

**EFFINGHAM COUNTY  
BOARD OF COMMISSIONERS MEETING**

*June 19, 2018*

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The Board of Commissioners of Effingham County, Georgia, Mr. Wesley Corbitt- Chairman, Mr. Forrest Floyd, Mrs. Vera Jones, Mr. Jamie Deloach, Mr. Reginald Loper – Vice Chairman and Mr. Phil Kieffer met in regular meeting 5:00 pm on Tuesday, June 19, 2018 in the Commissioners Meeting Room at the Effingham County Administrative Complex.

**PERSONS ATTENDING THE MEETING**

Mr. Steve Davis – County Administrator, Mr. Edward Newberry - County Attorney, Ms. Stephanie Johnson – County Clerk, Mrs. Vicki Dunn – HR Director, Mr. Thomas Kilmartin-Finance Director, , Mr. Clint Hodges – Fire/EMA Director, Mrs. Fiona Charleton – Purchasing Agent, Mrs. Janis Bevill – Tax Appraiser, Mrs. Linda McDaniel – Tax Commissioner, Mr. Clarence Morgan – Recreation Director, Mr. Jay Spinks –911 Director, Mr. Andy Rich – IT Department, Judge Beth Mosely - Probate Court, Mr. Scott Lewis – Magistrate Court Judge, Ms. Christy Carpenter, Mr. Mark Barnes, , Mr. Chris Reed – IT Director, Mr. Tony Chiariello, Mr. Brett Bennett, Dr. Franklin Goldwire, Mr. Jack Garvin, Ms. Pearl Boynes, Ms. Lucille P. Tate, Ms. Dorothy M. Davis, Ms. Gwendolyn Goldwire, Ms. Betty Renfro, Mr. Robert Hunter, Mr. Willie H. Wright, Ms. Tina Brown, Mr. Mike Brown, Mr. Andrew Blackard, Mrs. Beverly H. Scott, Mr. Levan Scott Jr. , Mr. James F. Roberts, Dr. Cheryl Goldwire, Mr. Elliott C. Giles, Mr. Alphonso Giles, Dr. Barbara Prosser, Diane & Jimmy Center, Ms. Gladys B. Smalls, Mr. Murray Marshall, Mrs. Hursula Pelote and Mr. Warren Kennedy

**I - CALL TO ORDER**

Chairman Corbitt called the meeting to order at 5:02 pm.

**II - INVOCATION**

Commissioner Deloach gave the invocation.

**III - PLEDGE TO THE AMERICAN FLAG**

The Pledge was sounded in unison.

**IV - AGENDA APPROVAL**

County Clerk Johnson requested to add “Consideration to approve a Memorandum of Agreement between Effingham County Board of Commissioners and the Department of Community Affairs to receive a one-time grant in the amount of \$1,312.00 as Consent Agenda# 9 and to remove Planning Board Presentment# 3 and #4 for an application by Fred Ryan.

Vice Chairperson Loper made a motion to approve the agenda with the noted changes. Commissioner Deloach seconded the motion. The motion carried unanimously.

**V – MINUTES**

Chairman Corbitt stated there is a correction to be made under the motion made for New Business# 2 – to change title on Dept. 11 from contingency to legal services to change title on Dept. 11 from Administration back to Commissioners and line item from contingency to legal services.

Commissioner Jones made a motion to approve the minutes of the June 5, 2018 Commission meeting minutes with the correction. Commissioner Deloach seconded the motion. Commissioner Floyd abstained from voting due to absence for a portion of the meeting. The motion carried.

**VI - PUBLIC COMMENTS**

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

**VII - MILLAGE – PUBLIC HEARING (5:15 PM)**

The Chairman closed the regular meeting.

The Chairman opened the 1<sup>st</sup> Public Hearing for the Millage.

County Administrator Davis explained the budget produced was based on maintaining the current millage rate of 6.558. This was advertised, released and produced by the Tax Commissioner, Tax Assessor and Finance Department. There is a 100 million increase to the tax digest based on fair market values.

Chairman Corbitt and Commissioner Jones made some comments regarding the history of the millage.

There were no comments from the public.

The public hearing was closed at 5:22 pm. The Chairman entered back into regular session.

**VIII - CORRESPONDENCE**

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

**IX – CONSENT AGENDA**

Commissioner Deloach made a motion to approve the following Consent Agenda items: **(1)** Consideration to approve to renew the Agreement for Lodging Excise Tax Distribution with the Effingham County Chamber of Commerce **(2)** Consideration to approve to renew the Agreement with the City of Rincon for the use of an inmate work detail for an additional twelve (12) month period. **(3)** Consideration to approve the Lease Agreement between Effingham County and the State Properties Commission for office space for the Department of Juvenile Justice **(4)** Consideration to approve Amendment No. 2 to extend the Agreement with the City of Rincon to operate Fire Station #4 for an additional year, from July 1, 2018 – June 30, 2019 **(5)** Consideration to approve to renew the Memorandum of Understanding with the Georgia Forestry Commission for antenna/receiver space on the

County Tower located at transfer site on Courthouse Road **(6)** Consideration to approve an Agreement with the Georgia Department of Transportation (GDOT) for an inmate detail for fiscal year 2019 **(7)** Consideration to approve a one year renewal of the Fire Services Agreement with the City of Springfield **(8)** Consideration to approve to renew the Minibulk Product and Equipment Agreement with Univar. **(9)** Consideration to approve a Memorandum of Agreement between Effingham County Board of Commissioners and the Department of Community Affairs to receive a one-time grant in the amount of \$1,312.00. Commissioner Floyd seconded the motion. The motion carried unanimously.

**X- NEW BUSINESS**

**CONSIDERATION TO APPROVE THE SECOND READING OF THE BUDGET AND BUDGET ORDINANCE FOR FISCAL YEAR 2018-2019 (01):**

County Administrator Davis gave an extensive overview of and confirmed the nine (9) stipulations outlined by the Board at the June 5, 2018 meeting have been incorporated into the budget. Some additional edits for various departments were also presented.

There was a discussion and questions among the Board, Staff and the County Attorney regarding the approval of the new proposed changes.

Jay Spinks, 911 Director explained his need for a vehicle. At one time Mr. Spinks had a county vehicle but due to 2016 budget cuts and a reduction in fleet the vehicle was returned to the Sheriff's department.

Commissioner Jones made a motion to approve the budget and budget ordinance with the nine (9) items added at the June 5, 2018 meeting as well as the adjustments made by Staff in the documents provided, further that we look at the fire fees at the next July meeting and may also create a budget amendment at that time. Commissioner Floyd seconded the motion.

Commissioner Kieffer opposed the motion. Commissioners Jones, Floyd, Deloach and Loper approved the motion. The motion carried four to one.

*(See Insurance Premium Memo of Record, dated June 19, 2018)*

**CONSIDERATION TO APPROVE A RESOLUTION TO ADOPT THE 2019 SANITATION FEES (02):**

County Administrator Davis explained the only change to this resolution is to add a fee for an additional recycle cart. This charge is \$48.00 per year.

Commissioner Deloach made a motion to approve the resolution. Vice Chairman Loper seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A SPONSOR AGREEMENT AND PROPERTY OWNER MARKER EASEMENT TO ALLOW FOR THE ERECTION OF A HISTORICAL MARKER LOCATED AT 434 WALLACE DRIVE (OLD CENTRAL SCHOOL) (03):**

County Clerk Johnson explained Dr. Goldwire discussed with the Board previously a request to have a historical marker placed at the old Central School site. Details are included in the application presented for the placement of the marker to be placed at this location.

Dr. Franklin Goldwire shared some history of the site and asked for the Board's approval of the easement and sponsorship for this request. The statement was also made that the State may provide up to \$2500.00 towards the erection of the marker if the application is approved.

Commissioner Deloach made a motion to approve the Property Owner Marker Easement, allow for the erection of the historical marker and County sponsor at the \$5000 level. Vice Chairman Loper seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A FILM LOCATION AGREEMENT WITH FREEDOM RUN FILMS, LLC TO FILM SCENES FOR A MOVIE AT THE HISTORIC SOCIETY AND TOMMY LONG LANDING (04):**

County Clerk Johnson explained the film company would like to use the Historic Society site and the Tommy Long Landing for filming.

In previous agreements we've imposed a fee of \$35.00 per hour for a staff member to be on site during filming hours. The company has also

Vice Chairman Loper made a motion to approve the Location Agreement and allow Freedom Run Films LLC the use of the Effingham Living History Museum July 5, 2018 from 7:00 AM - 7:00 PM and on July 6, 2018 3:00 PM – 11:00 PM and for Tommy Long Road Boat Ramp on July 11, 2018 from 7:00 AM to 9:00 PM to film a segment of a movie at a rate of \$35.00 per hour (Dates are subject to change). Commissioner Deloach seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A MEMORANDUM OF AGREEMENT (MOA) WITH SAVANNAH TECHNICAL COLLEGE FOR STUDENTS TO RIDE WITH EMERGENCY MEDICAL SERVICE (EMS) (05):**

Purchasing Agent Charleton explained it has been a long standing practice with EMS to allow medical students to ride with the ambulance crews to gain experience firsthand. Savannah Tech would like the opportunity to allow their Health Science students to ride with Effingham County EMS.

The number of students will be determined by mutual agreement of Effingham County EMS and Savannah Technical College. A schedule will be provided at least two weeks prior to the student's first day. All students are required to have \$1,000,000 liability insurance. The MOU will be in effect as of the date signed until December 31, 2020 unless either party requests a change. The MOU has been reviewed and approved by the County Attorney

Vice Chairman Loper made a motion to approve the MOU with Savannah Technical College. Commissioner Deloach seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE AN AGREEMENT, SCHEDULE AND ADDENDUM WITH ALCOHOL MONITORING SYSTEMS INC. FOR USE AND MONITORING OF SCRAM DEVICES FOR FISCAL YEAR 2019 (06):**

Purchasing Agent Charleton explained the County has an agreement in place with AMS for the use and monitoring of SCRAM devices. The devices are transdermal testing ankle bracelets which are used as a court ordered condition of Probation and/or Bond. AMS have sent an updated Master Agency Agreement and a Product and Service Schedule to the Master Agency Agreement. . The County Attorney has prepared an Addendum to County Multi-Year Contract, Limitation and Annual Appropriations which will become part of the contract documents.

Use of the SCRAM device allows alcohol related offenders to remain productive members of the community while being monitored 24 hours a day as directed by the sentencing court at a cost to the offender of about \$8 per day. The cost to the County is \$6.70 per day.

Commissioner Deloach made a motion to approve the Agreement and Schedule with Alcohol Monitoring Systems Inc. for the use and monitoring of SCRAM devices for the period July 1, 2018 through June 30, 2019 and approval of the Limitation and Annual Appropriations Addendum. Vice Chairman Loper seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A RESOLUTION OF SURPLUS FOR THE OLD CONCERTED SERVICES BUILDING LOCATED AT 304 HWY 119 SOUTH (07):**

Purchasing Agent Charleton explained from time to time the County has broken, unused, damaged or extra inventory. In order for the county to properly dispose of these items they must be declared surplus in accordance with O.C.G. A § 36-9-2.

This resolution consists of the old Concerted Services building located at 304 Hwy 119 South, Springfield, GA. The building is no longer in use since Concerted Services moved to the Annex. The building will be demolished and space will be created for a graveled parking lot for use by Elections and Extension.

Commissioner Deloach made a motion to approve the Resolution of Surplus. Vice Chairman Loper seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A RESOLUTION OF SURPLUS FOR A TRACT OF LAND KNOWN AS GRANDVIEW TRACT (08):**

Purchasing Agent Charleton explained this resolution of surplus consists of a tract of land known as Grandview Tract. If surplus is approved, staff will issue a Request for Proposal for a Georgia licensed real estate broker, per OCGA 36-9-3, to assist in the disposition of the property.

Commissioner Jones made a motion to approve to declare the property as Surplus. Commissioner Kieffer seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE TO RENEW THE PROFESSIONAL SERVICES AGREEMENT WITH THE EFFINGHAM COUNTY CHAMBER OF COMMERCE (09):**

Purchasing Agent Charleton explained Effingham County has an annual professional services agreement with the Chamber of Commerce which requires that the Chamber of Commerce perform certain services and Effingham County provide compensation for those services. The Agreement expires on June 30, 2018, but allows for annual renewals. The agreement requires compensation in the amount of \$4,500. The agreement has been reviewed and approved by the County Attorney.

Commissioner Floyd made a motion to approve to allow the professional services agreement with Effingham County Chamber of Commerce to renew for fiscal year 2019. Commissioner Jones seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A RECIPIENT- SUBRECIPIENT AGREEMENT WITH THE GEORGIA EMERGENCY MANAGEMENT AGENCY (10):**

EMA Director Hodges explained this agreement is for the first category of Category A from debris from Hurricane Irma. Since all debris was picked up within thirty days the County qualified for the highest reimbursement rate. \$72,256.08 total project cost, our local share is 7.5% or \$5,419.20.

Commissioner Jones made a motion to approve to authorize the Chairman and EMA Director to sign a Recipient-Subrecipient Agreement with the Georgia Emergency Management Agency. Commissioner Floyd seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE THE SUBMITTAL OF AN APPLICATION FOR FUNDING UNDER THE HAZARD MITIGATION GRANT PROGRAM (11):**

EMA Director Hodges explained in 2017 the Board authorized Staff to go through the preapproval process for grant funding for nine (9) generators. We can now move forward with the formal approval process. The total project cost is approximately \$367,000. Should the County receive full award of the grant, the county's cost share will be approximately \$55,000.

Vice Chairman Loper made a motion to approve the submittal of an application for funding under the Hazard Mitigation Grant Program. Commissioner Jones seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE NEW PAPERWORK FOR THE CONSTELLATION GAS CONTRACT (12):**

Finance Director Kilmartin explained Constellation had to make changes to the contract for their system to reflect the account name the same as the signature line. New paperwork reflects new start date of July 1, 2018, but rate has been locked in at the rate on the original paperwork. No changes in cost.

Vice Chairman Loper made a motion to approve the amended contract for 2017-2018. Commissioner Deloach seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE THE FY 2019 CONTRACT AND A BUSINESS ASSOCIATE AGREEMENT WITH FAMILY CONNECTION (13):**

Finance Director Kilmartin explained for a number of years the County has acted as fiscal agent for Family Connection. The fiscal year contract is for \$50,000 and is in the current budget.

Commissioner Deloach made a motion to approve the request. Commissioner Floyd seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE TO ALLOW THE INDUSTRIAL DEVELOPMENT AUTHORITY (IDA) EMPLOYEES TO JOIN THE COUNTY MEDICAL INSURANCE PLAN (14):**

County Administrator Davis explained this is an amendment to the November 2017 contract. The request is to include family coverage at no cost to the County. The Industrial Development Authority will pay one hundred percent of the cost for the coverage.

Commissioner Deloach made a motion to approve to allow the IDA employees to join our medical insurance plan and chose the level of coverage. Commissioner Floyd seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE AN ACCESS, DRAINAGE AND UTILITY EASEMENT AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS OF EFFINGHAM COUNTY AND THE BANK OF NEWINGTON FOR PROPERTY LOCATED AT THE CLARENCE E MORGAN COMPLEX (15):**

County Administrator Davis explained the Bank of Newington needs to run a water line behind their property. A small easement is needed for this use.

Vice Chairman Loper made a motion to approve the easement. Commissioner Deloach seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A LEGAL SERVICES AGREEMENT AND RESOLUTION AUTHORIZING THE EMPLOYMENT OF A CERTAIN LAW FIRM TO REPRESENT THE COUNTY IN POTENTIAL LITIGATION AGAINST CONTRIBUTORS TO OPIOID ADDICTION AND ABUSE (16):**

County Administrator Davis explained Effingham County has been impacted by the crisis. After discussion among this Firm, the Board and Staff the request is to retain Blasingame, Burch, Garrard & Ashley PC to advise and represent the County. There is no upfront cost to the County and the County will receive a portion of the settlement funds.

Commissioner Deloach made a motion to approve the Resolution. Commissioner Kieffer seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE TO ISSUE A CONTRACT TERMINATION LETTER TO LATTICE INCORPORATED FOR THE PRISON INMATE TELEPHONE & VIDEO VISITATION SERVICE AGREEMENT (17):**

Purchasing Agent Charleton explained the County currently has a telephone and video visitation service agreement in place with Lattice Incorporated which expires on May 3, 2019. Lattice Inc. have defaulted on the terms of the contract, staff recommend the County exercise their option to terminate with at least 30 days written notice.

Staff is currently working with two companies who offer correctional phone and video visitation services and will bring a contract to the Board for approval at the July 17, 2018 meeting. The County Attorney agrees that Lattice, Inc. is in default and has approved the termination letter.

Vice Chairman Loper made a motion to approve to issue a contract termination letter to Lattice Incorporated for prison inmate telephone and video visitation service.

Commissioner Deloach seconded the motion. The motion carried unanimously.

**CONSIDERATION TO APPROVE A MEMORANDUM OF AGREEMENT (MOA) WITH SAVANNAH TECHNICAL COLLEGE FOR GED TESTING AT THE COUNTY PRISON (18):**

Purchasing Agent Charleton explained the Effingham Prison is required to offer GED testing to inmates, as result Effingham County has an agreement with Savannah Technical College. The new agreement will be effective as of the date signed through June 30, 2019. The testing is administered at the Prison and is inmate funded. The agreement has a thirty (30) day termination clause and has been reviewed and approved by the County Attorney.

Commissioner Kieffer made a motion to approve the agreement with Savannah Technical College for GED testing at the Prison. Commissioner Floyd seconded the motion. The motion carried unanimously.

**XI – REPORTS FROM ADMINISTRATIVE STAFF & COMMISSIONERS**

County Administrator Davis discussed the following:

**Zoning Administration Position**

- An offer has been extended to Amanda Clement, start date August 1<sup>st</sup>.

**XII – EXECUTIVE SESSION**

At 7:09 pm, Commissioner Kieffer made to go into executive session to discuss Personnel, Property and Pending Litigation. Commissioner Deloach seconded the motion. The motion carried unanimously.

**RECONVENE**

7:52 pm – Commissioner Kieffer made a motion to go back into regular session. Commissioner Deloach seconded the motion. The motion carried unanimously.



**XIII - EXECUTIVE SESSION MINUTES**

Vice Chairman Loper made a motion to approve the June 5, 2018 executive session minutes as presented. Commissioner Deloach seconded the motion. The motion carried unanimously.

**XIV – PLANNING BOARD**

**Heather Jenkins – Public Hearing (01):** The Planning Board recommends approving an application by Heather Jenkins for a Rural Business Use to operate a hair salon located at 2591 Hwy 17 South Map# 324 Parcel# 88 in the First District.

County Clerk Johnson explained the applicant would like operate a hair salon at her home. Staff and Planning recommends approval and no one was present at the Planning Board meeting in opposition of the request. A deed was submitted within the material to show the property does have access via an adjacent property owner who also provided a letter of support for the request.

No one was present in favor or against the request.

Commissioner Floyd made a motion to approve the request with the following Planning Board and Staff recommendations:

1. Follow 3.15B- Rural Businesses
2. Area for business is limited to 1000 square feet.
3. Area shall be screened from surrounding property.
4. Any structures shall be located to the rear or side of the house unless it is at least 100 feet from the front property line.
5. All wetland impacts permitted by USACE.

Commissioner Kieffer seconded the motion. The motion carried unanimously.

**Heather Jenkins – Second Reading (02):** Consideration to approve the Second Reading of an application by Heather Jenkins for a Rural Business Use to operate a hair salon located at 2591 Hwy 17 South Map# 324 Parcel# 88 in the First District.

Commissioner Floyd made a motion to approve the Second Reading. Vice Chairman Loper seconded the motion. The motion carried unanimously.

**Fred Ryan – Public Hearing (03):** The Planning Board recommends denying an application by Fred Ryan to rezone 20 acres out of 40.61 acres located at 105 Riley Court from AR- 1/R-1 to I-1 Map# 387 Parcel# 27 in the Fourth District.


This item was removed at the agenda approval.


**Fred Ryan – Second Reading (04):** Consideration to approve the Second Reading of an application by Fred Ryan to rezone 20 acres out of 40.61 acres located at 105 Riley Court from AR-1/R-1 to I-1 Map# 387 Parcel# 27 in the Fourth District.

This item was removed at the agenda approval.

XV - ADJOURNMENT

There being no further business, at 7:52 pm, Vice Chairman Loper made a motion to adjourn the meeting. Commissioner Deloach seconded the motion. The motion carried unanimously.

  
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Wesley M. Corbitt, Chairman

  
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Stephanie D. Johnson, County Clerk