

**THE EFFINGHAM COUNTY
COMMISSIONERS' MEETING**

The Board of Commissioners of Effingham County, Georgia, Mr. C. D. Zeigler, Chairman, 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 5:00 p.m. on Tuesday, June 19, 2012 in the Commissioners' Meeting Room at the Effingham County Administrative Complex.

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, Ms. Rushe Hudzinski-Sero, Human Resources Director, Mrs. Joanna Wright, Finance Director, Mr. David Grandgeorge, Mrs. Carolyn Collins, Mr. Roscoe Collins, Mr. Franklin Goldwire, Mr. Scott Hinson, Mr. Charlie Kea, Mr. Bob Summers, Mr. Kevin Patterson, Ms. Frances Thompson, Mr. Travis Blankenship, Mr. Ralph Graham and Mr. Nick Mueller.

CALL TO ORDER

Chairman Zeigler called the regular meeting to order.

INVOCATION AND PLEDGE TO THE AMERICAN FLAG

Chairman Zeigler gave the invocation and the pledge to the American Flag.

AGENDA APPROVAL

Commissioner Mason made a motion to approve the Agenda with the corrections. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CORRESPONDENCE

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

MINUTES

Commissioner Kieffer made a motion to approve the minutes for the June 05, 2012 Commissioners meeting. Commissioner Jones seconded the motion. The motion carried unanimously.

PUBLIC COMMENTS

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

NEW BUSINESS

PUBLIC HEARING AND CONSIDERATION TO APPROVE A RESOLUTION TO ADOPT THE FISCAL YEAR 2011 CAPITAL IMPROVEMENT ELEMENT (01): Zoning Administrator Shaw explained that the Capital Improvement Element update is a required report for all jurisdictions that collect impact fees as per the rules of the Georgia Department of Community Affairs. This element is an accounting of how impact fee money was used as well as a copy of the County Short Term Work Program. The Capital Improvement Element update must be adopted by resolution by the Board of Commissioners to maintain our Qualified Local Government Status.

Chairman Zeigler opened up the Public Hearing on the 2011 Capital Improvement Element. There were no objectors. Chairman Zeigler closed the Public Hearing.

Vice-Chairman Loper made a motion to approve a Resolution to adopt the Fiscal Year 2011 Capital Improvement Element (see minute book page _____). Chairman Zeigler seconded the motion. Commissioners Kieffer and Jones opposed the motion. Chairman Zeigler, Vice-Chairman Loper, Commissioners Mason and Brantley voted in favor of the motion. The motion carried.

CONSIDERATION TO APPROVE A CONTRACT WITH THE DEPARTMENT OF HUMAN SERVICES FOR FAMILY CONNECTION FY 2013 (02): Reverend David Grandgeorge, Chairman of Family Connection/Communities in School, explained that the goal of Family Connection is that all youth in Effingham County will grow up in strong and healthy families. With the grant from the Department of Human Services, Family Connection can provide services to help reach their goal.

County Attorney Gotwalt explained that a stipulation should be place on the Family Connection contract that they enter into a Memorandum of Understanding, give written documentation of their nonprofit status, and a copy of their 990 paperwork. Reverend Grandgeorge agrees with the stipulation.

Chairman Zeigler made a motion to approve the contract with the Department of Human Services for Family Connection FY2013 with the stipulation that Family Connection enter into a Memorandum of Understanding, give written documentation of their nonprofit status, and a copy of their 990 paperwork (see minute book page ____). Vice-Chairman Loper seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE ANNUAL AGREEMENTS WITH MOTOROLA FOR 911 EQUIPMENT & PUBLIC SAFETY RADIO INFRASTRUCTURE (03): E911 Director Spinks explained that Motorola handles the 911 equipment and the public safety radio infrastructure. Yearly, the Board enters into a maintenance agreement with Motorola for support of the equipment and infrastructure. Staff recommends approving this agreement.

Vice-Chairman Loper made a motion to approve the annual agreements with Motorola for 911 Equipment & Public Safety Radio Infrastructure (see minute book page ____). Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE THE NOTICE OF PARTICIPATION CHANGE IN ERSGA (04): Human Resources Director Hudzinski-Sero explained that Senate Bill 286 signed into law Act 728 which amends O.C.G.A. 47-2-292 and provides that effective July 1, 2012 newly elected tax officials and newly hired full time employees will no longer be eligible for Employee Retirement Systems of Georgia ERSGA membership and newly elected tax officials and newly hired full time employees will no longer be eligible for dual participation in county pension plans and ERSGA.

Vice-Chairman Loper made a motion to approve participation in the Effingham County Defined Benefit Plan only for the newly elected and hired full

time employees in the Tax Commissioners Office (see minute book page _____). Commissioner Mason seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE BOARD OF EDUCATION TO PROVIDE ACCESS TO SCHOOLS FOR DISASTER SHELTERS (05): EEMA Director Myrick explained that the agreement between Effingham County and the Board of Education will be to allow Effingham County Emergency Management Agency access to six (6) schools for the purpose of disaster shelters.

Commissioner Jones made a motion to approve a Memorandum of Understanding with the Board of Education to provide access to schools for disaster shelters (see minute book page _____). Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH GEORGIA POWER COMPANY FOR RIGHT OF ENTRY TO SAND HILL RECREATION PARK IN THE EVENT OF A DISASTER (06): EEMA Director Myrick explained that Effingham County provides a logistical staging point in the event of a disaster to Georgia Power Company. This location is adjacent to Sand Hill Elementary School. This Memorandum of Understanding is for five years and works as an integrated part of Georgia Power Company's Emergency Preparedness Plan.

Vice-Chairman Loper made a motion to approve a Memorandum of Understanding with Georgia Power Company for right of entry to Sand Hill Recreation Park in the event of a disaster (see minute book page _____). Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE AN AGREEMENT WITH PLUM CREEK FOUNDATION FOR WILD LAND FIREFIGHTING GEAR (07): Fire Chief Ashcraft explained that grant funding was sought to outfit firefighters with wild land firefighting gear. This basic equipment is required to complete certification level training by Georgia Forestry. The grant award is in the amount of \$9,020.

Vice-Chairman Loper made a motion to approve accepting the grant from Plum Creek Foundation for wild land firefighting gear. Commissioner Mason seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE SENDING A LETTER TO THE MUNICIPALITIES CONCERNING STORMWATER UTILITIES SERVICE (08): County Administrator Crawley explained that staff presented information concerning the implementation of a Stormwater Utility Study during a workshop on June 5, 2012. Information presented was based on the most recent aerial photography from 2008 and outlined a potential fee structure for the implementation of a stormwater utility fee. The board provided direction to not move forward with implementing a stormwater utility fee at this time.

Commissioner Jones made a motion to approve sending a letter to the municipalities concerning stormwater utilities service. Vice-Chairman Loper seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE AN ADDITIONAL SERVICES AGREEMENT WITH EMC ENGINEERING TO PROVIDE TOPOGRAPHIC SURVEY SERVICES TO COURTHOUSE ROAD EXTENSION (09): Civil Engineer Allen explained that Effingham County previously contracted with EMC to provide survey services associated with the Courthouse Road Extension project. The next step in the acquisition process is to obtain a topographic survey of the proposed corridor to verify that the proposed improvements will fit within the proposed right-of-way and to determine any consequential damages caused by the acquisition.

Commissioner Mason made a motion to deny the additional services agreement with EMC Engineering to provide topographic survey services to Courthouse Road Extension. Vice-Chairman Loper seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A RESOLUTION REQUESTING ACCG ISSUANCE OF CERTIFICATES OF PARTICIPATION TO FINANCE THE EFFINGHAM COUNTY SHERIFF'S OFFICE AND JAIL PROJECT (10): County Administrator Crawley explained that Sheriff's Office and Jail project was approved as a tier 1 SPLOST project effective July, 2012. The Board expressed a desire to finance the project so to assure cash flow for project related expenses and to all SPLOST payments to the Cities while the project is being constructed. A resolution is the first step in the financing process.

Commissioner Kieffer made a motion to approve a Resolution requesting ACCG issuance of certificates of participation to finance the Effingham County Sheriff's Office and Jail Project (see minute book page _____). Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE THE NOTICE OF SALE TO SURPLUS SELF CONTAINED BREATHING APPARATUS (11): County Administrator Crawley explained that the Fire Department has six self contained breathing apparatus that have been replaced. Savannah Technical College has a Firefighter Certification program that could use the apparatus for training.

Commissioner Jones made a motion to approve the notice of sale to surplus self contained breathing apparatus and to donate them to Savannah Technical College with the stipulation that the equipment will be used for training only. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE REAPPOINTING HERB JONES AS THE NON-PUBLIC REPRESENTATIVE FOR EFFINGHAM COUNTY TO SERVE ON THE COASTAL REGIONAL COMMISSION (12): County Administrator Crawley explained that the Coastal Regional Commission serves 10 counties and 35 cities. The Coastal Regional Commission is directed by a Commission Council, a body of elected and appointed officials representing the public and private sectors. Mr. Jones has served as a non-public representative of Effingham County and the cities of Guyton, Rincon and Springfield for the CRC Council.

Vice-Chairman Loper made a motion to approve reappointing Herb Jones as the non-public representative for Effingham County to serve on the Coastal Regional Commission. Chairman Zeigler seconded the motion. The motion carried unanimously.

WORKSHOP

EOC MANAGEMENT AND OPERATION – EEMA Director Myrick explained the duties of the Effingham Emergency Management Agency.

PUBLIC HEARING

BUDGET HEARING FOR FISCAL YEAR 2012/2013 – County Administrator

Crawley gave an overview of the budget.

Corner Exley, Judge Mosley, and Judge Hinson explained the reason for their Budget request.

PLANNING BOARD

NEW BUSINESS

FRANK & MYRA LEWIS – PUBLIC HEARING (01): Zoning Administrator Shaw explained that the applicants would like their request tabled.

Commissioner Jones made a motion to table the rezoning request by Myra and Frank Lewis to July 17, 2012. Commissioner Kieffer seconded the motion. The motion carried unanimously.

MIKE SCOTT – PUBLIC HEARING (02): A Public Hearing was held on the application by Mike Scott for a rural business to allow for a business sign on map and parcel 328A-5, 6 located at 2526 Blue Jay Road 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 Mike Scott for a rural business to allow for a business sign on map and parcel 328A-5, 6 located at 2526 Blue Jay Road. Commissioner Kieffer seconded the motion. The motion carried unanimously.

WILLIAM G. BLACKARD – PUBLIC HEARING (03): A Public Hearing was held on the application by William G. Blackard for a condition use to allow for a one acre family cemetery on Map and Parcel 311-7 located at 1960 Springfield Road 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 William G. Blackard for a condition use to allow for one acre family cemetery on Map and Parcel 311-7 with the stipulation that a plat of the cemetery shall be approved by the Zoning Administrator and recorded. Vice-Chairman Loper seconded the motion. The motion carried unanimously.

EFFINGHAM COUNTY – PUBLIC HEARING (04): A Public Hearing was held on the application by Effingham County to amend Appendix C – Zoning Ordinance to allow for Bed & Breakfast lodging facilities in AR-1, AR-2 and all commercial districts.

Zoning Administrator Shaw presented the request.

Mr. Nick Mueller is in favor of the ordinance.

Commissioner Jones made a motion to approve the First Reading for the application by Effingham County to amend Appendix C – Zoning Ordinance to allow for Bed & Breakfast lodging facilities in AR-1, AR-2 and all commercial districts.

Commissioner Kieffer seconded the motion. The motion carried unanimously.

PUBLIC HEARING

BUDGET HEARING FOR FISCAL YEAR 2012/2013 – County Administrator

Crawley explained some of the changes to the budget will be the following:

- Library and Health Department 5/4 percent
- Reduce Health Insurance cost
- Contingency and capital expenditures – still to be addressed
- GIS position
- Revenue adjustment
- Retirement reduced from 6 to 3

NEW BUSINESS CONTINUED

CONSIDERATION TO APPROVE THE FIRST READING OF THE BUDGET FOR FY 2012/2013 (13): Commissioner Kieffer tabled the First Reading of the Budget to June 26. Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A RESOLUTION TO REQUEST THE ELECTION SUPERINTEND TO CALL AN ELECTION OF THE VOTER TO MODIFY THE SPECIAL PURPOSE LOCAL OPTION SALES TAX (SPLOST) (14): Commissioner Jones made a motion to table this item until the June 26th meeting. Vice-Chairman Loper seconded the motion. The motion carried unanimously.

EXECUTIVE SESSION

At 8:24 p.m., Chairman Zeigler made a motion to go into Executive Session to discuss personnel, property, and pending litigation. Commissioner Kieffer seconded the motion. The motion carried unanimously.

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

At 9:10 p.m. Chairman Zeigler made a motion to go back into Regular Session. Commissioner Brantley seconded the motion. The motion carried unanimously.

ADDITION TO THE AGENDA

Chairman Zeigler made a motion to approve adding New Business Number 15 – Consideration to approve a mutual release from terms of water service agreement with Logan's Landing Development, Inc. Commissioner Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A MUTUAL RELEASE FROM TERMS OF WATER SERVICE AGREEMENT WITH LOGAN'S LANDING DEVELOPMENT, INC. (15): Chairman Zeigler made a motion to approve. Vice-Chairman Loper seconded the motion. The motion carried unanimously.

REPORTS FROM COMMISSIONERS AND ADMINISTRATIVE STAFF

Commissioner Jones discussed the following:

- ◆ Hospital millage and the request of the land

Vice-Chairman Loper discussed the following:

- ◆ Road sliding off on Long Bridge Road

Commissioner Mason discussed the following:

- ◆ Shoulders on Log Landing Road
- ◆ Recycle bank and issue about it not working on it the way it was suppose to or not

Commissioner Kieffer discussed the following:

- ◆ Bike lanes and the need to clean it

County Administrator Crawley discussed the following:

- ◆ Head Start leasing space to continue
- ◆ Continuing Budget Resolution at your next meeting
- ◆ ACCG Summer Regional Membership meeting – Vice-Chairman Loper and Commissioner Brantley
- ◆ ACCG Fall Policy meeting will be in Athens

- ◆ Chamber Annual retreat in August – let Patrice know if you are planning on attending
- ◆ Old Augusta traffic signal request to design with the entrance road to the Exley property and the County to pay for the design and survey
- ◆ Animal Control and trap rentals being held for now
- ◆ LOST meeting will be held July 20th at 5:00 p.m. at the Administration Complex

ADJOURNMENT

At 9:27 p.m., Chairman Zeigler made a motion to adjourn. Commissioner Loper seconded the motion. The motion carried unanimously.

C. D. Zeigler, Chairman

Patrice R. Crawley, County Clerk