

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, March 01, 2011 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, Project Manager, Mr. George Shaw, Zoning Administrator, Ms. Rushe Hudzinski-Sero, Human Resources Director, Mrs. Joanna Wright, Finance Director, Ms. Natalie Jenkins, Acting County Clerk, Ms. Cherie Siddall, Mr. Gregory Perry, Mr. Winston Hasdden, Mr. Tim Mathews, Mr. Ricky Stille, Mrs. Ruth Lee, Mr. Woody Bagley, Mr. Patrick Quinlan, Mr. Charlie Kea, Mr. James Scott and Mr. Jack Garvin.

CALL TO ORDER

Chairman Zeigler called the meeting to order.

INVOCATION AND PLEDGE TO THE AMERICAN FLAG

Chairman Zeigler gave the invocation and led the Pledge to the American Flag.

AGENDA APPROVAL

County Administrator Crawley explained that there were grammatical errors on the Zoning Amendment for items 1, 2, 4, and 5 on the consent agenda. County Attorney Gotwalt read the changes out loud.

County Commissioner Mason requested to add New Business Number 5 to the agenda – Consideration to approve purchasing new vehicles in the Sheriff's Department.

Commissioner Mason made a motion to add New Business Number 5 to the agenda – Consideration to approve purchasing new vehicles in the Sheriff's Department. Commissioner Brantley seconded the motion. The motion carried unanimously.

Vice-Chairman Loper made a motion to approve the agenda with the changes discussed. Commissioner Brantley seconded the motion. The motion carried unanimously.

MINUTES

Commissioner Mason made a motion to approve the minutes for the February 15, 2011 Board of Commissioners meeting. Commissioner Brantley 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.

CONSENT AGENDA

Chairman Zeigler read aloud items on the consent Agenda.

Commissioner Jones made a motion to approve the Consent Agenda as follows:

- (1) The Second Reading to amend the Effingham County Zoning 302-126 by Albert Lonon – Estate of Agnes Mydell to rezone 1.65 acres from AR-1 to AR-2 located at 444 Dogwood Way with the following stipulations:
 1. Each lot shall meet the requirements of the AR-2 Zoning District
 2. Site development plans shall comply with the Effingham County Water Resources Protection Ordinance and the Stormwater Local Design Manual
 3. All wetlands impacts shall be permitted by USACE.
 4. Subdivision plat shall be approved by the Health Department and Zoning Office.
 5. Subdivision plat shall note that the ½ acre tract shall not be developed without public water service
- (2) The Second Reading to amend the Effingham County Zoning 415-23 by Debby Nease request for a variance to Sec 5.1.2.5 of the Effingham County Ordinance to allow for a home site for a non relative located at 285 Hodgeville Road with the stipulation that the additional dwelling unit shall not be lived in by anyone other than the nephew of Ms. Nease and his family or another immediate family member of Ms. Nease.
- (3) The Second Reading to amend the Effingham County Zoning 405-31A by David Brammer to rezone 3.99 acres from AR-2 to AR-1 located on Stillwell Road with the following stipulations:
 1. Each lot shall meet the requirements of the AR-1 Zoning District
 2. Site development plans shall comply with the Effingham County Water Resources Protection Ordinance and the Stormwater Local Design Manual
 3. All wetlands impacts shall be permitted by USACE.
 4. A combination plat shall be approved by the Health Department and Zoning Office
- (4) The Second Reading to amend the Effingham County Zoning 427-14 by Keith Johnson to rezone 2 acres from AR-1 to B-2 located on Stillwell Road with the following stipulations:
 1. Each lot shall meet the requirements of the B-2 Zoning District

2. Site development plans shall comply with the Effingham County Water Resources Protection Ordinance and the Stormwater Local Design Manual
 3. All wetlands impacts shall be permitted by USACE.
 4. Subdivision plat shall be approved by the Health Department and Zoning Office.
 5. The property may only be used for a land clearing business with activities to include (a) a mobile or permanent office (b) equipment storage and maintenance (c) retail sales of bulk materials (d) other activities necessary and incidental to a land clearing business
- (5) The Second Reading to amend the Effingham County Zoning 461-65 by Russell Sowers to operate a nursery located at 2333 Rincon Stillwell Road with the stipulation that the applicant shall meet all requirements of Sec. 3.15B Rural Business of the Effingham County Zoning Ordinance.

Vice-Chairman Loper seconded the motion. The motion carried unanimously.

OLD BUSINESS

CONSIDERATION TO APPROVE A COUNTY JAIL AGREEMENT WITH THE CITY OF RINCON, SPRINGFIELD, AND GUYTON (01): County Attorney Gotwalt explained that the Sheriff still has some questions about the County jail agreement and request that the item be tabled.

Commissioner Brantley made a motion to table the County Jail Agreement with the City of Rincon, Springfield, and Guyton to March 15, 2011. Vice-Chairman Loper seconded the motion. The motion carried unanimously.

NEW BUSINESS

RETIREMENT OVERVIEW (01): Human Resources Director Hudzinski-Sero gave an overview of the County Retirement plans.

CONSIDERATION TO APPROVE A LEASE AGREEMENT WITH SYSCO FOODSERVICE AND ECOLAB (02): Deputy Warden Brown explained that the County had a lease for a dish washing machine that has expired. Sysco Foodservice and Ecolab submitted a quote for an ES-2000HT dish washer with a monthly cost of \$120 per month for 36 months.

Ms. Carole Hogge questioned the lease agreement.

Vice-Chairman Loper made a motion to approve a lease agreement with Sysco Foodservice and Ecolab. Commissioner Brantley seconded the motion. Commissioner Kieffer opposed the motion. Chairman Zeigler, Vice-Chairman

Loper, Commissioner Brantley, Commissioner Jones, and Commissioner Mason voted in favor of the motion. The motion carried.

CONSIDERATION TO APPROVE AN AGREEMENT WITH TRACKER SOFTWARE CORPORATION, INC. FOR PUBLIC WORKS SOFTWARE (03): IT Director Jenkins explained that the Public Works Department has no software to schedule, track, report, and capture department functions. Manual record keeping is time consuming and subject to multiple human errors, additionally, it requires more resources to produce required reports for the Board. The lack of a constant tracking tool leads to missed opportunities to meet public expectations for services rendered. Staff has researched software and recommends the application call Pub Works. This application has the best fit to fill each of the Public Works areas of need.

Ms. Carol Hogge, and Mrs. Ruth Lee explained their concerns about the software purchase.

Chairman Zeigler made a motion to deny the agreement with Tracker Software Corporation, Inc. for Public Works Software. Commissioner Kieffer seconded the motion. The motion carried unanimously.

DISCUSSION ON ASH ROADS (04): Project Manager Kobek explained that in the early 2000's, the County began using ash material from Fort Howard as road base material to improve the driving conditions on rural county roads. The program was expanded and, to date, there are 245 roads with ash as base material. To further improve the roads, a surface treatment has been added to the ash roads. The past two winters have deteriorated the surface treatment and ash base material. In 2010 the Board approved a study of the ash materials directly following the limited damage found after the 2009/2010 winter. The surfaces have continued to deteriorate and the problem is now more widespread. There are several methods for correcting the ash road issues and these remedies may span the spectrum of pricing and time consumption. In shorter areas the material could be removed and replaced using more traditional materials such as graded aggregate base (GAB), longer runs could be reclaimed by using a heavy piece of specialized equipment coupled with the addition of

GAB and or emulsions etc. There are also multiple methods of treating the surface of the roads. Staff has been and will be meeting with local contractors for possible solution to the issues, including emulsions, micro-surfacing, and Endurablend.

Mr. Woody Badgett, Ms. Cherie Siddall, and Mr. Patrick Quinlan would like some relief on their roads concerning the ash.

ADDITION TO THE AGENDA

CONSIDERATION TO APPROVE PURCHASING NEW VEHICLES IN THE SHERIFF'S DEPARTMENT (04): Commissioner Mason explained that last budget year there was no money set aside for cars for the traffic unit since the unit was created last November. Ford has an offer only good until midnight March 1st. The agreement would be to allow for the purchase of a Ford Crown Vic and the existing equipment can be moved over to the new vehicles.

Ms. Carole Hogge asked questions concerning the purchase of new vehicles.

Chairman Zeigler made a motion to deny purchasing new vehicles in the Sheriff's Department. Vice-Chairman Loper seconded the motion. Commissioner Mason opposed the motion. Chairman Zeigler, Vice-Chairman Loper, Commissioner Brantley, Commissioners, Jones, and Commissioner Kiefer voted in favor of the motion. The motion carried.

REPORTS FROM COMMISSIONERS AND ADMINISTRATIVE STAFF

Vice-Chairman Loper discussed the following:

- ◆ DOT Meeting March 15th

Commissioner Mason discussed the following:

- ◆ Electronic agenda items

County Administrator Crawley discussed the following:

- ◆ House Bill 240 SPLOST Resolution of support
- ◆ GEFA – has not sent me anything
- ◆ Meeting with Infrastructure
- ◆ Meeting with Personnel

EXECUTIVE SESSION

At 7:07 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 personnel and pending litigation. (See copy of Chairperson’s affidavit on minute book page number _____).

At 8:50 p.m. the Board reconvened in regular session.

Commissioner Jones left the meeting.

ADDITION TO THE AGENDA CONTINUE

CONSIDERATION TO INSTRUCT COUNTY ATTORNEY GOTWALT THAT HE SHALL NOT BE AUTHORIZED TO SIGN SERVICE DELIVERY STIPULATION PENDING FURTHER MEETINGS WITH REPRESENTATIVES OF THE CITIES (06): Chairman Zeigler proposed addition item number 6 and requested that County Attorney Gotwalt describe the item.

County Attorney Gotwalt explained that it was discussed that the fact that there have been delays among all parties in signing the stipulation that was discussed back in November 2010 and because of the transition in the Board of Commissioner and some of the questions and concerns that have been raised over certain provisions of the stipulation that might be interpreted in more than one way, that the Board needs to request a meeting with the representative of the three cities at the soonest possible date so that everyone can review and discuss the stipulation to ensure that everyone has a mutual understanding of the stipulation and until that meeting can be had, it will be the Board’s wish to instruct County Attorney Gotwalt that he does not have the authority to sign any stipulation.

Commissioner Kieffer made a motion to instruct County Attorney Gotwalt that he shall not be authorized to sign service delivery stipulation pending further meetings with representatives of the Cities. Vice-Chairman Loper seconded the motion. The motion carried unanimously.

ADJOURNMENT

At 8:52 p.m., Chairman Zeigler made a motion to adjourn the meeting. Vice-Chairman Loper seconded the motion. The motion carried unanimously.