we're in a sense, in my opinion, just asking, "Mr. Brown, please hire Chief Lovett," and that's the extent of the authority that we have. So if you're watching, Michael, please hire Chief Lovett. That's it, so thank you.

Chairman Liakakis said, for information again, and I stated it before, the committee has talked with one another. We have all agreed that the four of us will make the selection, the four of us will have, make that particular decision. So it isn't what was stated about what happened the last time. This Police Policy Committee, the four persons that are on that, the County Manager, the Chairman of the County Commission, the City Manager and the Mayor are having an input, and the four of us will be voting on that particular position. So I hope the news media fully understands that and it's in the newspaper. It doesn't matter what was stated before, we all have input into this and will be voting on the selection. And everybody has agreed on that.

Chairman Liakakis recognized Commissioner Odell.

Commissioner Odell said, just a couple of points. Point number one, is I think we all would agree the most prominent, well-qualified and occasionally we forget how qualified David [Gellatly] is simply because simply because we're so familiar with him, but one of the most qualified people in the area of police is the guy that sits to my left. I respect what he did, I respect the commitment that he's made. As an attorney, I've had an opportunity to know both David [Gellatly] and Acting Interim Chief Lovett and if you're going to reduce crime and improve employee morale, I think that's a wind/wind and that's what we've had. We've had crime to reduce under Lovett and the reason we've had crime to reduce under Lovett is that Lovett is a police officer. We must question the message that we send to all of our employees in City government and that message is: if you come to work for us and you do all of the things that you need to do, like additional training, additional education, various department experiments that one day we will be fair and you can become Chief. Lovett has done the things that were asked of him over an extended period of time. I think that it is unfair and unjust that he not be denied, that he be denied the opportunity to be the Chief. He's had that opportunity on two occasions. I make no judgments about the Committee. That's over my pay grade, and the only thing that I know is that I have great respect for our Chairman, I have great respect Russ Abolt, and I respect the Mayor and Michael Brown, City Manager. Just as one of the people who should have input or another one. I support Lovett. I think that the policemen that I know that I see at court respect Lovett. I think that we have a problem with crime, which we often want to put on the Police Department. A problem with crime is not often a

problem of policing. It's a problem of parenting, and it's very easy to expect other people to solve problems that parents should be solving. I join David [Gellatly] and I thank him for that eloquent presentation and I know that we all have had an opportunity to work with David. David has our respect and I appreciate what you've done. I'm just wondering, can someone tell me, is he sick? For the last year he has been so aggressive. This is a man who sits staring and only talked about the swimming thing. Now he is preparing excellent reports and getting involved. I hope he's okay. Commissioner Gellatly said, I think sitting next to you is rubbing off. Chairman Liakakis said, that could be it.

Chairman Liakakis said, Helen [Stone] and then Priscilla [Thomas].

Commissioner Stone said, thank you, Mr. Chairman. I agree with everything said here today, especially the words of our former Police Chief Commissioner Gellatly. Those words are invaluable. He's been there, done that, and he knows of which he speaks. I would also like to say that it has been bothering me that this is an opportunity to really look at this intergovernmental agreement. If you read it, the Police Chief really is technically an employee of the City of Savannah. So in some aspects, our hands really are tied. At the end of the day when it comes down to the short straws our hands are tied, and I would like to see us take this particular opportunity to address those issues and to make this a fairer agreement between the City and the County and maybe the Police Chief not to be an employee of one entity rather than both. So I'll just say that, but I appreciate everything that's been said here today. Thank you.

Chairman Liakakis recognized Commissioner Thomas.

Commissioner Thomas said, thank you, Mr. Chairman. I, too, would like to thank Chief Gellatly for those words of expression because he certainly expresses my concern and my wishes as well, and I have made my wishes known many, many times. I was one of the original ones that voted for the intergovernmental agreement and to my knowledge, I don't know how it got screwed up, if I may use that word kind of loosely, if I recall correctly the decisions were supposed to be made between the City Manager and the County Manager at, you know, any information was supposed to be between those two at all times. Now how it got — the wording got into the intergovernmental agreement, I do not know. But that was the original and that would have kept a lot of what's going on now from going on to be in the ballpark of Mr. Brown and I hope that Mr. Brown is listening because we are trying to say here that we live here, Chief Lovett lives here, he's dedicated, he's committed, he has shown leadership and no doubt for the third time around if he is not selected, the message will resignate that it will never be done. So I am hoping that we will be fair. We are not back in the 50's or the 60's. This is 2010. We are hoping that we will have unity of purpose where all the citizens of Chatham County, Chatham-Savannah will be united as one and let's move our City and our County forward. That is what we should be doing rather than going backwards. And so this is my plea and my request, and I'm hoping that ears are open.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, Mr. Chairman, I would recommend at this time that if it's truly a committee selection process, as you stated, that upon completion of your studies of this committee that in Executive Session because it's a personnel decision you and Mr. Abolt present your findings to this full Commission and at that point we could, as one body, after reviewing and listening to your recommendations, make a vote as to how the entire Commission feels the position should be filled and that would — Russ [Abolt], I see your hand up. Go ahead.

County Manager Abolt said, I would ask you not to do that. That will complicate the matter. The reason the language reads as it is, is just like Chatham County, the City of Savannah has a charter that places special responsibility on individuals, in this case a City Manager, and the City Manager is the only individual in the City of Savannah's organization that can hire and fire. The County Commission as a group or as individuals has every right that once finalists are announced to make your comments as to who those finalists are, but I think to try to do anything that would be interpreted as directing or putting any type of undue influence, would cause problems that are not necessary to be caused and I think, as the Chairman said, the process is working very well. When the agreement was put together because the merger did recognize that limitation or that stricture in the City ordinance and also recognized that all MPD employees are city employees, we have to abide by that. But I would strongly urge that I think that the passion you've expressed is obvious, but I would not take it to the level where problems might be created that aren't there right now.

Commissioner Kicklighter said, so Mr. Abolt, to clarify and shorten your statement, did you just technically mean that Mr. Brown has the ultimate of hiring and firing authority. County Manager Abolt said, there's no question about that, sir. Commissioner Kicklighter said, thank you. That's what I thought.

Chairman Liakakis said, what is listed, what I'm saying again, the four of us agreed on that. The City Manager, the County Manager, the Mayor and the Chairman of the County Commission made an agreement that the four of us will be selecting the Chief of Police. It will not just be the City Manager doing that. The County Manager can attest to that. Is that correct? County Manager Abolt said, yes sir. It's the leadership of the Chairman, quite frankly, and the understanding by Mayor Johnson that's made this possible.

Commissioner Kicklighter said, and then my recommendation then would have no effect on that. It would simply be this body asking — directing our two representatives as to who we felt should be hired as Chief, and that's just two votes in this group of four if they're going to abide by this gentleman's agreement, which is totally different than the actual legal structure of the so-called merged department. Chairman Liakakis said, well —. Commissioner Kicklighter said, and that away [sic] we would actually as a group have input as to what we thought would best benefit the County.

Chairman Liakakis said, not one time has a citizen of the unincorporated area when they have brought to the attention about something crime with the County Manager or myself or the County Commission talk about crime in our community or some specific item, never one time has there — listen now — not one time has the Police Department refused a request that the County Manager has made on any criminal thing. Not one time. So this Commission through our County Manager and the citizens that have come to them and that have made requests about a specific crime situation or something with the Police Department in our community, he has never been refused. Is that correct? County Manager Abolt said, yes sir.

Commissioner Kicklighter said, Mr. Chairman. Chairman Liakakis said, listen. Let me just say this to you. Commissioner Kicklighter said, and this will be my last statement if you'll let me. Chairman Liakakis said, alright, go ahead. Commissioner Kicklighter said, I thank God that they have never done that, but that has absolutely nothing to do with the flawed legal structure of the merged agreement.

Chairman Liakakis said, well, I'm going to say this other thing, too. Number one, we have shortened up the situation. I have spoken out for and that some of the others, including the Mayor, that we need to go through the process. We're doing it fast. It's not going to be as long as the last time and we are sticking to that requirement that we set up so that we can make the selection in the very near future, and that's the situation that's going on. But I do not, you know, would like to see that we put pressure on anybody in this situation because we can see what it will do. It will cause a friction between certain people and I don't think we need that. I think that that will be very negative and could cause a big problem that this Commission will be really unhappy about in the future.

Commissioner Odell said, I agree with you, but I don't think that we want to put any pressure unduly, but I do want it to be clear what we want to do is to let everyone know what our individual positions are and the rationale for us. I think we would be derelict in our duties if we didn't do that. I'm not questioning the structure. I am saying that I have an opinion. I think that I have a right to have that opinion. I have a right to offer that opinion, and it's not criticism of the structure. But what we need to get out of this, if we get nothing else, is you've heard our views and our position. It's not pressure, it's just our views and our position and a rationale. We have a treasure here and often heroes are not recognized in their own home, and that treasure is we have a gentleman who is eminently qualified who is a retired Chief with 20 years. I think that he has a valid opinion. I think he's offered it in an eloquent fashion. I don't want to get into the contract thing that you and Dean [Kicklighter] are going on. You've got an opinion, Mr. Chairman, and it's not criticism, it's just this is our opinion.

Chairman Liakakis said, it's not — it has nothing to do with criticism. The thing about it is, is the County Manager and I know what the feelings are of this entire Commission. Nobody has to tell me that. I know it and so does the County Manager, but we're going through a procedure that is the right procedure now so that something can be done, so go through the selection process and then we will move on from there.

Commissioner Kicklighter said, Mr. Chairman, with all due respect, I hope you can understand my questioning because you were a Savannah City Councilman who supported and voted for the original structure of this agreement. So that's where — my concerns would stem from your support of that original agreement, which is terribly flawed. So it's nothing personal whatsoever. I think you do a fine job negotiating with them within the confines of this flawed agreement, and I appreciate it.

Chairman Liakakis said, for information purposes too, I would not sign my name, I would not go along with that particular intergovernmental agreement. There were thirteen intergovernmental agreements until many things that needed to be changed, I would not sign that. So I did not sign it in the beginning. I said it had to be fair with the County, with the City, and with the police officers to have all of that. My statement, you can watch it, look at the City Council records or you can see it on the tape, but we're going to move on from this at this particular point.

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CHATHAM COUNTY YOUTH COMMISSIONERS

Chairman Liakakis recognized the following Youth Commissioners who were in attendance: Richard Jackson, Beach High School, and Kenjahte' Harrison, Johnson High School.

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VIII. TABLED/RECONSIDERED ITEMS

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. **REQUEST BOARD APPROVAL OF THE FOLLOWING BUDGET TRANSFERS AND AMENDMENTS: (1) GENERAL FUND M&O CONTINGENCY TRANSFERS OF: (1) A \$20,000 TRANSFER FROM THE RESERVE FOR UNINCORPORATED COUNTY ROADS TO LAROCHE AVENUE CULVERT IN THE SALES TAX IV FUND, (2) IN THE CAPITAL IMPROVEMENT PROGRAM FUND: A) TRANSFER \$26,000 FROM CEMA CIP PROJECT TO CIP FLEET VEHICLE REPLACEMENT, AND B) TRANSFER \$30,526 FROM CIP M&O CONTINGENCY TO THE HURRICANE PREPAREDNESS PROJECT.**

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

Commissioner Odell said, move for approval. 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.

ACTION OF THE BOARD:

Commissioner Odell moved that the Board approve the following: (1) A \$20,000 transfer from the Reserve for Unincorporated County Roads to LaRoche Avenue Culvert in the Sales Tax IV Fund, (2) in the Capital Improvement Program Fund: a) transfer \$26,000 from CEMA CIP project to CIP Fleet Vehicle Replacement, and b) transfer \$30,526 from CIP M&O contingency to the Hurricane Preparedness project. Commissioner Gellatly seconded the motion and it carried unanimously.

AGENDA ITEM: IX-1
AGENDA DATE: January 29, 2010

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: (1) a \$20,000 transfer from the Reserve for Unincorporated County Roads to LaRoche Avenue Culvert in the Sales Tax IV Fund, (2) in the Capital Improvement Program Fund: a) transfer \$26,000 from CEMA CIP project to CIP Fleet Vehicle Replacement, and b) transfer \$30,526 from CIP M&O contingency to the Hurricane Preparedness project.

FACTS AND FINDINGS:

1. The Assistant County Engineer has requested a \$20,000 transfer from the Reserve for Unincorporated County Roads to LaRoche Avenue Culvert in the Sales Tax IV Fund. Correspondence is attached.
2. The CEMA Director has requested a transfer of funds between CIP projects to purchase a replacement vehicle. Correspondence is attached.
3. The Hurricane Preparedness project in CIP requires additional funding for feeder cables, an emergency panel and a generator. A \$30,526 transfer from CIP M&O contingency is needed. Correspondence is attached.

FUNDING: Funds are available in the Sales Tax IV, and Capital Improvement Program funds for the transfers.

ALTERNATIVES:

- (1) That the Board approve the following:

SALES TAX IV FUND

A \$20,000 transfer from the Reserve for Unincorporated County Roads to LaRoche Avenue Culvert.

CAPITAL IMPROVEMENT PROGRAM FUND

- a) transfer \$26,000 from CEMA CIP project to CIP Fleet Vehicle Replacement,
 b) transfer \$30,526 from M&O contingency to the Hurricane Preparedness project.

- (2) Amend or deny the request.

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

RECOMMENDATION: That the Board approve Alternative 1.

Prepared by: *Read DeHaven*

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2. TO REQUEST BOARD APPROVAL TO IMPLEMENT A HIRING FREEZE FOR ALL SSD FUNDED POSITIONS EXCEPT FOR PUBLIC SAFETY AND POSITIONS WHERE IT WILL BE MORE COSTLY TO FREEZE THAN TO ALLOW THE POSITION TO BE FILLED. (NOTE: THIS DOES NOT AFFECT THE METROPOLITAN POLICE DEPARTMENT.)

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

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

Commissioner Odell said, I ask for just a brief discussion. Chairman Liakakis said, sure. Commissioner Odell said, and it will be brief. Russ [Abolt], I think this would be a good opportunity for us to re-engage the Work Force Mobility/Management Engineering/Industrial Engineering. Not all unfortunately — we love all of our employees at the same level, but the reason we have pay differentials is that some jobs are more crucial than other jobs. While a hiring freeze generally is good, there will be some crucial positions which, as a matter of course, we cannot freeze. I understand the process for an exception, I just would hope that we take an opportunity to look at —.

County Manager Abolt said, if I may, Commissioner Odell, I want to thank you and the Board for making that possible. It was your leadership repeatedly over the years that have given us and we now have in place a consultant that can do that where appropriate. As I mentioned in the pre-meeting, even though this is just specific just for the SSD only, that that consulting capacity was instrumental in working with constitutional officers and appointed staff in making the Records Center move a very efficient and defensible move. A good idea, sir. Thank you.

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

ACTION OF THE BOARD:

Commissioner Thomas moved to implement a hiring freeze for all SSD funded positions except for the Metropolitan Police Department, Public Safety and positions where it will be more costly to freeze than to allow the position to be filled. Commissioner Holmes seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

AGENDA ITEM: IX-2
AGENDA DATE: January 29, 2010

TO: Board of Commissions

THRU: R. E. Abolt, County Manager

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

Linda B. Cramer, Director
Finance

Issue:

To request Board approval to implement a hiring freeze for all SSD funded positions except for Public Safety and positions where it will be more costly to freeze than to allow the position to be filled.

Background:

The SSD fund for FY 2009/2010 has a structural deficit. The approved budget includes an appropriation of approximately \$1,575,996 from reserves to offset reoccurring expenditures. A hiring freeze will help restrain cost in the fund for the remainder of the Fiscal Year.

Facts and Findings:

1. In the past, the Board of Commissioners has authorized a hiring freeze for various positions due to budget constraints. Employee salaries and wages typically make up the largest expenditure in most County departments. Use of a hiring freeze has been one of the measures implemented to balance the budget.
2. The Finance Director has reviewed the actual mid-year financial data which supports the initial budget; however a hiring freeze would slow down the use of SSD reserves.
3. There are currently 13 positions vacant in the SSD budget. Several of those positions were not funded in the current budget in order to meet the initial cuts required to balance the SSD budget. Freezing any positions that are currently vacant or will become vacant, prior to the end of the FY, will generate additional savings in the SSD budget.
4. Staff is requesting that if a department head feels that the position is critical to their operation, they would have the option to present their request to a committee comprised of the Finance Director and Human Resources and Services Director for approval. This committee would forward their recommendation to County Manager for his concurrence.

Funding: No additional funding required. Any position that is not filled would be reflected in salary savings within the department.

Alternatives:

1. Approve the implementation of a hiring freeze for all SSD funded positions, with the exception of positions for Public Safety and positions where it will be more costly to freeze than to allow the position to be filled.
2. Not approve the implementation of a hiring freeze.
3. Provide staff with other directions

Policy Analysis:

The Board of County Commissioners has in the past authorized a hiring freeze for designated positions and/or positions county-wide, except for Public Safety and positions, where it will be more costly to freeze the position than to allow the position to be filled. This action was done to generate salary savings where possible.

Recommendation: Board approve Alternative I

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3. REQUEST BOARD APPROVAL TO REVISE PROCEDURE TO STREAMLINE THE ALCOHOLIC BEVERAGE RENEWAL PROCESS.

Chairman Liakakis recognized County Manager Abolt.

County Manager Abolt said, a sidebar discussion with my attorney. Sir, very briefly, we discussed this in the pre-meeting. The issue here is whether or not the County Commission would allow the cessation of what is truly and only a tradition of a previous County Commission. Folks, this is on Sunday sales renewal. There is no requirement in law for us to bring these to you. The only time they would be brought to you in the case there was a problem and staff was saying we are not going to renew a license. Mr. Anderson came to the Board advising what I think is a very appropriate recommendation giving the light of the workload in his office to use just the management engineering, but more importantly to acknowledge that between Chief Lovett and Mr. Anderson there is good checks and balances under the law. This has been something that's a creature of a previous County Commission, and we would ask that you would cease this practice and not jeopardize anything anybody including the applicant or the general citizen.

Mr. Gregori Anderson said, if you have any questions, Mr. Chairman. Thank you.

Chairman Liakakis said, okay. As stated earlier, if you have — anybody would like to discuss any kind of changes or do you want to go ahead and approve this at this particular time or would you like the County Manager to bring additional information to us.

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

Chairman Liakakis said, okay, let's go on the board. The motion carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Farrell moved to revise the procedure to streamline the alcoholic beverage renewal process. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioners Kicklighter and Thomas were not present.]

AGENDA ITEM: X-3

AGENDA DATE: January 29, 2010

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Linda B. Cramer, Finance Director
Michael Edwards, Public Defender

ISSUE: To request Board approval of an amendment to the 2006 - 2007 Indigent Defense Services Agreement with the Georgia Public Defender's Standard Council to provide for three additional Public Defender staff.

BACKGROUND:

Board approval is required for renewal and amendments to the agreement.

FACTS AND FINDINGS:

- 1) The Public Defender has submitted an amendment to the 2006 -2007 Indigent Defense Services Agreement for approval.
- 2) The County Attorney has reviewed the amendment to the agreement, and a copy is attached.
- 3) The Board approved a budget transfer of \$230,000 on July 10, 2009 from the Panel Attorneys budget for the funding of three additional positions.

FUNDING:

Funds are available in the General Fund M&O Public Defender's Budget.

ALTERNATIVES:

- 1) That the Board approve the amendment to the 2006 - 2007 Indigent Defense Services Agreement.
- 2) That the Board provide other direction.

POLICY ANALYSIS: Board approval is required for renewal and amendments to contracts.

RECOMMENDATION:

Alternative 1

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4. CNT MONTHLY REPORT GIVEN VERBALLY BY DIRECTOR HARRIS.

Commissioner Gellatly asked, will that be the executive summary? Commissioner Odell said, of course it will, Roy [Harris].

Director Roy Harris said, good morning, Commissioners. Various Commissioners said, good morning. Director Harris said, Commissioner Gellatly was just kidding. He told me in the hall I had two hours. Chairman Liakakis said, oh, I think he's changed since then. Director Harris said, he tends to do that. What I handed out to you folks is the annual report for Calendar Year 2009 and I wanted to bring up a couple of points in this report.

Next week several of our agents and several of the DEA agents that are assigned here in Savannah office will be recognized as the National OCDETF Conference that will be held in North Carolina. They're being recognized for a case that we wound up in December of last year, December of '08. This case has been selected as the case of the year for the southeastern region OCDETF conference. What this case involved was a joint operation with primarily CNT and DEA, but we had assistance from Metro Police Department, the Sheriff's Department and many others involved as we went along in this operation. This was a wiretap investigation where we intercepted over 15,000 drug related calls. We did six search warrants, two selected traffic stops and five reverse operations as we concluded the investigation, seized 6.5 kilos of cocaine, \$370,000 cash, real estate, motor vehicles and other financial things including guns and assault weapons involved in this. You don't see a lot of this in the media because when we operate with the Federal Government, this was a federal indictment, 166-count federal indictment, the Federal Process Rules require that we don't say anything about the cases until they are completely adjudicated. We finally adjudicated the last defendant in December. The primary target received 262 months in Federal Prison and this went down to about 60-something months in Federal Prison, so these people will be gone off of our streets for a long period of time. In other words, we get rid of them. Unfortunately on the State level we generally can't say that because of the overcrowding conditions and everything else, but this was 14 wiretap orders that we did and the local United States Attorney's Office handled those for us. That is a fete in an of itself to be able to do that because each time we make a change or adopt a new telephone line, that has to go to main justice in Washington to be approved and then back here, and they were making 24-hour turnarounds on us because the drug dealers jumped phones. They will ditch a phone and pick up a new phone line overnight and if we don't stay up with them, we get lost in that process.

I've submitted this to Mr. Abolt for his celebration 2010 thing when we get the names of the actual agents and there were 12 or 15 agents involved almost full-time in this investigation for a period of six months.

If we look at the stats on page two for 2008 — excuse me 9, you will see several things. I want to look at Joint Investigations, Active Joint Investigations. In 2008 we had 40. This past year we had 57. When I arrived here that figure was one or two. So this was one of the things that you Commissioners told me you wanted us to do when I arrived here was work major cases and work with other law enforcement entities, and I think we're seeing a rise each year as we do this. So I believe we've got this playing field leveled. We work cases each year now with DEA. They're a OCDETF partner. We work with U.S. Customs, ICE. We've even worked some with FBI and GBI so we're reaching to all of these different communities. We had several last year with U.S. Army, CID involving soldiers that were doing activity both on and off bases assisting them.

If you look down at Drugs Purchased, we've got Drugs Seized and Drugs Purchased there. We show a difference there and if you add that up, the total amount of Drugs Purchased would come to \$274,000 and somebody may say, wait a minute, you spent that much money. No, not exactly. That was the street value of amount. If we buy it wholesale items, we're going to get it cheaper. We actually spent \$112,000 in buy money last year. You folks budget us \$70,000. We bought the rest of it out of assets because making buys is a critical process in what we do and in FY08 we made 340 undercover buys and CY09 we made 440. That number tends to increase every year. That's about 100 more undercover buys that we did, so a lot of this money was Federal money where we came in, so that's where the extra money comes in a lot of those figures. It might not quite add up.

I told you some months ago that we would probably see a few more handguns this year. We had 101 firearms — not handguns — firearms seized and CY08 we had 114 this year. I think Metro also saw a significant increase on theirs.

We also went up from 26 adopted cases from other agencies, such as Metro and some of the municipalities, to 40 adopted cases, and another item we were pushing was the participation of the community in our drug enforcement efforts and to show you that our hotline complaints went up just a little bit, from 152 in '08 to 160. But our Crimestopper complaints, which we really push and push the community to use, went up from 248 to 341 in this one year period. So we had a significant increase and information coming in on hotline.

Go back to the Hours Worked, page seven, and I'll skip all of those other cases. I did want to mention that one OCDETF case that our people are being are being recognized for, but you can read the others at your leisure. On page seven we went in Hours Worked in the five precincts of the Metro, we went down from 22,000 to 16,000 in those frequencies. At the same time we went up from 2,000 to over 3,000 in the other municipalities. So we balance this out a little bit, but it also shows us that many of our drug people that were predominantly staying in typically Precinct 3 or Central Precinct are now moving out to the Westside. We've got them in other locations moving out to where they think they might be a less of a target from police activity. We say a lot of this where they moved down to Richmond Hill last year. Some of our local people were down there doing drugs and then running back and forth. So we had a difference in activity on that.

We contributed about 8,000 more total hours worked last year because we were almost up to full staff most of the year and I included some new staffs in there, such as administrative time and case administration time to show where we were actually doing the work, so we picked up some hours there that may not have shown up on previous things. We're trying to get a broad picture of exactly what we do.

Commissioner Odell said, one of my concerns has always been as an attorney is that we are obligated to live under our Constitution. Part of that Constitution is equal protection guaranteed by the Fourth Amendment. Drug officers must be instructed against the potential of profiling, and here why I said that. If you say that just looking at the newspaper young black males are more than likely to be involved in possession of controlled substance, therefore I can use a [inaudible] stop and I'll have a higher return on finding illegal substance. To me that assumes that all young black males are drug users, which is not the case, and it violates the Fourth Amendment of the Constitution, especially the equal protection. I am seeing in a particular precinct in neighborhood meetings and in my law practice the same story that is being used by the arresting officers, so I think we have to have a war on drugs because it is one of the greater cancers eating at our community. I do not want the war on drugs to become a cancer that profiles certain people so that those certain people in total rights' can be violated as guaranteed by the Constitution of the United States. In that regard, my question is do we do training that everybody in that community is not a criminal, otherwise we have to be building a really super jail. But I don't want us in our efforts to fight crime to fight or eliminate the Constitution because if we do that, then our complaints against what the governments of our land, we become them. We become where we have a belief of this is right, that I as the keeper of right, that I can do anything to this group of people. That's really concerning to me. It's concerning to me because I have one son left who's an honor student at Armstrong. I don't want the simple fact that he's a young black male to increase his probably of being stopped and searched because he fits the profile. Does that make sense to you? Director Harris said, yes sir. Commissioner Odell said, and I don't want us to go astray and believe that we are advancing any American quality by having a [inaudible] belief that we can stop all people that look like this. We cannot.

Director Harris said, and if we did, the courts would certainly —. Commissioner Odell said, no they wouldn't. Director Harris said, — realize that. Commissioner Odell said, we have —. Director Harris said, they do on a national basis.

Commissioner Odell said, on a national basis, but locally we don't have that here. We don't have that and I'll tell everybody, we don't have that. The burden of proof is if you're a citizen charged with a crime, you better prove that you are innocent, not that the State has to prove beyond a reasonable doubt that you're guilty. We're taking the war on crime to mean that citizens are now having to prove their innocence, and that's not a solution. That is that undermines the system and what prevents that from happening is a civil suit that looks at numbers as it relates to profiling, which ultimately says that it is litigated in the Federal District Court.

Director Harris said, well, there's another thing that prevents that to happen, Commissioners. When you venture in this training and there's a tremendous amount of training on nonprofiling. There's training on officers on developing probable cause for stops. There's also training on integrity, and what I particularly tell my people is we are not going to break the law to enforce the law. Integrity is the first thing. There's no dope case worth you getting in trouble for telling an untruth, which we will fire you for, or, secondly, that you get hurt. And we tell them that all the time. If you go out there and you're doing a bind, you feel uncomfortable that something's not right, you back out of it. I don't want to have to go tell any spouses that their husband/wife was shot or killed in the line of duty, and Chief Gellatly, I know, he knows how I feel about this, but we do training on that. The typical complaints that we get are from citizens saying that these three people are standing on the street corner and they're giving something to people in cars and you go survey them a while and you see an actual crime occur, then you can do it.

Commissioner Odell said, I call those in to you all the time.

Director Harris said, but the courts say that we have to have established if they run that this is a high drug area. There's certain criteria we've still got to meet before we can even chase, so I'm very proud of the training that the officers have nowadays. They might not always follow it, but they're getting some top-notch training and, as you can see, we train them fairly heavily when they come over to us.

Commissioner Odell said, I do and when you all make chases, I'm not overly concerned and this speech has not been necessarily made to you, but it is a legitimate concern that any black male has in this community. We've not completely overcome. I want to make certain that every opportunity I have to make anyone who's in a position. What I would further like to see is that if an officer lies to deprive a citizen of his or her right, that we prosecute them. The simple fact that I'm a sworn officer, if I lie so that I can look at Mr. Liakakis's car because Mr. Liakakis looks like he's Greek and we believe that they are more likely to have this, then that officer should not only be fired, but should be prosecuted because that is producing a false report. We do it to anybody else.

Director Harris said, absolutely. One good thing about that nowadays is when an officer is fired for lying, Georgia Post almost immediately revokes their certification. So whether or not they're later prosecuted, they are out of the police business. They're not going to get another job, and that's so important that we tell these young men and women if you mess up, come in and tell the truth and we'll see what we can do, but if you come in and lie about it, there's nothing I can do to help you. You've sealed your own coffin.

Chairman Liakakis said, okay, we can well see that —, go ahead, David [Gellatly].

Commissioner Gellatly said, Commander, you know I've not always been a super strong supporter of the CNT Unit. There have been moments when I have had concerns. I might say not since you've been the Commander of it, but I use to have a real concern about the quality of the reports that they turned in, and I have to tell you that your reports now in my opinion are superb and they're put together in a manner in which they indeed can be a management tool so you and your commanding officers can run that department more effectively. I really like and appreciate the direction that you're taking this CNT Unit in, and I think that not only are statistics and numbers of arrests are one thing, but if you take a good look at them, the quality of the arrests are improving and I think that you've got some superb people that are working with you and not for you, and I know you feel the same way. That separates an average commander from an above-average commander, and I just want to take this opportunity, seeing that I've been a critic, to also when something's being done right to recognize that. I think that you're the best thing, best decision that we've ever made as far as a commander for the CNT Unit, and I think the men and women under your command are doing a superior job, and I think that your reports are excellent. Thank you.

County Manager Abolt said, Mr. Chairman, if I may, we're three months shy of Director Harris's three-year anniversary and I'm proud of many things in all my time on earth, but one of the top is the selection of Roy Harris as the Director of CNT. The man is outstanding. As former-Chief Gellatly has just attested to, not only does he respond to your questions in a forthright fashion and I know has your confidence, but when you talk to those men and women who put their life on the line that either work with Roy or another agency, they speak in just as glowing terms as former-Chief Gellatly and myself, but Roy Harris has done an outstanding job for this community in less than three years, and for that I want to tell him thank you.

Chairman Liakakis said, Roy [Harris], I've gone out to the CNT Building on a number of occasions and saw the situations that were going on, and Commander Harris, Roy Harris has been outstanding since the first day that he came along. All of his individual agents are very dedicated to him and they reach out to do the best job that they can and think his leadership has been outstanding since he's been there. And we can look, you know, sometimes people complain about the drug situation in our community. You know, we do have drug situations in our community, but you can see since March of 1994 that what this drug squad has done is they have arrested over 12,600 people. It might be a little bit more than that at this particular time. I'd have to add up some figures, but when you've got millions of dollars worth of drugs that have been seized and the cooperation that they've got, and a good bit of their operations have been in the City of Savannah. It's the largest entity — government in our County, but if you look at it for the year alone, 38,879 is a great figure and it shows and it's broken down. If anybody in the community would like to see this, when they talk about the drug squad, all they've got to look at at the hours that are spent in each one of the communities and see that no community, none of the seven cities within the County are being, you know, exempted or not having things taken care of when there are complaints about that. So again on behalf of the County Commission, Commander Harris we thank you very much because we see that if it wasn't for this CNT, we would have a much larger problem in our community with drugs. Thank you.

Director Harris said, thank you, Mr. Chairman.

Commissioner Thomas said, thank you for a job well done.

ACTION OF THE BOARD:

Director Roy Harris gave a verbal report on the status of the Counter Narcotics Team for Calendar Year 2009.

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

UNDERCOVER AGENT/CONFIDENTIAL INFORMANT BUYS	
Buys	Number
Undercover (Agent) Buys	114
Confidential Information Buys	326

NARCOTICS INVESTIGATIONS*	
Investigations:	Number
Investigations Initiated During the month	527
Active Joint Investigations with other agencies (DEA, ATF, IRS, etc.)	57
Total Number of Investigations Cleared (Arrest, E.C., Unfounded)	259

DRUGS SEIZED			
Drug Type	Value	Approx. Weight	Approx. Total Value
Powder Cocaine	\$100 per gram*	1,894 Grams	\$189,400.00
Crack Cocaine	\$100 per gram*	1,366 Grams	\$1,36,600.00
Methamphetamine	\$100 per gram**	996 Grams	\$9,600.00
Marijuana	\$140 per ounce*	5,866 Ounces	\$821,240.00
Heroin	\$250 per gram*	1.0 Grams	\$250.00
Ecstasy	\$25 Dosage Unit	1,437 D/U	\$35,925.00
Misc. Pills	\$5 per D/U	3,185 D/U	\$15,925.00

*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*	1636 Grams	\$63,600.00
Crack Cocaine	\$100 per gram*	591 Grams	\$59,100.00
Methamphetamine	\$100 per gram**	0	0
Marijuana	\$140 per ounce*	655 Ounces	\$91,700.00
Heroin	\$250 per gram*	0	0
Ecstasy	\$25 Dosage Unit	2158 D/U	\$53,950.00
Misc. Pills	\$5 per D/U	1223 D/U	\$6,115.00

*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)	114

PERSONS ARRESTED*	
Felony*	206
Sales/Trafficking	278
Misdemeanor	48
Non-Drug**	48
Total Arrests	580

*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)	\$217,751.00
US Currency Awarded	\$12,315.00
Motor Vehicles Seized (Initiated forfeiture proceedings)	21
Motor Vehicles Awarded	11
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	
AGENCY	OFFENSE
SCMPD	32
CCSD	1
TYBEE ISLAND POLICE	2
BRYAN COUNTY SHERIFF	2
SAVANNAH AIRPORT PD	1
U S ARMY CID	1
RICHMOND HILL PD	1
TOTAL	40

DRUG COMPLAINTS INVESTIGATED		
Drug Complaints	Received	Assigned
Project Log/Official Complaints	20	20
Hot Line / Call-In Complaints	160	144
Green Sheets/ Outside Agencies	72	72
Crime Stopper Compliants	341	295
TOTAL	593	531

SIGNIFICANT EVENTS

1. On 01/14/2009, assisted by SCMPD, CNT arrested 5 suspects from Liberty County when they purchased multiple quantities of pseudo ephedrine at numerous locations in Chatham County. In interviews, they admitted to doing this for weeks in various counties. They were paid \$5.00 per box by their superiors who were using it for the manufacturing of methamphetamine.
2. On 1/28/2009, CNT along with GBI, DEA, ICE and MACE executed search warrants in Liberty and Chatham Counties. Among items seized were numerous vehicles, two of which had motorized hidden compartments, ATV's, \$3,000.00 in currency, and numerous luxury watches.
3. On 2/11/2009, CNT and ICE agents executed a search warrant in Port Wentworth, Georgia. This was the culmination of a joint investigation involving suspects manufacturing fraudulent immigration identification cards and social security cards. Upon executing the search warrant, agents found several high end computer printers, computers, monitors, approximately \$740 in currency (in addition to \$140 of CNT buy money), and saved computer programs where the identifications were created. In addition, agents seized shredders, numerous boxes of laminating plastic and other items used in the manufacturing process. Also, agents found several hundred shredded and discarded cards that had been previously made. Two subjects were arrested and charged with forgery and were also found to be in the United States illegally.
4. On 03-05-2009, during a search warrant, CNT developed information during interviews of suspects that led to a consent search at a residence on West Gwinnett Street. This was in reference to the residence being utilized to store stolen items from various schools in Chatham County. BOE was contacted and accompanied CNT during the search. A search of the

residence produced numerous items including computers, televisions, radio's, etc. that were stolen during several of the school burglaries. BOE officers matched up serial numbers and took custody of the property.

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

6. During the week of June 8, two CNT agents assisted the U.S. Marshal Service in "Operation Falcon". This operation concentrated on outstanding arrest warrants held by various agencies and other fugitives in the area.

7. On 06-36-2009, CNT agents assisted the GBI in a search warrant executed on E. 31st Street. More than 9 pounds of marijuana were seized.

8. During the month of June, CNT agents conducted a warrant sweep of suspects in a long term investigation. Six suspects were arrested on a total of twenty warrants.

9. 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. A search of the business produced a .22 caliber pistol, and over 40 bags of cocaine packaged for distribution. Two more firearms, several ounces of cocaine, 100 pills of ecstasy, and marijuana plants were found at the residence.

10. 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.

11. On 08-11-2009 agents executed a search warrant on College Drive in Thunderbolt. Agents seized approximately 35 grams of powder cocaine, over sixty grams of marijuana, digital scales, packaging materials, and counterfeit U.S. currency. The suspect is a Chatham County employee and was arrested for the sale of cocaine, trafficking in cocaine, and possession of marijuana with the intent to distribute.

12. On 08-23-2009, agents concluded a joint short investigation with Fort Stewart CID involving the sales of ecstasy. Two suspects were arrested for the sale of ecstasy and marijuana. Other evidence seized as a result of the arrest was additional ecstasy, marijuana, digital scales, and a FNH 5.7 caliber semi-automatic pistol. This firearm also had a fixed laser sight, an additional tactical light, and an inside the pants concealment holster. This firearm was loaded and had an additional box of 20 rounds that were designed to penetrate ballistic vests. A check also revealed that the firearm had been stolen in a residential burglary in 2007 in Savannah. One suspect was found to be a multi-convicted felon on probation. Agents contacted BATF in reference to federal charges under Project Ceasefire.

13. On 08-27-2009, agents executed four search warrants in the East Park Avenue area. This resulted in nine arrests and the seizure of additional crack cocaine, powder cocaine, and marijuana.

14. On 09-30-2009, the major Case Unit concluded several investigations involving a number of drug traffickers located on Tybee Island. This resulted in the arrests of six suspects for the sale of controlled substances/marijuana.

15. On 10-05-2009, agents received a tip from the FBI concerning a subject who was in possession of a large quantity of cocaine staying at a hotel on Ogeechee Road. Acting on specific information from the FBI, agents realized that they were familiar with the subject and knew him to be on felony probation. Agents arrested the suspect and seized marijuana, several ounces of powder cocaine, a scale, a loaded Intratec .22 rifle, and \$4,000.00 in cash.

16. Starting 10-9-2009, the entire Major Case team was assigned to a joint investigation with ICE. This investigation included a Title III which concluded on November 12, 2009. As a result, CNT executed five search warrants simultaneously at corresponding locations on Florence Street, Oleander Avenue, Marian Circle, Earl Court, Wright Street and one on a vehicle. As a result of these search warrants, agents seized marijuana, over 100 pills of ecstasy, four firearms, approximately \$1,700 in currency, and other items used to package and distribute marijuana. Two of the main targets in this investigation have been indicted by the Federal

Government (ICE) for Conspiracy to distribute marijuana and Bank Fraud (all multiple counts). To date agents have seized over 60 pounds of marijuana and approximately \$17,000 in currency in reference to this case. Additional indictments are possible once all the evidence is processed.

17. On 11-13-2009, CNT received a call for assistance from SCMPD in reference to a possible methamphetamine laboratory located in Highland Woods Mobile Home Park. SCMPD had responded with the fire department due to the residence being on fire and observed items consistent with a methamphetamine lab. A search of the residence produced numerous items used in manufacturing methamphetamine (lithium battery strips, solvents, pseudo ephedrine boxes, foil packs, cold packs, tubing, and solid waste material of methamphetamine production). The solid waste material weighed several pounds and was capable of producing multiple ounces of methamphetamine. The investigation concluded in the arrest of three subjects for the manufacturing of methamphetamine.

18. On 12-08-2009, approximately thirty three (33) defendants were sentenced in Federal Court in reference to a joint Title III investigation involving DEA and CNT. This was a long term investigation that required all of Investigations and an entire Tactical Team utilized for surveillance and monitoring. The sentences ranged from 260 months to 96 months for the various defendants.

19. On 12-28-2009, a joint investigation between SCMPD, DEA, CCSD K-9, and CNT led to the seizure of approximately \$25,190.00 during a traffic stop on a known drug trafficker.

DRUG INVESTIGATIONS *HOURS WORKED BY ZONE*

SCMPD – West Chatham Precinct	3,137
SCMPD – Downtown Precinct	3,187
SCMPD – Central Precinct	5,705
SCMPD – Southside Precinct	2,572
SCMPD – Islands Precinct	2,049
TOTAL	16,650

Garden City	1,235
Port Wentworth	332
Bloomington	196
Pooler	676
Thunderbolt	132
Tybee Island	475
TOTAL	3,046

Administrative Hours	6,560
Case Administration	5,609
Central Intelligence	2,560
Out of County (Task Force Operations, etc.)	777
Assistance Rendered to Outside Agencies	1,018
Training	2,002
Court Hours	657
TOTAL	19,183

Total Hours Worked **38,879**

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5. VERBAL PRESENTATION REGARDING BUDGET AND TELLERIDE BY CHARLES ODIMGBE, EXECUTIVE DIRECTOR OF CHATHAM AREA TRANSIT.

Mr. Charles Odimgbe said, thank you, Mr. Chairman. Good morning, Commissioners. I just wanted to come and give you an update on where we are with the budget of Telleride. This was a necessary after the inquiries that were made by Commissioner Stone regarding some of the addition of funding that we wanted to expand in terms of running the service. Before I begin I just wanted to let you know that I'm very happy with the way things have gone so far. Like I said at the last CAT Board meeting, my staff successfully transitioned with into

a half [inaudible] Teleride service into CAT with no disruption to service, and I think they really, truly deserve an applause for that.

Mr. Odimgbe said, what I wanted to do was to look at — before I begin my presentation, I just wanted to let the Board know that, you know, one of the goals of margin — one of the benefits of merging these two organizations together is that we do [inaudible], and as I go through this presentation you will see how those economies of scale have actually led into us and in the year based on the projections on a very good note.

Some of the highlights of what we've done are some major adjustments that we did with the program. We take advantage of the stimulus funding. One [inaudible] before it came out, all of the agencies based on applications are allowed to use a certain percentage of the stimulus funds for operation. We took full advantage of that and we transferred some monies from the stimulus funds into our operating and again this is a good thing but also a word of caution. It's a one-time event so it may help us get over this year, but we still have to have a good game plan for subsequent years. The total amount that was transferred is about \$262,020.

We added onto the CAT budget a Teleride revenue recovery. This was in the case before. We shifted funds between various line items to make ends meet and again these are attributed to the economies of scale that we derived in the course of merging the two systems together. The total project for January through June is about \$857,000 and this is how much money we will need for the remainder of the year, and when I was going through agenda today I saw the M&O fund information and when you look at a Teleride line item, the County [inaudible] about \$98,000 balance. So we are going to be spending less than is budgeted for this particular line item by the end of the year. Our major expense, of course, is salaries and the second one is the maintenance of the fleet. The Board is [inaudible] of how much problems we have with our fleet. We did budget a little money to keep up with the maintenance to make sure that we have enough vehicles to do the service. I do believe we have approximately 18 vehicles on the road on the average just to make sure that we fill out all of the requests.

As part of this transition we committed — we picked up 10 additional buses from Veolia, Inc. Those 10 buses we project it's going to cost approximately \$106,000 to keep them in our fleet, and again this additional funding, even though we never came to the Board to this, is going to come out of the approved budget. We are not asking for any extra money for this additional cost. We will make this happen from the money that the CAT Board already approved and the Commissioners already approved for this project, and then we're adding additional management contract of \$18,000, and this \$18,000 is for the duration of this fiscal year, which will run from January through June. This number may change depending on what happens with the [inaudible] management contract. If this goes into to delegated management, then the contract fees will cease and [inaudible], and that is if Commissioners and the CAT Board agree to transfer Teleride into delegated management, but that is your decision to make, that is not mine.

The funding sources for the Teleride, again this is where it gets a little — I don't want to say complicated — some of the funding for Teleride is going to come from CAT. I like to call a spade a spade. With these two systems merging and we talked about economies of scale, there's going to be some support coming from CAT to Teleride because again the goal is to provide the best service out there, so there's going to be some mixing and mingling of funds so I just want to make sure that for the record that we are clear on how we are going to make this budget meet at the end of the year. We have [inaudible] on the budget right now, \$89,680 of which [inaudible] was received from the County. Yes, the Board did approve additional \$500,000 when we made the request because I told this Commission and the Board that the line item was initially underfunded and had to work to get some more funding to make sure that we ended the year on a balanced budget. Again we used the ARA funds to purchase some radios for the buses. We used the federal grants to purchase new vans because we're expecting six vans for sometime next year and again I talked about project a grant for \$6,000 for vehicles. When the six new vehicles come in we will let go six vehicles that we are leasing right now, which means that number will change, but for the sake of presenting it through picture I had to project through the end of the fiscal year to make sure [inaudible] and adjust later on to credit back the County and then come back to the Board and say that I'm under budget and say, you know, we need more money.

Commissioner Kicklighter asked, how much will that save?

Mr. Odimgbe said, we have 10 buses at about \$1,500 a month for each of the buses. Depending on when these buses are going to come in by the end of next month, it's going to take about two and a half weeks to put them into operation, so you're looking at about seven — I would say about 55% to 60% of the \$106,000 project [inaudible]. One part of it is that we still will keep four of the vehicles to make sure that we have a total of 20 functional Teleride vehicles.

Commissioner Odell asked, Charles, may I just ask you, the end results of your presentation, are you going to ask us for an additional fund? Mr. Odimgbe said, no sir. I just wanted to make sure that the Commissioners understand. I'm not asking for any money. It seems like we keep adding stuff to the budget, but these are something I need to make the system work, but it's all going to come out of the current budget that you have approved. Commissioner Odell said, and then makes me feel good. The presentation which you're presenting is not in our packet. Mr. Odimgbe said, no, I just wanted to make an oral presentation to the Commissioners because the Teleride comes out of your budget. Commissioner Odell said, absolutely. Is

there anyway that we all can be given copies of your overhead? Mr. Odimgbe said, absolutely. Commissioner Odell asked, if we could, with the indulgence of my fellow Commissioners, get an executive summary if there's no additional cost and you give us the information, in that there's no additional cost that means we have no decision to make today. Is that true? Mr. Odimgbe said, that's true. Commissioner Odell said, if you could give us that information and we could read it, I probably would get more out of that and David [Gellatly] and I have become [inaudible] and we're trying to bring Dean [Kicklighter] and Dr. Thomas — Dr. Thomas is a lot more advanced than Dean, but we're bringing him along, but he's working on it. He's a work in progress. But if you could give us that, then we could save you a lot a stress and we could read it and know it whereas now I'm enjoying your presentation, but I'm really ready to end it. Mr. Odimgbe said, that's fine. Commissioner Odell said, unless somebody else wants to —.

Commissioner Stone said, I was the one that wanted to hear this and I appreciate your giving it to me, but in view of my fellow Commissioners' request, I would be happy to get it in a written format as well.

Commissioner Odell said, and I would recommend that you spend time with the Commissioner from the First District, that you schedule an appointment with her and as much time as she wants, that you be prepared to go into it in as much detail as she desires.

Commissioner Holmes asked, how much more time left? Mr. Odimgbe said, it's almost done. Commissioner Holmes asked, how much more? Mr. Odimgbe said, maybe a minute. Commissioner Odell said, we can give him a minute. Commissioner Holmes said, we can give him a minute.

Chairman Liakakis said, Charles [Odimgbe], go ahead and do the presentation.

Mr. Odimgbe said, again we already applied for 14 new vehicles. The goal is actually to make sure that we have enough vehicles and enough [inaudible] to provide the service whereby the Commissioners will not be burdened with all the cost that normally follows this service.

The next set of slides I just — the budget outlined for you where the monies are going. What we tried to do is a comparison for the regional budget that we created to what is actually happened, and this is just a continuation of that. These slides are just where we moved \$94,600 from our HR, which is CAT, to help support the Teleride service. We also [inaudible] from [inaudible] to help support the Teleride service because we had to provide in their own office space. \$350 was moved from the general Teleride budget to the line item. This has no impact whatsoever. It was just an accounting change. We changed where we report the Teleride line item on our budget to now make it part of our budget. It's just the line item and that is an afterthought.

Commissioner Odell said, I think your minute and a half is up. Mr. Odimgbe asked, oh, is it gone already? Commissioner Odell said, I mean —.

Mr. Odimgbe said, this just talks about the entire budget and where [inaudible] and I just make sure that you all get a copy of the presentation in executive summary.

Chairman Liakakis said, Charles [Odimgbe], do this for us please. In addition to giving this information to the County Commissioners, the written report, also for the other four appointed members on the Chatham Area Transit Authority so that they will have it also, okay. Thank you very much. We appreciate your presentation.

Mr. Odimgbe said, Russ [abolt] was really stressed about not having a CAT board meeting today. Commissioner Farrell said, the dogs left the room before the CAT started.

Chairman Liakakis said, and Charles [Odimgbe], as good information for our community it looks like in the very near future because of hard work of what people have put into this, there's a good possibility within the next couple of months that we will have a transit center on board with the Chatham Area Transit Authority and I'd like to thank especially Commissioner Patrick Shay, who has worked diligently on this ever since he's been on the Commission and the other Commissioners too that have had the input on CAT because we realize that the Chatham Area Transit and Teleride are an important part of our community because it provides transportation to thousands of people that have no other transportation except this. They don't have relatives, they don't have individuals that can take them to the doctor, that can take them to work, to take them to the supermarket or whatever the case might be, and this is an important service that we have, and I know Commissioner Patrick Shay, you know, has been really concerned as well as the other Commissioners, but I really appreciate all the effort that he, James [Holmes] and the others have been working on that committee to help out.

Chairman Liakakis recognized Commissioner Shay.

Commissioner Shay said, I'll be more inclined to accept that kind word that you just had when I actually see that the transit center has got a purchased site and is under construction. Like all the rest of you Commissioners at this point, I feel like Charlie Brown feels every time he tries to do that little kickoff thing with Lucy. Every time he gets right up next to the ball, Lucy pulls it back and Charlie Brown ends up on his behind, and I know we made some progress in the past week, but there's a lot of work left to be done in order to close

some kind of a transaction here and I will not be willing to accept your congratulations, as much as I appreciate you offering it to me, until we actually have a deal.

Chairman Liakakis said, okay, thank you.

Commissioner Kicklighter said, thank you for shoring up Teleride.

ACTION OF THE BOARD:

Charles Odimgbe, Executive Director of Chatham Area Transit Authority, gave a verbal presentation regarding the CAT's budget and Teleride.

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X. ACTION CALENDAR

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

Chairman Liakakis said, we have Items 1 through 8 and under 8 Items A through M. We need a motion on the floor to approve these items except there might be some particular item that a Commissioner would like to hold off before we vote on all the other items.

Commissioner Odell said, I'll make the motion to approve subject to any items to be pulled by any Commissioners. Are there any items to be pulled.?

Commissioner Farrell said, I'd like to talk about 8-A and B a little bit.

Commissioner Odell said, alright. Then my motion is for the balance of the calendar minus 8-A and 8-B. Is there a second? Commissioner Gellatly said, second. Commissioner Thomas said, second.

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 Odell moved to approve Items 1 through 8-M, except Items 8-A and 8-B. Commissioners Gellatly and 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 JANUARY 15, 2010, AS MAILED.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the minutes of the regular meeting of January 15, 2010. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD JANUARY 7, 2010, THROUGH JANUARY 20, 2010.

ACTION OF THE BOARD:

Commissioner Odell moved to authorize the Finance Director to pay the claims against the County for the period January 7, 2010, through January 20, 2010, in the amount of \$9,319,196. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

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3. TO REQUEST BOARD APPROVAL OF A MEMORANDUM OF UNDERSTANDING WITH THE CREATIVE COAST.

ACTION OF THE BOARD:

Commissioner Odell moved to approve a Memorandum of Understanding with The Creative Coast. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-3

AGENDA DATE: January 29, 2010

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Linda Cramer, Finance Director

ISSUE: To request Board approval of a Memorandum of Understanding with The Creative Coast.

FACTS AND FINDINGS:

- 1) The amended FY2010 General Fund M&O budget includes an appropriation of \$27,500 for The Creative Coast.
- 2) The County Attorney has reviewed a Memorandum of Understanding with The Creative Coast which is attached and submitted for Board approval

FUNDING: Funds are available in the General Fund M&O Creative Coast budget. (1007560 57.30001).

ALTERNATIVES:

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

POLICY ANALYSIS:

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

RECOMMENDATION: That the Board approve Alternative 1.

Prepared by: *Read DeHaven*

AGREEMENT BETWEEN CHATHAM COUNTY AND "THE CREATIVE COAST"

This Agreement is made as of the _____ day of _____, 2010, by and between the Board of Commissioners of Chatham County, hereinafter referred to as "County," and "The Creative Coast," hereinafter called "Contractor," in partnership with the Savannah Economic Development Authority, a body corporate and politic and a public corporation of the State of Georgia.

Whereas, the County desires to provide the citizens of Chatham County with a range of economic, social and community services which address recognized needs in employment and economic opportunity; and

Whereas, the Contractor strives to promote and attract, creative and technology-based businesses as employers to the Chatham County area and uses a highly collaborative approach to link existing programs and leverage community assets, which creates a growth path into higher-wage jobs for the community; and

Whereas, in recognition of a finding of a need for these services, the Board of Commissioners of Chatham County provided funding in the County's FY 2010 General M&O Budget of \$27,500 for said services which the Contractor will perform.

NOW THEREFORE, the County and Contractor agree as follows:

ARTICLE I
SCOPE OF SERVICES

The Contractor shall provide the following services to the citizens of Chatham County within the time specified in this Agreement and according to the practices, standards and methods generally accepted as proper by the profession. The Contractor shall create a website to fulfill the objectives listed below:

Objective 1: To assist in the creation of 25 jobs in Knowledge Based Businesses

(KBB) in Chatham County by providing information, referral services and consultation to a minimum of 100 potential relocation, start-ups or expansion businesses.

Objective 2: The average annual wage of the jobs created in KBBs in Chatham County will be 75% above the average annual salary as noted by the Georgia Department of Labor.

Objective 3: To obtain a minimum of 20 non-regional press mentions for the Contractor as a way of establishing and demonstrating the Contractor's reputation.

Objective 4: To build and publish 3 automated growth and/or web tools for connecting businesses and the community to local resources.

Objective 5: To publish 1 major survey and 1 major economic analysis detailing business activity and trends in the region.

Objective 6: To produce 2 KBB events that support growth or attraction of KBB activity in the region and 2 education or outreach events that foster or promote educational opportunities and community involvement in KBB economic areas.

ARTICLE II
RESPONSIBILITIES OF THE CONTRACTOR

A. RECORD KEEPING

1. The Contractor shall maintain financial records in accordance with the agreements prescribed by Generally Accepted Accounting Principles.
2. The Contractor shall maintain records on clients to whom services are provided. Such records shall contain sufficient information to establish for each client his or her receipt of services under the County-supported program, and shall include, as a minimum, the addresses of clients and a description of the services received by each client.
3. All records pertaining to this Agreement shall be made available for inspection by the County and shall be subject to the Georgia "Open Records Law."

B. REPORTS AND MEETINGS

1. To ensure responsible use of public funds and the objectives of this Agreement are met, the Contractor shall provide to the County:
 - a) An annual report on the number of clients served. The report, which shall be certified by the Contractor's Chief Operating Officer, shall include achievement of the performance objectives set out in Article I of this Agreement.
 - b) An audited financial statement for the period covered by this Agreement or for such other period as the County may agree. Such audit shall be performed by a qualified Certified Public Accountant, and shall be furnished to the County within six months of the end of the agreed period.
 - c) A copy of the names and addresses of current Board members.
 - d) Notification of all Board meetings and Minutes of all Board meetings.

2. In addition, at such time and in such forms as the County may require, there shall be furnished to the County such statements, records, reports and information pertaining to matters covered by this Agreement as the County may request, including, but not limited to the following:

- a) Notification of any changes to the budget set out in the application for County support.
- b) Notification of all applications for and/or awards of grants or other funds that will support the services described in this Agreement.
- c) A quarterly statement of actual income and expenditures.
- d) A quarterly statement of the services provided to the citizens of Chatham County. The statement will include a report on the progress made toward achieving the performance objectives set out in Article I of this Agreement.
- e) Copies of all reports, brochures, advertisements, newsletters and other material published by the Contractor and pertaining to services provided under this Agreement.

3. A signed transmittal letter shall accompany each report submitted to the County on behalf of the Contractor.

C. ACKNOWLEDGMENT OF FUNDING SOURCE

The Contractor shall acknowledge the support of the County in all published material relating to the funded program the following words:

"Supported by Chatham County"

ARTICLE III
RESPONSIBILITIES OF THE COUNTY

A. COORDINATION

The County will appoint one staff member as its Contract Administrator for the terms of this Agreement. This person will coordinate the County's participation in the Agreement and will also be responsible for monitoring progress toward achieving objectives and ensuring compliance with this Agreement. The County's contact person is Patrick Monahan, Assistant County Manager, phone 652-7870.

The County's Contract Administrator will also assume responsibility for verifying performance and initiating payments to the Contractor.

B. MONITORING AND PERFORMANCE REVIEW

1. The County may at any time inspect the progress of work, provided that it is, as far as possible, convenient to the Contractor. Inspection shall include, but not limited to the following:

- a) The County shall review all written reports required by the Agreement. If a report is incomplete, incorrect or otherwise deficient, the County shall promptly notify the Contractor of the deficiency in writing.
- b) The County shall monitor the progress of work and inspect records at the Contractor's premises as often as it shall deem necessary.

2. The County reserves the right to attend all or any meetings of the Contractor's Board of Directors, or other governing body, and its sub-committees.

C. AVAILABILITY OF INFORMATION

The County shall make available to the Contractor such information pertaining to services provided under this Agreement as it deems necessary, including previous reports, government regulations and other materials.

ARTICLE IV
TIME OF PERFORMANCE AND COMPENSATION

A. TIME OF PERFORMANCE

This Agreement shall be effective from January 1, 2010 and shall continue through June 30, 2010. The time of completion may be adjusted only by written agreement between the parties.

B. AMENDMENTS

This Agreement may be amended only by written agreement between the parties. Any amendment must be approved by the Contractor's Board of Directors and by the Board of Commissioners of Chatham County and shall take effect no sooner than fifteen (15) days after signing by both parties. Either the County or the Contractor may initiate an amendment to the Agreement.

C. COMPENSATION

1. The County shall reimburse the Contractor an amount not to exceed a total of \$27,500 in the period covered by the Agreement.
2. Payment will be made in two (2) payments issued to the Contractor. The first payment for 50% of the amount will be made within 10 working days after receipt of this executed Agreement as signed by the appropriate officer of the Contractor. The second payment will be made based on progress toward performance objectives outlined in this document. A review of the expected outcomes will occur before the scheduled second payment is made.
3. In no case will the County reimburse any portion of any cost determined to be ineligible under this Agreement nor will the County reimburse any cost which has been or will be reimbursed from another source.
4. No payment will be made until any outstanding financial information, including prior year information, is provided or any unmet responsibility is completed.

D. MATCHING FUNDS

1. During the period in which this Agreement is effective, the Contractor shall contribute not less than 50% of the cost of the services provided under this Agreement. Such contribution may include grants or donations from other sources and the value of goods or services provided in kind by the Contractor or its donors or volunteers.
2. In the event that the Contractor's budget provided to the County in the application for funding does not show sufficient cash to cover 50% of the cost of the services provided under this Agreement, then the Contractor shall provide a description and valuation of goods or services provided in kind by the Contractor or its donors or volunteers.

ARTICLE V
REVERSION OF ASSETS

A. ASSETS

In the event that this Agreement is terminated or expires without replacement or extension by a similar agreement or in the event that the Contractor's governing board votes to dissolve the agency as an entity without creating a new entity to meet the objectives stated herein, the Contractor shall return to the County all unexpended County funds. The amount of funds to be reimbursed will be equal to the percentage of unmet services described in the objectives. The amount of funds available for reimbursement shall be determined upon receipt from the Contractor of a final audited financial statement from a Certified Public Accountant.

**ARTICLE VI
CONDITIONS OF PERFORMANCE**

A. INDEMNITY AND HOLD HARMLESS

The Contractor shall indemnify and hold harmless the County from all claims, damage, expense, costs and liability due to the activities of the Contractor, its sub-contractors, agents and employees in the performance of this Agreement.

B. COMPLIANCE WITH ALL LAWS

All services performed hereunder shall be in accordance with all applicable federal, state, and local laws, ordinances, rules and regulations.

**ARTICLE VII
NOTICES**

All notices given pursuant to this Agreement shall be mailed or delivered to the following addresses or such other address as a party may designate in writing:

Notices to the County	Notices to the Contractor
Chatham County Attention: County Manager 124 Bull Street Suite: 220 Savannah, Georgia 31401	The Creative Coast c/o Savannah Economic Development Authority 8001 Chatham Parkway, Suite 8001 Savannah, Georgia 31401

IN WITNESS WHEREOF, the parties hereto acting through their duly authorized agents have caused this Contract to be signed, sealed and delivered.

For The Creative Coast

Attest:

_____ Signature	_____ Signature
_____ Title	_____ Title

I attest that the Corporate Seal attached to this document is in fact the seal of the Corporation and that the Officer of this Corporation executing this Document does in fact occupy the official position indicated and is duly authorized to execute such document on behalf of this corporation. (CORPORATE SEAL)

For Board of Commissioners of Chatham County

Attest:

_____ Pete Liakakis, Chairman	_____ Sybil E. Tillman, Clerk
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Approved as to form and legality:

R. Jonathan Hart, County Attorney

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4. CENSUS 2010 RESOLUTION.

ACTION OF THE BOARD:

Commissioner Odell moved to approve a Census 2010 Resolution encouraging all citizens to respond to the census questionnaire. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

AGENDA ITEM: X-4
AGENDA DATE: January 29, 2010

Date: January 15, 2010
To: Russ Abolt
From: Thomas L. Thomson, Executive Director
Subject: Census 2010 Resolution by County Commissioner

The Census Bureau is recommending that local governing bodies encourage all citizens to return census questionnaires that will begin arriving in the mail in March 2010. This is part of a media campaign targeting all residents in the country with a particular emphasis on low-income neighborhoods and areas with recent immigrants.

Chatham County has been in the forefront of support for the Census. We therefore draw your attention to the Census Bureau's recommendation that county commissions adopt a resolution to publically support the Census. The attached resolution is a model that the County Commission may wish to consider.

If you have questions, please contact me at 651-1446.

Cc: The Planning Commission
Jon Hart, County Attorney



Whereas, Census 2010 is required by the U.S. Constitution, Article 3, Section 2, to apportion the 435 members of the House of Representatives in the United States; and

Whereas, beginning in 2011, nearly all local, state, and federal election district boundaries will be redrawn to achieve balanced populations and, if applicable, comply with the Voting Rights Act, which mandates recognizing and protecting communities of interest; and

Whereas, the Brookings Institution estimated that in FY 2007, \$388 billion in federal funding was allocated in whole or in part based on decennial census data; and

Whereas, there are 12 regional census centers managing Census 2010, more than 500 local census offices, three questionnaire processing offices (Baltimore, Jeffersonville-Louisville, and Phoenix) and Census 2010 will recruit 3.8 million people for 1.4 million temporary enumerator jobs, largely between January and August, 2010; and

Whereas, as in Census 2000, a national media campaign is under way to raise awareness and encourage the public to mail back the questionnaire, followed by a "Were you counted?" campaign in the weeks after Census Day; and

Whereas, Census 2010 data are widely used by public agencies, non profits, community-based organizations, and the private sector for marketing, operations, and planning.

Now, therefore, the Commission of Chatham County, Georgia, encourages all /residents to participate in Census 2010 by promptly answering their census questionnaire correctly or notifying the local census office that a questionnaire was not received at their housing unit.

Adopted this ____ day of January, 2010.

Pete Liakakis, Chairman

Helen L. Stone, District 1

Harris Odell, Jr., District 5

James J. Holmes, District 2

David M. Gellatly, District 6

Patrick Shay, District 3

Dean Kicklighter, District 7

Patrick K. Farrell, District 5

Dr. Priscilla D. Thomas, District 7

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5. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2010:

1. PETITIONER: FRANK AND JUDY OUZTS, D/B/A PAPA'S BAR-B-QUE AND SEAFOOD, LOCATED AT 119-A CHARLOTTE ROAD. [DISTRICT 4.]
2. PETITIONER: SUJEY GUZMAN, D/B/A JALAPENOS #4, LOCATED AT 107 CHARLOTTE ROAD, SUITE A. [DISTRICT 4.]
3. PETITIONER: MAGDA CASTELLANOS, D/B/A JALAPENOS MEXICAN RESTAURANT, LOCATED AT 7405 SKIDAWAY ROAD. [DISTRICT 1.]
4. PETITIONER: LORETO CARRILLO, D/B/A EL MARIACHI RESTAURANT, LOCATED AT 5730 OGEECHEE ROAD, SUITE 180. [DISTRICT 7.]
5. PETITIONER: SCOTT ROBERT JACKSON, D/B/A SICILIANO'S, LOCATED AT 4700 HIGHWAY 80 EAST. [DISTRICT 4.]
6. PETITIONER: EARL W. HIERS, D/B/A UNCLE BUBBA'S SEAFOOD & OYSTER HOUSE, LOCATED AT 104 BRYAN WOODS ROAD. [DISTRICT 4.]
7. PETITIONER: JILL-ANNE DOUBERLY, D/B/A UNCLE HARRY'S, LOCATED AT 12 N. LATHROP AVENUE. [DISTRICT 7.]
8. PETITIONER: CARL JONES, AGENT FOR RESTAURANT CONCEPTS II, LLC, D/B/A APPLEBEE'S NEIGHBORHOOD GRILL & BAR, LOCATED AT 5460 AUGUSTA ROAD. [DISTRICT 7.]
9. PETITIONER: CARL JONES, AGENT FOR RESTAURANT CONCEPTS II, LLC, D/B/A APPLEBEE'S NEIGHBORHOOD GRILL & BAR, LOCATED AT 4705 U.S. HWY 80 EAST. [DISTRICT 4.]
10. PETITIONER: CARL JONES, AGENT FOR RESTAURANT CONCEPTS II, LLC, D/B/A APPLEBEE'S NEIGHBORHOOD GRILL & BAR, LOCATED AT 587 AL HENDERSON BOULEVARD. [DISTRICT 7.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the above petitions for renewal of Sunday Sales of beer, wine and liquor pouring license for 2010. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

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6. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER AND WINE POURING LICENSE FOR 2010:

- A. PETITIONER: CHERYL D. HULL, D/B/A BEEF O'BRADY'S FAMILY SPORTS PUB, LOCATED AT 461 JOHNNY MERCER BOULEVARD, UNITS 11 & 12. [DISTRICT 4.]
- B. PETITIONER: DAVID D. OSBORNE, D/B/A OZZY'S GRILL, LOCATED AT 7403 SKIDAWAY ROAD. [DISTRICT 1.]
- C. PETITIONER: YAN MEI XU, D/B/A 17 SAKURA RESTAURANT, LOCATED AT 5730 OGEECHEE ROAD, SUITE 470. [DISTRICT 7.]

- D. PETITIONER: MERRITT W. DIXON, D/B/A SPRING HILL SUITES, LOCATED AT 4 GATEWAY BOULEVARD EAST. [DISTRICT 7.]
- E. PETITIONER: KENNETH W. KARDASH, D/B/A KEN & CANDI'S BAR-B-Q, LOCATED AT 4395 OGEECHEE ROAD. [DISTRICT 8.]
- F. PETITIONER: HEIDI ZHANG, D/B/A SAKURA PLACE, LOCATED AT 1190 KING GEORGE BOULEVARD. [DISTRICT 6.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the above petitions for renewal of Sunday Sales of beer and wine pouring license for 2010. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

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7. REQUEST FOR BEER, WINE AND LIQUOR POURING LICENSE FOR 2010. PETITIONER: JAMES E. COLE, D/B/A SLUGGERS @ SANDFLY BAR AND GRILL (FORMERLY SANDFLY BAR AND GRILL), LOCATED AT 7360 SKIDAWAY ROAD. [DISTRICT 3.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the petition of James E. Cole, d/b/a Sluggers @ Sandfly Bar and Grill (formerly Sandfly Bar and Grill), located at 7360 Skidaway Road, for a beer, wine and liquor pouring license for 2010. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

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8. 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 contract with automatic renewal options for four (4) additional one (1) year terms to provide operation and management services for the Anderson-Cohen Weightlifting Center	Weightlifting Center	Team Savannah	\$96,000	General Fund/M&O - Weightlifting Center
B. Annual contract with automatic renewal options for four (4) additional one (1) year terms to provide janitorial services for the Anderson-Cohen Weightlifting Center	Weightlifting Center	Right Solutions Janitorial Services (MBE)	\$14,358	General Fund/M&O - Weightlifting Center
C. Two (2) year service agreement to provide backup Internet satellite service	I.C.S.	Tachyon Networks, Inc.	\$11,760	General Fund/M&O - I.C.S.
D. Enterprise backup storage solution to include hardware and software	I.C.S.	Veristor Systems (Sole Source)	\$53,348	•General Fund/M&O - Communications - \$8,348 •CIP - Engineering - \$10,000 •CIP - Assessors - \$35,000
E. Maintenance agreement for the County's storage area network system	I.C.S.	Xiotech (Sole Source)	\$17,400	General Fund/M&O - I.C.S.
F. Change Order No. 6 to the engineering services contract for additional services related to the Louis Mills/ Redgate drainage improvement project	Engineering	Thomas & Hutton Engineering	\$33,800	SPLOST (1998-2003) - Drainage - Louis Mills/ Redgate/ Rahn Dairy Canal project

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
G. Design/ engineering services contract for the Tom Triplett Park expansion project	Public Works and Park Services	Thomas & Hutton Engineering	\$162,500	SPLOST (2003-2008) - Tom Triplett Park
H. Construction contract to install sidewalks on King George Blvd., and Wild Heron Road (Phases 1A & 1B)	Engineering	Jerry Rushing Construction Company (WBE)	\$127,975	SPLOST (2003-2008) - Other Unincorporated Projects, King George Sidewalks and Wild Heron Sidewalks
I. Professional engineering services relating to a complete design of culvert improvements at LaRoche Avenue	Engineering	Moffatt & Nichol	\$149,300	SPLOST (2003-2008) - LaRoach Avenue culvert project (pending Board approval of transfer)
J. Change Order No. 1 to the contract for construction of sidewalk and concrete pad at the new picnic shelter at Lake Mayer Community Park for additional concrete work	Public Works and Park Services	Coastline Concrete Services	\$1,305	General Fund/M&O - Parks and Recreation
K. One (1) used vehicle	C.N.T.	Fairway Lincoln Mercury	\$15,500	CIP - Vehicle Replacement
L. Task Order Contracts to provide various engineering, geo-technical, surveying and environmental services	Engineering	<ul style="list-style-type: none"> •B.P. Barber and Associates •Resource + Land Consultants •Sligh Environmental Consultants 	<ul style="list-style-type: none"> •NTE \$150,000 •NTE \$250,000 •NTE \$150,000 	<ul style="list-style-type: none"> •SPLOST - (1985-1993) (1993-1998), (1998-2003), (2003-2008), (2008-2014) •CIP •Land Bank
M. Amendment to the Indigent Defense Services agreement to provide for three additional Public Defender staff	Public Defender	Georgia Public Defender's Standard Council	NTE \$230,000	General Fund/M&O - Public Defender

As to Items 8-C through 8-M:

Commissioner Odell made a motion to approve Items 8-C through 8-M. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.

As to Items 8-A and 8-B:

Chairman Liakakis recognized Commissioner Farrell.

Commissioner Farrell said, I don't know really where to start, but how long is this contract with Team Savannah been going on?

County Manager Abolt said, the Nexus started with the creation of the Anderson-Cohen Center, which is a part of the Olympic Legacy and a term I know I've used with you in the past, it's morphed into other services which have provided a more varied presentation of options for leisure type for weightlifting. It focuses on Olympic style lifting because of the genesis with Team Savannah. It does not intended to compete with any other private or semi-private organization, the Y or health clubs. The emphasis was on Olympic Weightlifting. Over time again that is, to use the term I use, morphed or changed and services invited to with those with certain physical limitations, but it is something that is born out of the Olympics. We have on more than one occasion offered for bid or in this case an RFP the opportunity to run the Weightlifting Center, and in this particular case we have come back to you with an RFP on the operation of the Weightlifting Center and then a bid as it applies to the cleaning up of the Weightlifting Center, and then at your next meeting we'll come back with another RFP which will deal with a modification or morphing of the initial program to include those with Abilities Unlimited and the benefits derived as a result of that.

Commissioner Farrell asked, and what was the original amount of money that we were paying Team Savannah for the work that they did? County Manager Abolt said, I'll have to defer to Mr. Drewry, a hundred and some thousand I believe. I don't want to be quoted on that.

Mr. Drewry said, good morning. Robert Drewry with the Chatham County Public Works and Park Services. The original contract amount that we're current working under with Team Savannah is approximately \$159,000 annually.

Commissioner Farrell asked, and this has been going — has this — when did this original contract get started? Mr. Drewry said, I believe five years ago with four annual renewals. We're at the point now we're month to month with him. Commissioner Farrell said, okay, and before that what was it? Mr. Drewry said, I don't know. Commissioner Farrell said, okay. It seems like a drastic change in the amount of money from \$159,000 to \$96,000, which is —. County Manager Abolt said, you have competition. Commissioner Farrell asked, competition? County Manager Abolt said, not in the weightlifting but competition to run it. I mean, you have another entity to propose — proposed higher and even though this is not a bid, on balance the RFP we recommended is the provider that has coincidentally the lowest dollar amount in doing this. Not unlike we did on the pier and not unlike what we've done from time to time where we've gotten into programs for different reasons, but then we have the residual and ongoing cost to operate, so we go out in the marketplace and see what's there. Proposals come in and then you have the choice today because it's an RFP to decide what you wish to do with it, but it is the American way, it's open competition.

Chairman Liakakis said, okay, we need a motion on the floor to approve Item A.

Commissioner Thomas said, before we go to that, I see Mr. Cohen and his father is in the audience. I'd just like to hear, I mean very briefly, not the whole history, but I mean, what's your take on this. I mean, if I could just hear. Are you okay with this? If you come to the mike. I'm just trying to get an understanding. Are we talking about right solutions versus Team Savannah?

Mr. Michael Cohen said, well, first of all, my name is Michael Cohen. I'm the Executive Director of Team Savannah. I've been involved with the Anderson-Cohen Center from its conception in 1993 and have witnessed their transformation of the facility over the last 15-16 years. The evolution of what's happened is that the County asked for a rebid process on the facility, the Anderson-Cohen Weightlifting Complex, and the staff decided to separate the contract from one to three. So there will be now three different entities that will be involved in the operation of the weightlifting facility. Team Savannah placed a bid in for the management only because we felt like the special needs part of it was way out of our scope. We're not certified or qualified to do therapy and that was something that we certainly didn't want to take a chance legal-wise, so we under the advise of the board of directors decided we would not participating in the bid for therapy practice here at the thing. Team Savannah Organization was asked in the first year of it's operation to handle the custodial of the weightlifting complex, and we have done that since the beginning. The company that bid on it, like most people that bid on it, the people that bid on it are not necessarily the people that go in and do the work. It is not a classroom, it's not an office space, it's an Olympic weightlifting facility that has a lot of strange and different things to it. The staff put it out for bid. The company Team Savannah was not involved in that bid. We were not invited to bid. We did not place a bid in it. We did not meet certain criteria, one of which was we did not have the ability to show that we handle a space of 3,000 square feet. We only do the center. We know the center better than anybody. The problem we have is that the \$159,000 that Mr. Drewry came up with, which is a very close amount, includes the cleaning part. Now it's being separated out. Is Team Savannah willing to accept the bid we put in for the \$96,000? Yes and a few areas that we have to discuss with County staff, which we have not had any discussions with. As far as the cleaning, we would strongly encourage the Board to maintain the relationship you had with the Team Savannah Organization to do that. It's been the same amount for the last 10 years. It's not been increased. We've never come to you and asked for an increase. We know the facility. We're there 66 hours a week. We're not coming in at two o'clock in the evening and doing the cleaning. We're there all the time and, as you know, a facility like that is constantly under a tremendous amount of pressure from all the people that use the facility and all the things that can go wrong at the facility. Having staff there all the time is very, very important. The last thing we'd like to see is to have somebody come in and the unfortunate people that got to go there the first night see exactly what they're doing and they realize that it is not an office. It is actually an Olympic training center with hundreds of thousands of tons of equipment, and that was the problem once before and now we're back 10 years later. So as far as the original \$96,000, we will be more than happy to accept that. We would encourage the Commission to continue the relationship with Team Savannah for the other aspect.

Commissioner Thomas said, okay, that's what I needed to know. Thank you.

Commissioner Kicklighter asked, may I? Chairman Liakakis said, yes. Commissioner Kicklighter asked, what was the cost previously for the handicap program? Was there a cost for that?

County Manager Abolt said, yes sir. I'll defer to Mr. Drewry. Let me explain again and emphasize evolution or my use of the term morphing. This started out —.

Commissioner Kicklighter said, this sounds good to me. I mean, if they —. County Manager Abolt said, okay. Commissioner Kicklighter said, that sounds great. The County saves some money, but I was just curious as to how much the other was.

County Manager Abolt said, we divided it up into three pieces. We think that's for the best interest. The issue of cleaning was one where we received criticism in the past. The best way to manage is in our estimation three contracts. Two are RFP's, one's a bid. The RFP with Team Savannah can go forward with staff recommendation for \$96,000. If you wish to respond to Mr. Cohen's comment that you deal with the bid on the cleaning, but again I think experience has taught us that possibly using a more professional approach to cleaning is in the best interest of all participants at the center, but that's your choice.

Commissioner Kicklighter asked, can somebody answer my question? County Manager Abolt said, I'm sorry, sir.

Commissioner Farrell asked, what portion of the current amount of \$159,000 is devoted to the handicapped program? Mr. Drewry said, I don't —, when we bid that out previously there wasn't a line item specifically for Special Needs so I'm going to have to defer that to the Cohens because I don't know what the actual cost of that program was.

Commissioner Farrell asked, do y'all have an answer? Mr. Cohen said, yes sir, we pay currently — Team Savannah currently pays Ms. Rhonda Langford, the head of Abilities Unlimited Program, \$1,400 a month to operate the Special Needs Program. She also receives from the County Commission \$25,000 to help supplement her income and the income of one of her assistant coaches. Commissioner Farrell said, okay, and how much service are y'all providing —, you're doing the contract now, right? Mr. Cohen said, that's correct. Commissioner Farrell asked, so how much service have you provided in, say, the last year for the handicap program? Mr. Cohen said, we budget \$1,400 just for the Abilities Unlimited Program for the coach. That's what we budget. Commissioner Farrell said, well, I got the answers on the money, I'm saying how much service are you providing for that money? Mr. Cohen asked, how much cheaper —? Commissioner Farrell asked, how many people are you —. Mr. Cohen said, oh, we only support Ms. Langford. Commissioner Farrell asked, how many people are in the program? On a daily basis, weekly basis, whatever? Mr. Cohen said, she currently has approximately 50 individuals that are in her program, and the number is — is that correct? It's 50 individuals.

Chairman Liakakis said, let me make a statement on that because I've been there numerous times. They've got approximately 200 people there now and they've got that and that information can come to the County Commissioners because these people that have mental disabilities and have physical disabilities have come in there and a lot of them, they don't have — they wanted to invite all the Commissioners to come out there because actually you'll see it's — it tears you up to see all of those people that can't go anywhere, but they come to lift up and to do things over there, and some of the people that elected with other entities have been out there to see them. You know, it can put tears in your eyes really quick to see individuals that have all of these disabilities that can't go to any other place in the community. They don't have time to do that. We provide recreational areas for spending hundreds of thousands of dollars and millions of dollars we've put into our recreation program, but these individuals who are disabled and some of them are disabled that can hardly get out of their wheelchairs, and what they do, they go over there and they lift weights and she goes through a program with them and it gives them inspiration and it helps them because you can see their guardians and their fathers and their mothers will tell you that they thank God that they've got Abilities Unlimited to helping all of those people that are out there, and once I think the County Commission goes out there and sees this particular program, you can fully understand that because just seeing that going on where we are helping those that are way, way less fortunate than we are in this particular program.

Mr. Cohen said, Mr. Commissioner, my remark was the answer to Commissioner Farrell's question as to the number of people using that service. That's the correct number, sir, it is 50 that is using that facility.

Chairman Liakakis said, well, yesterday I was given that other figure and they'll be glad to give that information.

Commissioner Farrell said, alright, who's going to give the other —. Chairman Liakakis said, well, we'll come at the next program. County Manager Abolt said, you get three bites to the apple. The first bite is the contract to manage the Olympic Weightlifting Center. That's Team Savannah. The second bite of the apple is the cleaning. That's a bid. The third bite of the apple come next meeting when you talk about Abilities Unlimited.

Commissioner Odell is there a reason we can't put them all together? Commissioner Kicklighter said, that's exactly what I would recommend because we don't have a price yet from them. Is that my understanding. County Attorney Hart said, we have a price and a proposal from them, but as part of that proposal when we initially entered the contract we required an offsite physical therapist while they were performing those functions, and they have come back with an alternative that may save them some money, and we still believe that prior to allowing people to participate in the program that they need to go through an examination by a physical therapist to see if the program that they're doing that they're capable of safely doing it, and it ended up we just got caught in a short amount of time and I want to get the language of that clarified so that everybody knew what the service was we are purchasing, and that's the reason it was not on this agenda.

Commissioner Odell asked, is there a problem in tabling these until the next meeting? Does that complicate or hinder anything? County Manager Abolt said, no, it doesn't. I just wanted to make sure we understand that based on discussion with the Board at budget level and feedback, you know, we thought the best way to do it was to give three bites to the apples. So I don't want to imply if you choose to table that there would be any opportunity, let's say, to listen to the proposal from Team Savannah and change that to include whatever Abilities Unlimited —, you'll have proposals, we'll have proposals in front of you and the rules of the game are three bites of the apple, so you have to make your decision on whether you want to accept the bite. You can't negotiate.

Commissioner Kicklighter said, I think that's a great concept, but we're missing the third bite of the apple and two bites adds up to \$110,000. We're working off of a current budget of \$159,000. That leaves us, like, \$49,000 for this third bite to not go over that, and if it actually did then we're exceeding the current numbers. So I think just seeing that third bite of the apple would really help.

Commissioner Farrell said, it would be nice to see all the bites at one time and then we can make a decision.

Commissioner Odell said, I'll make a motion to table them. Commissioner Farrell said, second. Chairman Liakakis asked, table both A and B? Commissioner Odell said, A and B.

Chairman Liakakis said, okay, let's go on the board. Commissioner Odell said, and the time certain is the next Commission meeting. The motion carried unanimously. Chairman Liakakis said, the motion carries.

ACTION OF THE BOARD:

- a. Commissioner Odell moved to approve Items 8-C through 8-M, both inclusive. Commissioners Gellatly and Thomas seconded the motion and it carried unanimously.
- b. Commissioner Odell moved to table to the meeting of February 12, 2010, Items 8-A and 8-B. Commissioner Farrell seconded the motion and it carried unanimously.

AGENDA ITEM: X-8 A thru M
AGENDA DATE: January 29, 2010

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 an \$8,000 per month annual contract of \$96,000 with automatic renewal option for four (4) additional one (1) years terms with Team Savannah, to provide Operation and Management Services for Chatham County Anderson-Cohen Weightlifting Center.

BACKGROUND: The Anderson-Cohen Weightlifting Center is a 12,000 square foot facility constructed in 1996 and one of Chatham County's Olympic Legacy facilities. The facility provides the community Olympic Weightlifting opportunities and it is defined as the only form of weightlifting recognized in the Olympic Games in which a barbell is lifted competitively by an athlete. The facility has equipped locker rooms including separate showers and dry saunas. The facility has available 24 Olympic weight training stations, one (1) competition platform, standard free weights and nautilus equipment.

FACTS AND FINDINGS:

1. The County currently contracts with Team Savannah to provide the management and operation of the Anderson-Cohen Weightlifting Center. They have been providing this service since the opening of the facility. The contract annual renewals have expired and therefore they are currently operating on a month to month basis until a new contract can be awarded. The County pays Team Savannah \$45 per hour for a total of \$154,440 per year to operate the Center 66 hours per week. Team Savannah also provides janitorial services as required by the current contract in the amount of \$18,940. Membership at the facility is approximately 180. Total revenues generated at the facility average \$18,000 yearly or \$1500 per month.
2. The current contract requires Team Savannah to provide an exercise program for members with special needs. Team Savannah originally hired Rhonda Langford who also now works for a not for profit organization, Abilities Unlimited, to meet the contract requirement. The County contributes \$25,000 to supplement Ms. Langford's salary and a part time instructor. Special Needs membership at the facility is approximately 150 including the Board of Education students.

3. The annual budget for the Center is \$275,839 which includes the management and operation service, Ms. Langford's part time salary, utilities, materials and supplies, repairs and other miscellaneous line items.
4. The County prepared a scope of services with the intent of removing both the Special Needs requirement and the janitorial services. These services will be contracted separately. Otherwise, the scope of service for the Operation and Management Services contract generally remained as it has been. However, potential vendors were given options for the method of compensation. One (1) option was for the County to set membership rates and the contractor proposes a monthly operator service fee. The other option allows the contractor to set membership rates and solicit membership. The County would expect a monthly facility service fee from the contractor.
5. Two (2) proposals were received, Team Savannah and Performance Initiatives. Interviews were conducted and a fee proposal was received from each vendor. Each vendor indicated that they could meet the requirements in the scope of services. Services proposed by Team Savannah remained as they have been. However, they proposed a monthly operator service fee that lowered their fee from \$45 per hour to \$26.93 per hour provided they collect and retain the revenue from membership fees. All membership fees collected by Team Savannah that amount to more than \$3000 per month will be split 50/50 with the County. The fee structure will remain the same throughout the five (5) year contract.
6. Performance Initiatives offered a different approach to the use of the Center. They will still provide an Olympic Weightlifting program but they propose to build champions from the inside out. They are dedicated to educating and mentoring of others and use athletics and fitness as outreach tools. Other athletic programs offered include Cross Training, Jiu-Jitsu, and baseball. Their model includes Life Skills Training and Family Support. Performance Initiatives submitted a monthly operator service fee of \$45.16 per hour for the first year with minor deductions annually (See attached matrix page 18).

FUNDING: General Fund/M&O - Weightlifting Center
(1006130 - 52.11001)

ALTERNATIVES:

1. Board approve an \$8,000 per month annual contract of \$96,000 with automatic renewal option for four (4) additional one (1) years terms with Team Savannah, to provide Operation and Management Services for Chatham County Anderson-Cohen Weightlifting Center.
2. Provide staff with other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide essential service contracts at the lowest possible cost.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____

RUSHEDA ADESHINA

ITEM B

ISSUE: Request Board approval to award a \$14,358 annual contract, with automatic renewal options for four (4) additional one (1) year terms, to Right Solutions Janitorial Services, a MBE firm, to provide janitorial services for the Chatham County Anderson-Cohen Weightlifting Center.

BACKGROUND: Janitorial contracts have proven to be more cost effective than hiring personnel to perform the service "in-house". This contract provides the Chatham County Anderson-Cohen Weightlifting Center with daily janitorial service.

FACTS AND FINDINGS:

1. Specifications established work schedule, hours to be worked by custodian, out of scope service requirements, and minimum qualification criteria.
2. A mandatory pre-bid conference was conducted. Following this conference, staff accompanied bidders on a "walk-through" of the site.

3. Bids were properly advertised and opened on 1 October 2009. The bid responses are as follows:

*	Right Solutions Janitorial Services Savannah, GA	\$14,358
*	K&B Cleaning Services Savannah, GA	\$16,620
	Savannah Professional Maintenance Savannah, GA	\$17,800
	John J White Office Cleaning Services, Inc Savannah, GA	\$22,800
*	Imagann Cleaning Services Savannah, GA	\$22,800
**	Sizemore, Inc. Savannah, GA	\$28,575
*	MBE firm	
**	WBE firm	

4. Staff reviewed the bids and believes the low bid from Right Solutions Janitorial Services to be fair and reasonable.

FUNDING: General Fund /M & O – Weightlifting Center
(1006130 - 52.21301)

ALTERNATIVES:

- Board approval to award a \$14,358 annual contract, with automatic renewal options for four (4) additional one (1) year terms, to Right Solutions Janitorial Services, a MBE firm, to provide janitorial services for the Chatham County Anderson-Cohen Weightlifting Center.
- Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide essential service contracts at the lowest possible cost.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
RUSHEDA ADESHINA

ITEM C

ISSUE: Request Board approval of a \$11,760 two (2) year service contract to Tachyon Networks Inc. to provide backup Internet satellite service for the I.C.S. department.

BACKGROUND: This backup satellite service will allow data connectivity to the Internet in the event of a natural disaster in Chatham County .

FACTS AND FINDINGS:

- The County does not expect our current vendor, A T & T, to be capable of providing Internet services until several days and possibly weeks after a hurricane disaster.
- This service will provide communications provided only power has been restored, even generator power.
- Staff believes the cost of \$11,760 for this service to be fair and reasonable.

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

ALTERNATIVES:

1. Board approval of a \$11,760 two (2) year service contract to Tachyon Networks Inc. to provide backup Internet satellite service for the I.C.S. department.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide essential services for the using departments during a natural disaster.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM D

ISSUE: Request Board approval of a \$53,348 sole source purchase for an Enterprise Backup Storage Solution (hardware and software) from Veristor Systems, Inc. for I.C.S. Department.

BACKGROUND: The County's backup system is designed to backup Chatham County network data. Backup and archive appliances enable us to backup and protect County data as per organizational requirement. A single nTier media server gives us the ability to host multiple applications, backup to disk and satisfy County network data current and future storage needs. Compatible with a wide variety of data protection and backup applications, nTier uses an innovative and powerful hardware platform that will significantly improve our entire backup and archive environment.

FACTS AND FINDINGS:

1. Veristor Systems, of Duluth, GA, is the only company permitted to make changes or updates to their proprietary hardware and software, thereby qualifying this purchase to fall under sole source procurement.
2. nTier Enterprise Backup Solution manages the software, disk, and tape backup and archive environment through one easy-to-use graphical interface.
3. Minimize load on our SAN environment by moving data directly to nTier with no SAN requirements for replication or tape movement.
4. Reduces expenses in staffing and equipment through the use of an integrated media server and disk storage.
5. Simplifies our support process by using a single vendor for troubleshooting software, disk and tape.
6. Staff believes the total cost of \$53,348 for the Enterprise Backup Storage Solution to be fair and reasonable.

FUNDING: General Fund/M&O - Communications - \$8,348
(1001536 - 52.22001)
CIP - County Engineer - Contingencies - \$10,000
(3501575 - 57.90001 - 35030217)
CIP - Assessors - \$35,000
(3501550 - 52.13011 - 35031190)

ALTERNATIVES:

1. Board approval of a \$53,348 sole source purchase for an Enterprise Backup Storage Solution (hardware and software) from Veristor Systems, Inc. for I.C.S. Department.
2. Provide staff other direction.

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

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
CHRIS MORRIS

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM E

ISSUE: Request Board approval of a \$17,400 sole source annual maintenance agreement from Xiotech, for the I.C.S. department.

BACKGROUND: The County's storage area network (SAN) is a controlled unit of disk storage. This is the repository of nearly all County data. This storage is attached to the County's host computers which are now being bought without significant disk systems of their own. This maintenance is for hardware and software support for one (1) year.

FACTS AND FINDINGS:

- (1) The annual cost with Xiotech, the sole source provider, is \$17,400. This price is the same as last years annual cost.
- (2) Xiotech is the only authorized firm to make necessary changes to the proprietary software.
- (3) Staff believes the total cost of \$17,400 for the annual maintenance to be fair and reasonable.

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

ALTERNATIVES:

1. Board approval of a \$17,400 sole source annual maintenance agreement from Xiotech, for the I.C.S. department.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the necessary maintenance agreements on the County's computer system.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
GLORIA SAUGH

ITEM F

ISSUE: Request Board approval of Change Order No. 6, in the amount of \$33,800, to the engineering services contract with Thomas & Hutton Engineering Co. (T&H) for professional engineering services related to the Louis Mills/Redgate Drainage Improvement project.

BACKGROUND: The Board approved the Louis Mills/Redgate Drainage Improvement project as part of the 1996 Drainage Capital Improvement Program. Design work and permitting was completed in 2005. Improvements from the CSX Railroad to Garrard Avenue are under construction.

FACTS AND FINDINGS:

1. The Louis Mills/Redgate canal system drains through a railroad culvert beneath the CSX Railroad, and into canals across Hunter Army Airfield (HAAF). As a part of the Westlake Drainage Improvement Project, the County constructed improvements to the canal on HAAF and upgrades to two (2) bridges. This work was completed in 2002 in anticipation of the Louis Mills/Redgate improvements.

2. In June 2009, the Board approved a construction contract with Pine Valley Concrete Company for improvements from the outfall at the CSX Railroad to Garrard Avenue based upon available drainage rights of way and factors involving construction access. The improvements include replacement of culverts, canal widening and an access road for maintenance.
3. In October 2009, staff determined that drainage right of way existed upstream of the Garrard terminus that would allow construction to proceed for a distance of approximately 1,200 feet upstream from Garrard Avenue.
4. In December 2009, the Board approved a contract Change Order with Pine Valley Concrete Company to construct the additional improvements. Thomas & Hutton Engineering is the engineer of record and is providing professional services during project construction.
5. This Change Order will pay for the professional services related to the additional improvements to be constructed including plan preparation, survey work and final measurement of quantities. These services cannot be provided by existing staff due to current workloads and the freeze on hiring new staff. The consultant's services will be provided on an "as needed" basis up to the maximum amount described herein.

6. Contract history:

Original Contract	(Investigation/Analysis, May 9, 1997)	\$45,600
Change Order No. 1	(Collector Ditch Survey, October 10, 1997)	\$5,900
Change Order No. 2	(Design, Acquisition Plans, Permitting, August 28, 1998)	\$117,000
Change Order No. 3	(Design changes, easement stakeout, trash screen, May 13, 2005)	\$37,630
Change Order No. 4	(Extend project design to railroad culvert, June 12, 2006)	\$9,800
Change Order No. 5	(Design adjustments and construction services, September 7, 2007)	\$72,000
Change Order No. 6	(Pending)	<u>\$33,800</u>
Revised Contract Amount		\$321,730

FUNDING: SPLOST (1998 - 2003) - Drainage, Louis Mills/Redgate/Rahn Dairy Canal Project (3224250 - 52.12003 - 32280373)

ALTERNATIVES:

1. Board approval of Change Order No. 6, in the amount of \$33,800, to the engineering services contract with Thomas & Hutton Engineering Co. (T&H) for professional engineering services related to the Louis Mills/Redgate Drainage Improvement project.
2. Provide staff other direction.

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

RECOMMENDATIONS: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
ESTELLE BROWN

ITEM G

ISSUE: Request Board approval to award a \$162,500 design/engineering services contract to Thomas & Hutton Engineering Company for the Tom Triplett Park expansion project.

BACKGROUND: The Board has allocated funds to expand The Tom Triplett Park according to the approved Master Plan. Staff has solicited architectural/engineering consultants to develop plans and specifications to proceed with the expansion.

FACTS AND FINDINGS:

1. The Board has allocated \$2,000,000 from SPLOST to fund the expansion of the Tom Triplett Community Park.

2. The Master Plan was first approved by the Board in May 1995. In September 2004, the Board approved an amendment to the Master Plan. Over the years improvements have been made to the park according to the Master Plan. Because many years have passed, the selected consultant will review the Master Plan and assess the needs of the park as it exists today to include programming or key design elements that may improve the efficiency of the park's layout. As a result, staff may bring a Master Plan amendment to the Board in the near future for Board consideration.
3. As noted in the Master Plan, the expansion may include the following amenities:
 - Construction of Park Trails
 - Primitive Camping Area with restroom building
 - Water distribution system
 - Sanitary sewer system extension
 - Multi-purpose Field
 - Picnic and Play Area
 - Fitness Station
 - Boat Dock and Ramp
 - Amphitheater
 - Camp Store (approx. 2400 sf) and Education Center (approx. 5200 sf) with restrooms
 - Tent Camping Sites
 - Parking Area and Overflow parking Area
 - Landscape Treatment and Site Furnishings
 - Electrical and Telephone Service
 - History Trails
4. Proposals were solicited using the Qualification Based Selection (QBS) process for Design/Engineering Services for the expansion project. Eleven design firms submitted proposals. The proposals were scored by the selected evaluation committee. Because of the spread of the scores, with Thomas & Hutton being far ahead, interviews were not necessary. See attached matrix on pages 19-21 for detail scoring. Under General Conditions of the Request for Proposals, the evaluation committee may interview each finalist firm.
5. The Director of Public Works and Park Services and Thomas & Hutton Engineering has since negotiated a final Scope of Services and the fee of \$162,500.

FUNDING: SPLOST (2003-2008) - Tom Triplett Park
(32370014 - 52.12003 - 3234981)

ALTERNATIVES:

1. Board approval to award a design / engineering services contract in the amount of \$162,500 to Thomas & Hutton Engineering Company for the Tom Triplett Park expansion project.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to award engineering services contracts to the highest scoring firm.

RECOMMENDATIONS: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM H

ISSUE: Request Board approval to award a \$127,975 construction contract to Jerry Rushing Construction Company to install sidewalks on King George Boulevard and Wild Heron Road (Phases 1A & 1B).

BACKGROUND: The project consists of the installation of 17,650 square feet of concrete sidewalk along King George Boulevard and Wild Heron Road. On King George Blvd., the concrete sidewalks will connect the entire western side of the Boulevard from U.S. 204 to Wild Heron Road. On Wild Heron Road the concrete sidewalk will connect the northern side of the road from King George Blvd. intersection to Cherryfield Lane. The project includes the installation of 11 storm structures and 650 linear feet of reinforced concrete pipe.

FACTS AND FINDINGS:

1. This project was properly advertised and 11 bids were received and opened 15 December 2009. The bid responses are as follows:

**	Jerry Rushing Construction, Co. Statesboro, GA	\$127,975
	A.D. Williams Construction Co., Inc. Savannah, GA	\$128,200
	Southeast Grading & Hauling Madison, GA	\$138,747
	Alpha Construction Co., Inc. Savannah, GA	\$144,564
	Savannah Paving Company Brooklet, GA	\$151,056
	Griffin Contracting, Inc. Pooler, GA	\$162,844
	Eastern Excavating Co., Inc. Pooler, GA	\$162,997
	Kerby Enterprises, Inc. Bloomingdale, GA	\$170,137
	Division II Contracting, LLC Savannah, GA	\$199,423
*	Sandhill ALS Construction, Inc. Hardeeville, GA	\$202,865
**	E&D Contracting Services, Inc. Savannah, GA	\$254,252
*	MBE firm	
**	WBE firm	

2. The project is expected to be completed within 240 days from the Notice To Proceed.

FUNDING: SPLOST (2003 - 2008) - Other Unincorporated Projects, King George Sidewalks and Wild Heron Sidewalks (3234224 - 54.14003 - 32360457)

ALTERNATIVES:

- Board approval to award a \$127,975 construction contract to Jerry Rushing Construction Company to install sidewalks on King George Boulevard and Wild Heron Road (Phases 1A & 1B).
- Provide staff other direction.

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

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM I

ISSUE: Request Board approval to award a \$149,300 professional engineering services contract with Moffatt & Nichol (M&N) relating to a complete design of culvert improvements at LaRoche Avenue.

BACKGROUND: The LaRoche Avenue culvert is an aging brick structure located between Lansing and Neva Avenues. The culvert provides drainage for the adjacent

residential areas and drains into the tidally influenced Herb River. The structure shows signs of structural deterioration including cracked bricks and headwalls and the roadway embankment shows signs of erosion and settlement due to the tidal and stormwater flows.

FACTS AND FINDINGS:

1. The Qualification Based Selection (QBS) process was utilized to select a professional engineering consultant to design improvements at this location. The project was announced to consultants at large. The announcement was written to encourage both local and out-of-area consultants to submit qualifications.
2. Ten (10) consultants submitted proposals for the work. The proposals were reviewed and ranked by staff according to factors ranging from the firm's qualifications and experience to the firm's understanding of the unique issues associated with this project. Two (2) firms ranked substantially highest and were selected for interviews.
3. The interviews were conducted on 11 August 2009 focusing on project understanding and approach. The consultant with the highest overall score was selected for establishing a final scope of work and negotiation of cost. See attached matrix on pages 22-23 for detailed scoring.
4. The negotiated contract scope of work will provide for engineering surveys, environmental permitting, engineering design and assistance during the bidding phase. Staff believes that the negotiated cost is fair and reasonable for the level of effort required to complete the scope of work.

FUNDING: SPLOST (2003 - 2008) - LaRoche Avenue culvert project (pending Board approval of transfer)
(3234220 - 52.12003 - 32356633)

ALTERNATIVES:

1. Board approval to award a \$149,300 professional engineering services contract with Moffatt & Nichol (M&N) relating to a complete design of culvert improvements at LaRoche Avenue.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to award engineering services contracts to the highest scoring firm.

RECOMMENDATIONS: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____

CHRIS MORRIS

ITEM J

ISSUE: Request Board confirmation of the \$1,305 Change Order No. 1 to the purchase with Coastline Concrete Services, for construction of sidewalk and concrete pad at the new picnic shelter at Lake Mayer Community Park.

BACKGROUND: At their regular meeting on 4 December 2009, the Board approved the purchase to install a 64' x 35' parking pad and 174 linear feet of sidewalk at the Lake Mayer Community Park from Coastline Concrete Services.

FACTS AND FINDINGS:

- (1) While the contractor was on site, a decision was made by staff to include with the project an additional sidewalk leading to the restroom area and concrete pad for cookout grilling. Since the contractor was on site and near completion of the project, verbal approval was given by staff to construct the new pad and sidewalks with the assurance that a separate purchase order would be provided.
- (2) Staff reviewed the proposal for additional work and made the decision to proceed based on past projects and the fact it would be more cost effective to have the contractor perform the work while currently on site.

(3) Contract history:

Original Contract (12-04-09)	\$20,480
Change Order No. 1 (pending)	<u>\$1,305</u>
Revised Contract Amount	\$21,785

FUNDING: General Fund/M & O - Parks and Recreation
(1006100 - 54.25001)

ALTERNATIVES:

1. Board confirmation of the \$1,305 Change Order No. 1 to the purchase with Coastline Concrete Services, for construction of sidewalk and concrete pad at the new picnic shelter at Lake Mayer Community Park.
2. Provide staff other direction

POLICY ANALYSIS: It is consistent with Board policy to approve change orders that will result in a cost savings for the County.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
RUSHEDA ADESHINA

ITEM K

ISSUE: Request Board approval of a \$15,500 purchase of a used non-typical replacement vehicle for C.N.T. from Fairway Lincoln Mercury of Savannah, GA and authorize the disposal of a vehicle that will be used as a trade-in.

BACKGROUND: C.N.T. has approved funding to replace 13 vehicles through the CIP, Police Merger. This vehicle is no longer suitable for department operation. The trade-in will simplify the purchase.

FACTS AND FINDINGS:

1. To meet C.N.T.'s needs, staff requested quotes from only the local dealers that normally respond to bids. Specifications required each firm to submit pricing on appropriate vehicles. This provides C.N.T. with maximum flexibility.
2. The Fleet Manager and a representative from C.N.T. selected the following vehicle based on utility and value.
3. The vehicle selected was:

Fairway Lincoln Mercury	1 vehicle	\$ 23,000
Less trade-in		<u>(\$7,500)</u>
Total Purchase		\$15,500

FUNDING: CIP - Fleet Replacement
(3503222 - 54.22001 - 35030650)

ALTERNATIVES:

1. Board approve a \$15,500 purchase of a used non-typical replacement vehicle for C.N.T. from Fairway Lincoln Mercury of Savannah, GA and authorize the disposal of a vehicle that will be used as a trade-in.
2. Provide staff other direction.

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

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM L

ISSUE: Request Board approval to award professional services Task Order Contracts for amounts not to exceed \$250,000 with various engineering, geo-technical, surveying and environmental services companies.

BACKGROUND: There are numerous small construction projects that can be done by a variety of professional engineer and technical services companies that are either pre-qualified by the Georgia Department of Transportation or have demonstrated their capability to accomplish quality and timely work for the County. To “slug” through the quality-based selection process for a host of companies that are all “qualified” on small projects is neither timely or cost effective.

FACTS AND FINDINGS:

1. The contracts will be managed by task orders. Each contract will be for a specified not to exceed amount. The task orders will be for specific tasks with deliverables for either lump sum or not to exceed amounts (e.g. time and materials).
2. The companies listed in this report is not intended to be all inclusive of “qualified” companies. Their selection is based on their prior experience with the County on projects or their GDOT pre-qualification. Most of the consultants are already the “consultant of record” on County projects.

B.P. Barber & Associates, Inc. Engineering (drainage) (NTE \$150,000)
Savannah, GA

Resource & Land Consultants (environmental) (NTE \$250,000)
Savannah, GA

Sligh Environmental Consultants (environmental) (NTE \$150,000)
Savannah, GA

FUNDING: SPLOST - (1985-1993),(1993-1998),(1998-2003),(2003-2008),(2008-2014)
CIP
Land Bank

ALTERNATIVES:

1. Board approval to award professional services Task Order Contracts for amounts not to exceed \$250,000 with various engineering, geo-technical, surveying and environmental services companies.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to award task order contract when it is in the best interest of the County.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
ESTELLE BROWN

ITEM M

ISSUE: Request Board approval of an amendment to the 2006-2007 Indigent Defense Services Agreement with the Georgia Public Defender’s Standard Council to provide for three (3) additional Public Defender staff.

BACKGROUND: The Board approved a budget transfer of \$230,000 on 10 July 2009 from the Panel Attorneys budget for the funding of three (3) additional positions.

FACTS AND FINDINGS:

1. The Public Defender has submitted an amendment to the 2006-2007 Indigent Defense Services Agreement.
2. The County Attorney has reviewed the amendment to the agreement and a copy is attached. (See attached pages 24-27)

FUNDING: General Fund/M & O - Public Defender
(1002800 - 57.20001)

ALTERNATIVES:

- 1. Board approval of an amendment to the 2006-2007 Indigent Defense Services Agreement with the Georgia Public Defender's Standard Council to provide for three (3) additional Public Defender staff.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve all amendments to contracts.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
ESTELLE BROWN

PREPARED BY _____
PURCHASING AGENT

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XI. FIRST READINGS

None.

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XII. SECOND READINGS

None.

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XIII. INFORMATION ITEMS

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

ACTION OF THE BOARD:

A status report was attached as information.

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

ACTION OF THE BOARD:

A status report was attached as information.

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- 3. **ROAD AND DRAINAGE REPORTS.**

A status report was attached as information.

AGENDA ITEM: XIII-3 Roads
AGENDA DATE: January 29, 2010

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

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

BACKGROUND: The Georgia Department of Transportation (GDOT) priorities for funding projects under the State Transportation Improvement Program (STIP), the Long Range Transportation Plan (LRTP) and the American Recovery and Reinvestment Act (ARRA) are changing frequently.

FACTS AND FINDING:

1. Truman Parkway, Phase 5. On January 22, 2010 the GDOT opened bids for the project (apparent low bid was \$67,494,183). Contract award should occur by March 2010. Work on the project should begin in May 2010 and take approximately three years to complete. Anticipate groundbreaking March 2010.

2. Diamond Causeway. The GDOT awarded a design/build contract in 2009 to LPA / United Contracting (joint venture) for \$22,500,000 to construct a two lane high level bridge over Skidaway Narrows to replace the bascule bridge. The design consultant indicates that construction should begin June 2010.

3. Whitefield Avenue. The FHWA approved the Environmental Assessment (EA) on February 13, 2004. The Concept Report (revised to incorporate a 50 feet wide median with 6 canopy trees) was approved by the GDOT on September 24, 2007. EA and traffic studies (based on traffic projections to 2030) show the project warranted after completion of all phases of Truman Parkway. The Preliminary Field Plan Review was held on May 14, 2008. The Value Engineering Study (required on projects over \$10,000,000) was scheduled by the GDOT for January 26-29, 2010. The Final Field Plan Review is being scheduled by the GDOT for March 2010. ROW acquisition is progressing (closed on 64 of 81). Demolition of structures continuing. Expect to certify ROW in May 2010. The project will be ready for letting to construction in FY 2011.

4. Local Roads

a. Troy Street, Catherine Street, Adeline Street, Billings Road, Elmhurst Road, Beechwood Road, Ridgewood Road. Dirt roads for paving. Billings Road has one condemnation pending. Board awarded a construction contract to pave Catherine Street and Adeline Street on October 16, 2009. Estimated completion is March 2010. Final plans have been submitted for remainder, except for Troy Street.

b. Pyeland Avenue. Board approved award of construction contract on September 25, 2009. Estimated completion is February 2010.

c. Intersection improvements on Chatham Parkway at Veterans Parkway and Garrard Avenue. Project will install signals at ramps from Veterans Pkwy to Chatham Pkwy. Board awarded a construction contract on September 11, 2009. Estimated completion is May 2010.

d. Intersection improvements at King George Blvd and Grove Point Road. Construction plans to add turn lanes and traffic signals are complete. Right of way has been acquired. Utility relocation is in progress.

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

RECOMMENDATION: For information.

Districts: All

AGENDA ITEM: XIII-3 Drainage
AGENDA DATE: January 29, 2010

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Leon Davenport, Assistant 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. Staff is working toward a construction contract for 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. Bids to replace golf cart bridges between I-16 and Southbridge Boulevard were received January 13, 2010. Staff is reviewing the bids and expects to make a recommendation to the Board in February 2010. The SR 307/Hardin Canal Bridge Culvert project is underway. Construction of the SR 307 project is expected to take about a year with temporary closure of Dean Forest Road during the summer of 2010.

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 Board awarded a construction contract on November 6, 2009. Construction is underway and expected to be complete by June 2010. Temporary lane closures along Conaway Road and Hiram Road have been coordinated with local officials and emergency responders.

4. 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. The project to install rip rap erosion protection at the culvert was completed in November 2009. Staff is evaluating the need for additional improvements.

5. Queensbury Drainage Improvements. The project area is south of Montgomery Cross Road and west of Ferguson Avenue and includes Tara Manor, Lakeview and the Forest City Gun Club. The project includes canal widening, culverts and access for maintenance. Current work will address inadequate drainage capacity of the system serving the Ennis Mobile Home Park and in the area between the Gun Club and the Truman Parkway. Work is expected to produce a preliminary design by March 2010.

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 complete. Staff is discussing acquisition of drainage easements from the Gun Club that will enable construction of drainage improvements around the back side of the subdivision.

7. 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. Work is expected to be complete by September 2010.

8. 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 began in September 2009 and is expected to be complete in February 2010.

9. 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 includes enlarging the US 17 culverts and removal of the rice box flow control structure. A contract to construct drainage improvements including

replacement of two culverts at Quacco Road and installation of a new storm sewer pipeline was awarded by the Board on October 16, 2009. Construction began in December 2009 and is expected to be complete by January 2011.

10. 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. Design work is also underway for improvements for the Norwood Place outfall.

11. Henderson/Gateway. Drainage is provided by the Little Neck Canal and the Henderson Branch Canal (combined length about 2 miles). Development of the subdivisions led to increased rates and volumes of storm water runoff which the canals cannot handle. Design work is complete to replace culverts at Henderson Oaks Drive and a golf cart crossing. Staff is working with utilities to relocate facilities prior to construction. Construction work on a new culvert at Little Neck Road was completed in January 2010.

12. Shipyard-Beaulieu Area. The project will be accomplished in phases. The first phase will replace the storm drain pipe at Beaulieu Avenue. A contract to construct this phase was awarded by the Board on August 14, 2009. Construction of the first phase began in September 2009 and was completed in January 2010. The second phase will replace an undersized storm drain pipe behind the Montgomery Baptist Church. Staff is working with the church for required easements for maintenance and access.

13. 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.

14. 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. The project was approved by the Coastal Resources Division in December 2009. Staff is currently working to secure temporary construction easements from the Department of Natural Resources.

15. 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. A Professional Services Agreement contract is pending approval by the Commission.

16. Lehigh-Shipyard Lane Area. The project will relieve roadside drainage issues causing nuisance flooding in the Lehigh Avenue and Shipyard Lane area. Preliminary design work is complete for improvements within the existing Lehigh Avenue right-of-way from Shipyard Road to Shore Avenue. Final design plans are underway.

17. Laberta-Cresthill Area. The project will relieve flooding within the Cresthill Subdivision. An engineering firm evaluated the storm water drainage system and the outfall to Haney's Creek. Preliminary design work is underway to improve the piping network and the outfall.

18. Quacco Canal Drainage Extension. The project will relieve drainage issues causing street and nuisance flooding in the Willow Lakes Subdivision. Preliminary design work is underway to extend the piping network from Quacco Trail to the existing lake within the subdivision.

19. Belleview Drive Drainage Improvements. The project was designed by staff to improve drainage problems involving standing water that is a primary cause of pavement degradation and public nuisance. Construction of drainage improvements including a new storm sewer and drainage inlets is underway with completion expected by April 2010.

20. Wahlstrom Road. The project will address drainage and maintenance access along the portion of Wahlstrom Road north of the railroad tracks. Drainage

infrastructure in the area has received infrequent maintenance in the past due to extensive industrial activities in the area and lack of access. Current work is directed toward identifying ownership and responsibility of existing infrastructure and locating existing drainage easements and rights of way.

RECOMMENDATION: For information.
Districts: All

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EXECUTIVE SESSION

Upon motion being made by Commissioner Farrell and seconded by Commissioner Odell, the Board recessed at 11:44 a.m. to go into Executive Session for the purpose of discussing litigation, land acquisition and personnel.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 12:35 p.m.

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ITEMS FROM EXECUTIVE SESSION

1. DISCUSSION OF SETTLEMENT OF THE GINGER MORGAN WORKER'S COMPENSATION CLAIM.

ACTION OF THE BOARD:

Commissioner Odell made a motion to settle the Ginger Morgan Worker's Compensation claim in the amount of \$48,000. Commissioner Farrell seconded the motion and it carried unanimously.

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2. DISCUSSION OF SETTLEMENT OF THE JULIANNA ADDISON WORKER'S COMPENSATION CLAIM.

ACTION OF THE BOARD:

Commissioner Farrell made a motion to settle the Julianna Addison compensation claim for \$17,500. Commissioner Thomas seconded the motion and it carried unanimously.

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

ACTION OF THE BOARD:

Commissioner Shay moved to approve a motion to authorize the Chairman to execute an Affidavit that the Executive Session was held in compliance with the Open Meetings Act. Commissioner Holmes seconded the motion and it carried unanimously.

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APPOINTMENTS

1. YOUTH FUTURES AUTHORITY

ACTION OF THE BOARD:

Commissioner Kicklighter made a motion to reappoint John Finney to serve on the Savannah-Chatham County Youth Futures Authority with a term to expire June 30, 2012. Commissioner Farrell seconded the motion and it carried unanimously.

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2. SAVANNAH ECONOMIC DEVELOPMENT AUTHORITY

ACTION OF THE BOARD:

Commissioner Kicklighter made a motion to reappoint Steve Green to the Savannah Economic Development Authority to a term which will expire January 7, 2015. Commissioner Farrell seconded the motion and it carried unanimously.

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ADJOURNMENT

There being no further business to be brought before the Commissioners, the Chairman declared the meeting adjourned at 12:38 p.m.

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APPROVED: THIS _____ DAY OF _____, 2010

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

SYBIL E. TILLMAN, CLERK OF COMMISSION