

**EFFINGHAM COUNTY
BOARD OF COMMISSIONERS MEETING**

June 2, 2015

The Board of Commissioners of Effingham County, Georgia, Mr. Wendall Kessler, Chairman, Mrs. Vera Jones, Vice Chairperson, Mr. Forrest Floyd, Mr. Jamie Deloach, Mr. Reginald Loper and Mr. Phil Kieffer met in regular session 5:00 pm on Tuesday, June 2, 2015 in the Commissioners' Meeting Room at the Effingham County Administrative Complex.

PERSONS ATTENDING THE MEETING

Mr. Eric Gotwalt, County Attorney, Mr. Toss Allen, County Administrator, Mrs. Stephanie Johnson, County Clerk, Mrs. Joanna Wright, Finance Director, Ms. Fiona Charleton, Purchasing Agent, Mr. Clint Hodges, Fire Chief, Mr. Clarence Morgan, Recreation Director, Mr. Tim Matthews, Mr. Patrick Graham, Mr. Craig Johnson, Mr. Jack Garvin, Mr. Ronnie Thompson, Ms. Claudia Collier, Ms. Gigi Rigsby and Mr. Pat Donahue

CALL TO ORDER

Chairman Kessler called the meeting to order.

INVOCATION

Vice Chairperson Jones gave the invocation.

PLEDGE TO THE AMERICAN FLAG

Chairman Kessler led the Pledge to the American Flag.

AGENDA APPROVAL

Commissioner Kieffer made a motion to approve the agenda as read. Commissioner Deloach seconded the motion. The motion carried unanimously.

MINUTES

Chairman Kessler asked if there were any corrections or additions to the May 19, 2015 Commission meeting minutes.

Commissioner Loper made a motion to approve the minutes as read. Commissioner Kieffer seconded the motion. The motion carried unanimously.

PUBLIC COMMENTS

Chairman Kessler stated public comment should be limited to agenda items only.

CORRESPONDENCE

Chairman Kessler explained all correspondence and documents from the meeting are located in the Clerk's office and on the Board of Commissioner's website.

NEW BUSINESS**CONSIDERATION TO APPROVE AN MOU FOR THE ANTICIPATED COLLECTIONS ADDENDUM FROM NON-FEDERAL SOURCES FOR THE SAVE PROGRAM (01):**

County Clerk Johnson explained The Department of Homeland Security and the US Citizenship and Immigration Services (USCIS) designed a program named Systematic Alien Verification of Entitlements (SAVE). This is an intergovernmental initiative to aid benefit granting agencies in determining an applicant's immigration status. Furthermore it ensures that only entitled applicants receive Federal, State or Local public benefits and licenses.

USCIS requires the attached addendum to be updated on a yearly basis.

Commissioner Kieffer made a motion to approve the addendum of the Memorandum of Agreement. Commissioner Loper seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE TO ALLOW THE LEASE AGREEMENT WITH AIRMETHODS CORPORATION (FORMERLY OMNI FLIGHT) TO AUTOMATICALLY RENEW FOR FISCAL YEAR 2016 AND TO SIMPLIFY THE CONTRACT BILLING (02):

Purchasing Agent Charleton explained The Board entered into a lease agreement with OmniFlight Helicopters, d/b/a Rescue Air 1 (Lifestar), now known as AirMethods Corporation, in November 2008. The original agreement ran from November 2008 to June 30, 2009, with five automatic one year renewals. At the conclusion of the original term, the agreement allows for an additional five automatic annual renewals (until 2019) unless otherwise cancelled. The County currently invoices AirMethods three times a month for (1) gas used, (2) utilities and (3) building rent. AMC has agreed for the County to invoice them an average amount each month to simplify the billing process.

Commissioner Loper made a motion to approve to allow the agreement with OmniFlight Helicopters d/b/a Rescue Air 1 (Lifestar), now known as AirMethods Corporation to renew for fiscal year 16, and board approval of Amendment No.2 to the agreement, which will simplify the contract billing. Commissioner Floyd seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE AND EXECUTE FCC NOTIFICATION FOR SPECTRUM MANAGER LEASE OWNERSHIP DISCLOSURE INFORMATION AND SPECTRUM LEASE AGREEMENT (03):

Purchasing Agent Charleton explained Effingham County uses Sensus software to read meters. As the spectrum that Sensus owns is a private frequency, Federal Communications Commission approval and registration is required. The County's current Federal Communications Commission Wireless Telecommunications Bureau Radio Station Authorization for spectrum from Sensus expires on 08-05-2015. There is no cost for the FCC Radio Station Authorization.

Vice Chairperson made a motion to approve to complete and execute the Spectrum Manager Lease Ownership Disclosure Information and Spectrum Lease Agreement in order for Sensus to apply for an FCC Radio Station Authorization in the name of the County. Commissioner Loper seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A CONTRACT WITH CHA FOR MASTER PLANNING AND SCHEMATIC DESIGN SERVICES FOR THE NEW RECREATIONAL FACILITY (04):

County Administrator Allen explained The Board commissioned a Recreation Master Plan to aid the County in planning for future recreational needs. The firm of CHA was hired to complete this 15 year Comprehensive Recreation and Parks Plan in July 2015. On May 5 2014, the Board accepted a bid from CHA Sports/HGBD for architectural and engineering services for SR119 Recreation Complex improvements.

Prior to awarding the contract, the Board requested CHA to submit a scope of work and a proposal to prepare a projected capital improvement program which includes program costs and a 15 year phasing and implementation plan. On July 15, 2014, the Board awarded a contract to CHA Sports to complete that work.

On January 20 2015, that master plan, which considered the option of creating a new centralized park to accommodate existing and future recreational needs, was presented to the Board of Commissioners. On November 18 2014, the Board purchased 76.89 acres of land for the new centralized recreation complex. On January 6 2015, the Board purchased an additional 27.83 acre tract and a 15.41 acre tract for the new centralized recreation facility.

The master plan and schematic design are the first step in obtaining complete construction drawings for the new facility. In conjunction with this work the county will be acquiring survey and geotechnical work through separate contracts. The Board approved a proposal for master planning and schematic design on May 19, 2015. After the proposal was approved, additional terms and conditions were provided which had not been reviewed by the attorney or the Board. The Scope of Services and price remains unchanged.

Patrick Graham of CHA Sports spoke with the Board about scheduling two programming workshops to continue moving forward in the process and making site visits to existing facilities.

CONSIDERATION TO APPROVE THE SECOND READING OF THE BUDGET ORDINANCE FOR FISCAL YEAR 2015-2016 (05):

Finance Director Wright explained a budget ordinance is passed in conjunction with the budget document. The budget ordinance governs the operation of the Budget. Staff asks for approval of the Second Reading.

Commissioner Loper made a motion to approve the Second Reading. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE THE SECOND READING OF THE FISCAL YEAR 2015-2016 BUDGET (06):

Finance Director Wright explained there are two items Staff is asking for approval of revisions to the budget document for medical indigent care and how it will be used. The second item is a line item change for Departments 7 and 25, which relates to Public Defender and State Court offices and due to structure changes. The budget for this department was received after the material was distributed. An updated sheet has been provided.

Vice Chairperson Jones made a motion to approve the Second Reading of the Budget. Commissioner Deloach seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A RESOLUTION TO SET THE 2015 FIRE FEES (07):

Finance Director Wright explained each year the Board approves a resolution to set the Fire Fees which is billed on the property tax bills. There are no changes to the current fee. Staff requests approval.

There was a brief discussion on the status of the City of Springfield setting their fire fees.

Commissioner Loper made a motion to approve the resolution to set the 2015 Fire Fee. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A RESOLUTION TO SET THE 2016 SANITATION FEES (08):

Finance Director Wright explained this fee is approved each year in conjunction with the budget. The fees are unchanged. Staff requests approval.

Commissioner Floyd made a motion to approve the resolution to set the 2016 Sanitation Fees. Vice Chairperson Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE A MOU BY AND BETWEEN EFFINGHAM COUNTY AND THE OGEECHEE JUDICIAL CIRCUIT DRUG COURT FOR STATE OF GEORGIA OFFICE OF THE GOVERNOR CRIMINAL JUSTICE COORDINATING COUNCIL AND TO ACCEPT GRANT FUNDS (09):

Finance Director Wright explained the Drug Court requested to go out and seek grants, grant funds have been received. The Ogeechee Judicial Circuit currently operates a Drug Court within Effingham County. In previous years they have received funding from both grants and the County. The current grant will carry them through June of 2016. The county currently budgets the majority of the funds received each year for use in coordination with probation activities. There will be a budget increase because this information was just received.

Vice Chairperson Jones made a motion to approve the request. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO AUTHORIZE THE CHAIRMAN TO EXECUTE A CONTRACT FOR INDIGENT DEFENSE SERVICES FOR STATE COURT FOR FISCAL YEAR 2016 (10):

County Administrator Allen explained the County is required to provide indigent defense services. The Ogeechee Public Defenders Office has been providing indigent defense services to Superior Court, State Court and Juvenile Court for several years. State Court would now like to contract their own private public defender. Superior Court and Juvenile Court will continue to utilize the services of the Public Defender's Office and those services will be provided under a separate contract. Funding is included in the budget which was approved.

Commissioner Loper made a motion to approve to execute the contract for Indigent Defense Services. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE AN ENFORCEMENT RESPONSE PLAN (11):

County Administrator Allen explained this to be a continuation of the MS4 submittal. The plan is summation of the Notice of Intent and Stormwater Management Program previously approved by the Board.

Commissioner Floyd made a motion to approve the Enforcement Response Plan. Vice Chairperson Jones seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE TO AUTHORIZE THE COUNTY ADMINISTRATOR TO SIGN A WATER EXTENSION LETTER TO EPD FOR MOON RIVER STUDIOS (12):

County Administrator Allen explained part of the application process requires the local government responsible for providing the water and/or sewer service to provide a letter stating that they are willing to and capable of providing the service and that the lines will not be constructed on or in close proximity to an abandoned landfill. The developer's consultant has provided the county with a letter certifying that the property does not contain an active or inactive landfill.

Commissioner Floyd made a motion to approve to authorize the County Administrator to sign the letter. Commissioner Deloach seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE THE FIRST READING AND SECOND READING OF REVISIONS TO THE LITTER CONTROL ORDINANCE (13):

County Administrator Allen explained in conjunction with our designation as an MS4 Effingham County was required to adopt a litter control ordinance. It is another tool to help keep the waters of the county and the state clean. The litter ordinance was approved by the Board on December 09, 2014.

During our first annual MS4 update EPD noted that our litter ordinance needed to contain requirements to control construction site waste, concrete truck washout and other contaminants related to construction activity.

County Attorney Gotwalt advised there should be two separate votes on the two readings.

Commissioner Floyd made a motion to approve the revisions of the First Reading of the Litter Control Ordinance. Commissioner Deloach seconded the motion. The motion carried unanimously.

Commissioner Floyd made a motion to approve the revisions of the Second Reading of the Litter Control Ordinance. Commissioner Kieffer seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPROVE AN ORDINANCE FOR CONVEYANCE OF 1.993 ACRES OF LAND (14):

There was no discussion; Chairman Kessler requested this item be tabled until the end of the meeting. Commissioner Loper made a motion to table until the end of the meeting. Commissioner Deloach seconded the motion.

At the end of the meeting the item was reconsidered. Chairman Kessler requested a motion to table the item until the June 23, 2015 meeting.

Vice Chairperson Jones made a motion to table until the June 23, 2015 meeting. Commissioner Deloach seconded the motion. The motion carried unanimously.

CONSIDERATION TO APPOINT A MEMBER TO THE RECREATION BOARD FOR THE FOURTH DISTRICT (15):

Commissioner Loper stated he would like to appoint Craig Johnson to serve on the Recreation Board for the Fourth District and further made said motion. Commissioner Deloach seconded the motion. The motion carried unanimously.

REPORTS FROM COMMITTEES, COMMISSIONERS AND STAFF

There were no reports from Staff.

Commissioner Loper discussed the following:

1. Business Request

- A gentleman with a Bait and Tackle business asked permission to setup on County property at Longbridge Road and the Ogeechee River. The Board agreed to not allow this use.

Chairman Kessler discussed the following:

1. Subdivision Roads

- Still receiving calls about subdivision road condition; questioned status of repairs

EXECUTIVE SESSION

At 5:59 pm, Commissioner Kieffer made a motion to enter executive session to discuss Personnel, Property and Pending Litigation. Vice Chairperson Jones seconded the motion. The motion carried unanimously.


EXECUTIVE SESSION MINUTES

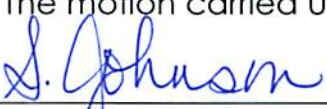
Commissioner Loper made a motion to approve the May 19, 2015 executive session minutes. Commissioner Deloach seconded the motion. The motion carried

ADJOURNMENT

Commissioner Kieffer left the meeting during executive session.

At 7.18 pm, Commissioner Loper made a motion to adjourn the meeting. Commissioner Deloach seconded the motion. The motion carried unanimously.


WENDALL KESSLER, CHAIRMAN


STEPHANIE JOHNSON, COUNTY CLERK