

**THE EFFINGHAM COUNTY
COMMISSIONERS' MEETING**

The Board of Commissioners of Effingham County, Georgia, Mr. Wendall Kessler Chairman, Mr. Steve Mason, Vice-Chairman, Mr. Forrest Floyd, Mrs. Vera Jones, Mr. Reginald Loper, Sr., and Mr. Phil Kieffer met in regular session at 5:00 p.m. on Tuesday, April 02, 2013 in the Commissioners' Meeting Room at the Effingham County Administrative Complex.

PERSONS ATTENDING THE MEETING

Mr. Eric Gotwalt and Mrs. Elizabeth Pavlis, County Attorneys, Mr. David Crawley, County Administrator, Mr. Adam Kobek, Director of Community Relations, Mr. Toss Allen, Civil Engineer, Mrs. Patrice R. Crawley, County Clerk, Ms. Karen Arnold, Executive Assistant, Mrs. Joanna Wright, Finance Director, and Mr. Jack C. Garvin.

CALL TO ORDER

Chairman Kessler called the meeting to order.

INVOCATION

Commissioner Jones gave the invocation.

PLEDGE TO THE AMERICAN FLAG

Chairman Kessler led the Pledge to the American Flag.

AGENDA APPROVAL

Chairman Kessler stated that it has been asked that Executive Session be moved to the beginning of the meeting.

Commissioner Floyd made a motion to approve the Agenda with the moving of Executive Session to the beginning of the meeting. (see minute book page ____). Commissioner Loper seconded the motion. The motion carried unanimously.

EXECUTIVE SESSION

At 5:04 p.m., Commissioner Kieffer made a motion to go into Executive Session to discuss personnel, property, and pending litigation. Vice-Chairman Mason seconded the motion. The motion carried unanimously.

County Administrator Crawley, Finance Director Wright and Commissioners discussed personnel and pending litigation. (See copy of Chairperson's affidavit on minute book page number _____).

RECONVENED

At 5:34 p.m., Commissioner Loper made a motion to reconvene into regular session. Vice-Chairman Mason seconded the motion. The motion carried unanimously.

MINUTES

Commissioner Loper made a motion to approve the March 19, 2013 workshop and March 19, 2013 Commissioners Meeting minutes. Commissioner Floyd seconded the motion. The motion carried unanimously.

PUBLIC COMMENTS

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

CONSENT AGENDA

Chairman Kessler read out loud the following Consent Agenda:

CONSIDERATION TO APPROVE THE SECOND READING TO REZONE 9 ACRES LOCATED OFF OF OLD AUGUSTA & SECKINGER FORD ROAD FROM PD1 TO B-3 MAP 475-58B FOR THE BANK OF NEWINGTON WITH THE FOLLOWING STIPULATIONS (01):

1. Each lot shall meet the requirements of the B-3 Zoning District.
2. Site development plans shall comply with the Effingham County 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.
5. No junk yards, truck stops, funeral homes or crematoriums shall be allowed.
6. Property owners shall maintain a 50 foot buffer on the southeast border of the property.

CONSIDERATION TO APPROVE THE SECOND READING TO REZONE 3.28 ACRES LOCATED OFF OF NOEL C. CONAWAY ROAD FROM AR-1 TO AR-2 MAP 397-54 FOR ASHLEY DASHER WITH THE FOLLOWING STIPULATIONS (02):

1. Each lot shall meet the requirements of the AR-2 Zoning District.
2. Site development plans shall comply with the Effingham County 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.

CONSIDERATION TO APPROVE THE SECOND READING TO REZONE 2 ACRES LOCATED OFF OF RACE PATH ROAD FROM AR-1 TO AR-2 MAP 391-11 FOR THE MURRAY FIRM OF LLOYD MURRAY, SR. WITH THE FOLLOWING STIPULATIONS (03):

1. Each lot shall meet the requirements of the AR-2 Zoning District.
2. Site development plans shall comply with the Effingham County 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.

CONSIDERATION TO APPROVE THE SECOND READING TO REZONE 3.68 ACRES LOCATED OFF OF GREEN MORGAN SCHOOL ROAD FROM AR-1 TO AR-2 MAP 362-22 FOR MICHAEL & BRENDA DANT WITH THE FOLLOWING STIPULATION (04):

1. Each lot shall meet the requirements of the AR-2 Zoning District.
2. Site development plans shall comply with the Effingham County 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 Loper made a motion to approve the Consent Agenda as it was read (see minute book page _____). Commissioner Kieffer seconded the motion. The motion carried unanimously.

NEW BUSINESS

CONSIDERATION TO APPROVE THE 2013 – 2017 COUNTY WIDE MULTI-JURISDICTIONAL VOLUNTEER AND DONATIONS MANAGEMENT PLAN (01): Director of Emergency Management Myrick explained that the Effingham County Volunteer and Donations Management Plan are essential to the overall emergency response and preparedness of Effingham County. The plan was developed through the Effingham County Emergency Management Agency in cooperation with key Effingham County personnel, the Cities of Rincon, Springfield, and Guyton, the American Red Cross and the United Way of the Coastal Empire – Effingham. The plan creates uniformed guidelines for all departments, agencies and municipalities in Effingham County in the event of an emergency.

Commissioner Floyd made a motion to approve the 2013 – 2017 County wide-jurisdictional volunteer and donations management plan (see minute book

page _____). Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE THE 2013-2017 COUNTY WIDE MULTI-JURISDICTIONAL MASS FATALITY MORTUARY PLAN (02): Director of Emergency Management Myrick explained that the Effingham County Mass Fatality Mortuary Plan is essential to the overall emergency response and preparedness of Effingham County. The plan was developed through the Effingham County Emergency Management Agency in cooperation with key Effingham County personnel, the Cities of Rincon, Springfield, and Guyton, the American Red Cross and the Amateur Radio Group of Effingham County. The plan creates uniformed guidelines for all departments, agencies and municipalities in Effingham County in the event of an emergency.

Commissioner Jones made a motion to approve the 2013-2017 County wide multi-jurisdictional mass fatality mortuary plan (see minute book page _____). Commissioner Loper seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE AMENDING THE BUDGET FOR THE PRE-DISASTER MITIGATION GRANT (03): Director of Emergency Management Myrick explained that the Board approved a pre-disaster mitigation grant in the amount of \$24,172 in 2009. This grant is to assist with the development of the Effingham County Hazard Mitigation Plan, which is required by FEMA to meet Federal requirements of the Disaster Mitigation Act of 2000 and is also a requirement from FEMA to qualify to receive any federal financial assistance following a state declared disaster. The current Hazard Mitigation plan expired in 2010. There have been two extensions approved by FEMA that would allow the Count to be reimbursed for contractual services. The final deadline has been set as of September 2013 with no additional extensions granted. Therefore the plan must be completed by the first week of August to allow time for FEMA approval of the plan. The amendment requested would require reducing the labor and materials reimbursement and transferring those amounts into fees for contractual expenses, thus keeping the total grant amount the same.

Commissioner Loper made a motion to approve amending the budget for the pre-disaster mitigation grant. Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A RENTAL AGREEMENT WITH CONCERTED SERVICES, INC. (04): Director of Community Relations Kobek explained that Concerted Services has been occupying the old Georgia Department of Transportation office building located at 304 Hwy 119 South in Springfield for quite some time. The office is used for Emergency and Energy assistance programs, case management, and weatherization services. Concerted Services was established as a community action agency under the Economic Opportunity Act of 1964 to combat poverty. The monthly rental is \$0, the County pays for utilities and maintenance at the facility.

Commissioner Jones stated that she had requested Finance Director Wright to ask a question to the Auditor concerning free rent for a service agency.

Commissioner Loper requested that New Business 04 be tabled until Commissioner Jones' question is answered. Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A PROCLAMATION PROCLAIMING APRIL AS DONATE LIFE MONTH (05): County Clerk Crawley explained that LifeLink sent a letter requesting that the Effingham County Board of commissioners proclaim April as Donate Life Month. LifeLink of Georgia, the state's non-profit organ and tissue recovery organization seeks a proclamation designating April as Donate Life Month in Effingham County. This proclamation will coincide with the national observance of Donate Life Month. In Georgia, over 3,700 people await a second chance of life. There are more than 116,000 men, women, and children in the United States on the organ transplant waiting list; eighteen will die each day because a much needed organ does not become available in time. Through the Proclamation, it will help continue to bring a lifesaving message to the citizens of Effingham County.

Commissioner Loper made a motion to approve a proclamation proclaiming April as Donate Life Month. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A RESOLUTION DIRECTING THAT A QUITCLAIM DEED BE EXECUTED BETWEEN EFFINGHAM COUNTY AND THE INDUSTRIAL DEVELOPMENT AUTHORITY (06): County Clerk Crawley explained that P&E Investment Properties, LLC. has requested that the Board execute a quitclaim deed releasing whatever rights, if any, it may have in the portion of Zeigler Road and the access road extending therefrom, previously platted as traversing its property with legal description of Parcel of tract 14 of the Development Authority of Effingham County, aka Entrepreneur Way. Records show that the Clerk of the Commission indicated that in July, 1999, the County, as part of its purchase from Development Authority of the Rincon Fire Station Parcel adjacent to the property on the South agreed to move and relocate the portion of Zeigler Road and the access road extending therefrom which traversed the Property by construction a sixty foot wide access road known as Entrepreneur Way. Parties intended to convey by quitclaim deed from the Board to the Development Authority of Effingham County. As a precondition to such conveyance, the County need not comply with the road abandonment procedures in that both the subject portion of Zeigler Road and the access road extending therefrom constitute a narrow strip of land so shaped and so small as to be incapable of being used by any other party than the Property's owner who already has supplied the County with adequate consideration therefor through the above-mentioned sold of Rincon Fire Station parcel.

Commissioner Loper made a motion to approve a Resolution directing that a quitclaim deed be executed between Effingham County and the Industrial Development Authority (see minute book page _____). Commissioner Floyd seconded the motion.

CONSIDERATION TO APPROVE COMMISSIONERS TRAINING AT THE ACCG ANNUAL MEETING (07): County Clerk Crawley explained that a policy was passed that states the Board would have to get approval of any training. ACCG will be

holding the annual meeting in Savannah April 27th through 29th. Chairman Kessler, Commissioners Floyd, Kieffer, Loper and Jones are planning on attending the conference. The total cost for the Commissioners to attend the Annual meeting is \$2,150.

Commissioner Jones made a motion to approve Commissioners Training at the ACCG annual meeting with the addition of adding Commissioner Jones. Commissioner Loper seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE RELEASING PENALTIES AND INTEREST ON PROPERTY TAXES FOR ROADS IN BARRISTER CROSSING (08): County Clerk Crawley explained on April 5, 2011, the board accepted the roads located within Barrister Crossing from Mike Stewart Construction, Inc. When the Board accepted the roads, the Board also assumed the responsibility for property taxes that were owed for tax year 2010 and 2011. The total of penalties and interest on the roads is \$314.82. The Tax Commissioner has agreed to release all the penalties and Board needs to approve the release of the interest.

Commissioner Loper made a motion to approve release penalties and interest on property taxes for roads in Barrister Crossing (see minute book page ____). Commissioner Jones seconded the motion. The motion carried unanimously.

REPORTS FROM COMMISSIONERS AND ADMINISTRATIVE STAFF

County Administrator Crawley discussed the following:

- ◆ Video recording of meetings – Board suggested not stream live and to hold the recording on the web page for 1 month.
- ◆ Hotel/Motel Tax – Board requested to go ahead with staff coming up with a budget.
- ◆ Building Inspections, Planning and Zoning have moved.
- ◆ Green Drive drainage plans are out to bid.
- ◆ Ash Road repairs for Patterson, Ogeechee, Cherokee, Hester, Ingram, Green Morgan School Road, Indigo Road, Taylor Chapel Road, and Union Springs Road are out for bid.
- ◆ Road resurfacing for Fox Bow Drive, Pine Hill Estates Road, Log Landing Roads are currently under consideration.
- ◆ Commissioner Loper would like for Long Bridge Road to be looked at soon because the road is separating. Staff stated that this road is on a different list to be taken care of soon.
- ◆ Food Service Contract started April 1st.
- ◆ Radio Upgrades – Staff is working to complete a long range plan and provide upgrades.
- ◆ Impact Fees – Staff is currently working to determine fundable project from the current study and review of necessary ordinance amendments

- ◆ Chief Local Elected Officials meeting has been rescheduled for Tuesday, May 7 at 10:00 a.m. at the Richmond Hill City Center. Let the County Clerk know if you would like to attend.
- ◆ Committee Reports sent to Board ahead of time for anyone to add a topic.
- ◆ Herbert Kessler Road and the realigning of the road.

Commissioner Mason discussed the following:

- ◆ How the County bidding process is handled.

Commissioner Kieffer discussed the following:

- ◆ Light on Rincon Stillwell Road where a boy was killed.

County Clerk Crawley discussed the following:

- ◆ 4-H banquet will be held on Thursday, April 04th. Please let the County Clerk know if you will be attending.

ADJOURNMENT

At 7:06 p.m., Commissioner Jones made a motion to adjourn the meeting.

Commissioner Loper seconded the motion. The motion carried unanimously.

Wendall Kessler, Chairman

Patrice R. Crawley, County Clerk