

**THE EFFINGHAM COUNTY
COMMISSIONERS' MEETING**

The Board of Commissioners of Effingham County, Georgia Mr. Reginald S. Loper, Sr., Vice-Chairman, Mr. Robert Brantley, Mrs. Vera Jones, Mr. Steve Mason, and Mr. Phil Kieffer met in regular session at 5:30 p.m. on Tuesday, January 17, 2012 in the Commissioners' Meeting Room at the Effingham County Administrative Complex. Chairman Zeigler was not present for the meeting.

PERSONS ATTENDING THE MEETING

Mr. Eric Gotwalt, County Attorney, Mr. David Crawley, County Administrator, Mr. Adam Kobek, Community Relations Director, Mr. Toss Allen Civil Engineer, Mrs. Patrice R. Crawley, County Clerk, Mrs. Joanna Wright, Finance Director, Mrs. Rushe Hudzinski-Sero, Human Resources Director, Mr. Jack C. Garvin, Mr. Michael Larson, and Mr. Richard Slater.

CALL TO ORDER

Vice-Chairman Loper called the meeting to order.

INVOCATION AND PLEDGE TO THE AMERICAN FLAG

Commissioner Jones gave the invocation and led the Pledge to the American Flag.

AGENDA APPROVAL

Commissioner Mason made a motion to approve the Agenda (_____). Commissioner Jones seconded the motion. The motion carried unanimously.

CORRESPONDENCE

Vice-Chairman Loper stated that all correspondence for the Board of Commissioners is kept in the County Clerk's office, and anyone who is interested in viewing these may do so in this office.

MINUTES

County Attorney Gotwalt stated that in the past the Board had signed their ballot when voting for the Vice-Chairman and this was not done at the January 3rd vote for the Vice-Chairman. In order to clarify and to correct the minutes for the January 3rd meeting, Attorney Gotwalt requested the Commissioners state

who they voted for Vice-Chairman. Commissioner Brantley voted for Commissioner Mason, Commissioner Mason voted for Commissioner Brantley and Commissioners Loper, Kieffer, and Jones voted for Commissioner Loper.

Commissioner Brantley made a motion to approve the minutes for January 03, 2012 with the correction. Commissioner Jones seconded the motion. The motion carried unanimously.

PUBLIC COMMENTS

Vice-Chairman Loper stated that if anyone would like to discuss an Agenda Item, they may do so when that item is presented.

NEW BUSINESS

REVIEW OF THE RETIREMENT PLAN YEAR END OVERVIEW FOR 2012 AND CONSIDERATION TO APPROVE ANY INVESTMENT CHANGES IF NECESSARY (01): Human Resources Director Hudzinski-Sero gave an overview of the County's retirement programs from January 1, 2011 to December 31, 2011.

Commissioner Kieffer made a motion to keep the County retirement plans as they are. Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE RELATING THE INFRASTRUCTURE BOND FOR CLOVER POINT OF BELMONT GLEN PHASE IA (02): County Engineer Liotta explained that Ernest Communities, LLC requested that the County release the infrastructure bond for Clover Point, Phase 1A, located off Hodgeville Road. Phase 1A consists of 29 lots. Water and sewer services are provided by Effingham County. The preliminary plan for this development was approved on November 2, 2006. The final plat for this development was approved on November 16, 2010 and the county accepted ownership of the infrastructure for said phase. A letter of credit was posted in the amount of \$57,493.75. Staff recommends that the Board release the letter of credit.

Commissioner Jones made a motion to approve the releasing the infrastructure bond for Clover Point at Belmont Glen Phase IA. Commissioner Brantley seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A PROMISSORY NOTE AND MEMORANDUM OF UNDERSTANDING WITH 135 GOSHEN, LLC CONCERNING GOSHEN PARK BUILDING

SEWER FEES (03): County Engineer Liotta explained that the Goshen Park commercial building, located at the intersection of Hwy 21 and Goshen Extension, is owned by 135 Goshen LLC. The building is currently connected to the County water with two 1" master meters and water tap fees have already been paid. The building is now proposed to be connected to County gravity sewer located at the property line. The 135 Goshen LLC asks that the County allow the building to be connected to sewer now, prior to payment in full of the above referenced fees. They have agreed to pay \$1,172.90 upon execution of this memorandum of agreement and \$1,500 a month for 8 months. Monthly payments of \$1,500 will be billed along with the water and sewer bill beginning with the next billing cycle. Failure to pay the \$1,500 monthly payment by the due date will be cause for immediate disconnection of County water service to the building.

Commissioner Brantley made a motion to approve a promissory note and memorandum of understanding with 135 Goshen LLC concerning Goshen Park Building Sewer Fees (see minute book page _____). Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A CONTRACT WITH GEORGIA DEPARTMENT OF TRANSPORTATION FOR OLD AUGUSTA ROAD PH2B FOR 4.25 MILES OF GRADE, DRAIN, BASE AND PAVE BEGINNING AT CHIMNEY ROAD AND ENDING AT RINCON STILLWELL ROAD AND A SIGNAL INSTALLATION AT THE INTERSECTION OF OLD

AUGUSTA AND SR21 (04): Civil Engineer Allen explained that Effingham County is seeking to construct a project for the improvement of 4.25 miles of grade, drain, base and pave on Old Augusta Road, beginning at Chimney Road and ending at CR307 and a signaled intersection on Old Augusta Road at SR21. A portion of the project is being funded with Local Maintenance Improvement Grant through the Georgia Department of Transportation. Effingham County must sign a county right of way agreement to have the funds released for the project.

Commissioner Mason made a motion to approve the contract with Georgia Department of Transportation for old Augusta Road PH2b for 4.25 miles of grade, drain, base and pave beginning at Chimney Road and ending at Rincon Stillwell Road and a signed intersection at Old Augusta and SR21 (see minute book page _____). Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO AWARD THE BID FOR OLD AUGUSTA PH2A AND PH2B, SIGNAL INSTALLATION, GRADING, DRAINING, BASE AND PAVING OF CHIMNEY ROAD AND ENDING AT STILLWELL ROAD (05): Civil Engineer Allen explained that invitation to bid for the construction of Old Augusta Road Phase 2A, 2B, and Traffic Signal were issued and three bids were received. The low bidder is Baker Infrastructure Group, Inc. with a bid price of \$6,202,346.40.

Commissioner Kieffer made a motion to award the bid for Old Augusta PH2A and PH2B, signal installation, grading, draining, and base and paving of Chimney Road and ending at Stillwell Road to Baker Infrastructure Group, Inc. (see minute book page _____). Commissioner Brantley seconded the motion. The motion carried unanimously.

PUBLIC HEARING AND CONSIDERATION TO APPROVE THE FIRST READING TO AMEND THE OFFICIAL CODE OF EFFINGHAM COUNTY BY ADDING A BUYER OF PRECIOUS METALS ORDINANCE (06): County Clerk Crawley explained that the Sheriff had requested the Board to put an ordinance in place for companies that buy precious metals. The proposed ordinance will require buyers of precious metals to keep the metals on hand for a specified period of time. Law enforcement can review the logs of the buyers to see if the purchaser has bought any stolen precious metals.

There were no objectors during the Public Hearing.

Commissioner Brantley made a motion to approve the first reading to amend the official code of Effingham County by adding a buyer of precious metals ordinance. Commissioner Jones seconded the motion. The motion carried unanimously.

REPORTS FROM COMMISSIONERS AND ADMINISTRATIVE STAFF

Commissioner Mason discussed the following:

- ◆ Sanitation trucks not putting the tops on the truck
- ◆ City of Savannah paperless agenda – Where is Information Technology is on getting us paperless?

Commissioner Kieffer discussed the following:

- ◆ Ronnie Morgan drainage issue

County Administrator Crawley discussed the following:

- ◆ Quarterly Meeting is scheduled for February 16th.
- ◆ Tourism Assessment meeting will be held January 26th
- ◆ Jail program design meeting January 25th
- ◆ Effingham Day meeting with Merchant Capitol
- ◆ Guyton’s request for money
- ◆ Department of Justice approved the redistricting map
- ◆ Dinner at the Extension Office on February 21st
- ◆ Recreation Board meeting will be January 23rd

Commissioner Jones discussed the following:

- ◆ Meeting with the Legislators concerning Chairman At Large

EXECUTIVE SESSION

At 6:00 p.m., Vice-Chairman Loper made a motion to go into Executive Session to discuss personnel, property, and pending litigation. Commissioner Jones seconded the motion. The motion carried unanimously.

County Administrator Crawley and Commissioners discussed property and pending litigation. (See copy of Chairperson’s affidavit on minute book page number _____).

ADJOURN

At 6:41 p.m., Vice-Chairman Loper made a motion to adjourn. Commissioner Brantley seconded the motion. The motion carried unanimously.

PLANNING BOARD PRESENTMENTS

At 7:00 p.m. the Board reconvened to go into Planning Board Presentments.

NEW BUSINESS

MICHAEL LARSON – PUBLIC HEARING (01): A Public Hearing was held on the application by Michael Larson to rezone 83.29 acres located on Noel C. Conaway Rd from PD to AR-1 Map 352 Parcel 58 located in the First District.

Zoning Administrator Shaw presented the request.

There were no objectors present.

Commissioner Brantley made a motion to approve the First Reading for the application by Michael Larson to rezone 83.29 acres located on Noel C.

Conaway Rd from PD to AR-1 Map 352 Parcel 58. Commissioner Kieffer seconded the motion. The motion carried unanimously.

MICHAEL LARSON – PUBLIC HEARING (02): This item was withdrawn.

EDWARD REIMER – PUBLIC HEARING (03): A Public Hearing was held on the application by Edward Reimer for a variance use to allow for a camper as a temporary dwelling located at 2887 U.S. Hwy 80 Map 378 Parcel 41 in the First District.

Zoning Administrator Shaw presented the request.

Mr. Richard Slater spoke in favor of the variance

Commissioner Brantley made a motion to approve the First Reading for the application by Edward Reimer for a variance use to allow for a camper as a temporary dwelling located at 2887 U. S. Hwy 80 Map 378 Parcel 41 with the stipulation that the variance shall only be for one year only. Commissioner Jones seconded the motion. The motion carried unanimously.

OLIN KING – PUBLIC HEARING (04): A Public Hearing was held on the application by Olin King to rezone 3.06 acres located at 1274 Bluejay Road from AR-1 to AR-2 Map 415 Parcel 2 located in the Second District.

Zoning Administrator Shaw presented the request.

There were no objectors present.

Commissioner Jones made a motion to approve the First Reading for the application by Olin King to rezone 3.06 acres located at 1274 Bluejay Road from AR-1 to AR-2 Map 415 Parcel 2 with the following stipulations:

1. Each lot shall meet the requirements of AR-2 Zoning District.
2. Site development plans shall comply with the Effingham County Water Resources Protection Ordinance and the Storm Water Management Local Design Manual.
3. All wetland impacts shall be permitted by the USACE.
4. Subdivision plat shall be approved by the Health Department and the Zoning Office.

Commissioner Brantley seconded the motion. The motion carried unanimously.

HARRIS KERSEY – PUBLIC HEARING (05): A Public Hearing was held on the application by Harris Kersey to rezone 1 acre located at 510 Sister Ferry Road from AR-1 to AR-2 Map 386 Parcel 43 located in the Third District.

Zoning Administrator Shaw presented the request.

There were no objectors present.

Commissioner Mason made a motion to approve the First Reading for the application by Harris Kersey to rezone 1 acre located at 510 Sister Ferry Road from AR-1 to AR-2 Map 386 Parcel 43 with the following stipulations:

1. Each lot shall meet the requirements of AR-2 Zoning District.
2. Site development plans shall comply with the Effingham County Water Resources Protection Ordinance and the Storm Water Management Local Design Manual.
3. All wetland impacts shall be permitted by the USACE.
4. Subdivision plat shall be approved by the Health Department and the Zoning Office.

Commissioner Kieffer seconded the motion. The motion carried unanimously.

EFFINGHAM COUNTY – PUBLIC HEARING (06): Commissioner Jones would like more advertisement on the proposed changes to the Official Code of Effingham County to allow for up to four chickens to be kept in single family residential district.

Commissioner Jones made a motion to table the request to the February 7th meeting. Commissioner Brantley seconded the motion. The motion carried unanimously.

ADJOURNMENT

At 7:28 p.m., Commissioner Brantley made a motion to adjourn the meeting. Commissioner Jones seconded the motion. The motion carried unanimously.

C. D. Zeigler, Chairman

Patrice R. Crawley, County Clerk