

one was not located and seven signed the petition.

Commissioner Alston asked why name change was requested. Mr. Larry Thompson said they owned almost a third of the property on the road and he should have done this when road naming program was in process but failed to do so.

Commissioner Beacham offered a motion to approve request to rename county road #494 Thompson's Lane. Commissioner Hodges seconded the motion and it carried.

Chairman Anderson presented list of Beer and Wine License Renewal Applications. Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, Beer and Wine License Renewal Application were approved:

Off-Premise

Joe Anderson - Po-Jo's
 John F. Rushing, Jr. - Freddie's
 Jimmy Eason - Time Savers, #8,#9,#17,#22,#24,#26,#33,#54,#77
 William Mills, Jr. - Lakeview General Store
 Robert Donaldson - Northside Minit Mart
 Jerry Forehand - Stilson Country Corner
 Mike Hatten - H's Food Mart
 David Mincey David's Depot
 Glen Womack - Glen's Minit Mart

On-Premise

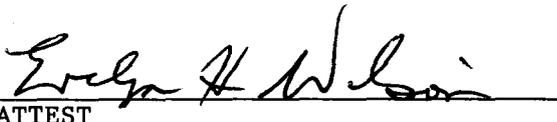
John F. Rushing, Jr. - Rocking Horse Lounge
 Stacy Webb - Forest Heights Country Club
 Andrew Pittman, Sr. - Southern Links Golf Club

Chairman Anderson said congratulations were in order for Commissioner Lee who has been named to Board of Trustees for Hospital.

Chairman Anderson asked for other business or comments. Mr. Franklin advised he need to discuss two matters of litigation.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, the meeting was moved into Executive Session to discuss litigation matters.

 Regular session was reconvened. Chairman Anderson asked for other business. Upon motion duly made, seconded and carried, the meeting was adjourned subject to call.


 ATTEST


 E. Raybon Anderson

January 2, 1996
 Statesboro, Georgia

The Board met at 6:00 P.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and nineteen visitors. Commissioner Lee gave the invocation.

Minutes of the regular meeting on December 19, 1995 and minutes of the Executive Session on December 19, 1995 were presented. Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, minutes of these two meetings were approved as presented.

Chairman Anderson recognized Dr. Cynthia Cone-Dekle for presentation of the first item of old business, update on the AAWC Mentoring Program.

Dr. Dekle said first she would like to thank the Commissioners for investing in the AAWC Mentoring Program and they felt a semiannual summary of that investment was in order. She gave in depth details of activities,

objectives and goals of the program and explained the program was designed to address the many needs of girls between the ages of 13 and 18. She asked Ms. Anna Alston to give her views of this program from a mentor/mentee perspective.

Ms. Alston introduced herself as an eight grade student at William James Middle School. She spoke of pressures facing teens today and the effect these pressures have on teenagers, not only on their present lives but on their lives in the future. She gave responsibilities of mentors and general goals of the Mentoring Program.

Dr. Dekle again thanked the Commissioners for their support of this program.

There was no other old business for discussion or action.

The first item of new business was Planning and Zoning Matters. Chairman Anderson asked Mr. Jimmy Dodgen to present these items.

Mr. Dodgen said the first item was a rezone request by Ms. Cora Roberts, Ms. Roberts has applied to rezone approximately five acres of land from AG-5 to MHP (Manufactured Home Park). He explained the property is about 1.8 miles south of Nevils on R.L.Roberts Road and adjacent land uses are primarily farm land. He said five acres is the minimum acres for a manufactured home park and there are presently five lots on the property, four of the five lots are being used. He advised the Planning and Zoning Commission recommended denial of this request because this rezone does not comply with the Comprehensive Plan, the Comprehensive Plan designates this property as AG-5.

Chairman Anderson recognized Ms. Katrena Wilson. Ms. Wilson said this property adjoined her property and she, as well as several others in the community, opposed this rezone because they felt it would decrease the value of their property, also the manufactured home park already there is not properly kept.

Commissioner Smith asked if the entire tract of 84 acres was currently in agricultural production.

Mr. Dodgen said yes, all except for a small portion where the five manufactured home lots are located.

Commissioner Smith offered a motion to sustain the recommendation of the Planning and Zoning Commission to deny the rezone request. Commissioner Simmons seconded the motion and it carried.

Mr. Dodgen present the next rezone request for Mr. Walter Johnson, Mr. Johnson's request was to rezone 1.76 acres from R-40 to R-2. Mr. Dodgen said this property was located on Hodges Circle off Westside Road and Mr. Johnson intent was to construct duplex apartments on the property. He commented land uses in this area consist of duplexes, manufactured homes and single-family residences and this rezone should have no negative impact because there are duplexes in the area. He advised the Planning and Zoning Commission recommended approval of this request.

Commissioner Beacham asked if there were objection to this request. Mr. Dodgen advised no objections were received.

Commissioner Lee asked how many duplexes were planned. Mr. Johnson said Nesmith Construction will be handling this project and will build whatever the area will allow, maybe three or four.

Mr. Dodgen added how well the land perks for septic tanks will dictate how many duplexes are built, each building will have to have a septic tank.

Commissioner Hodges offered a motion to accept the Building and Zoning Commission recommendation to approve the rezone from R-40 to R-2 for Mr. Walter Johnson. Commissioner Alston seconded the motion and it carried.

Mr. Dodgen presented the next item, variance for Wilma Kitchen, and said

this was a Subdivision Regulations variance. He explained this property is located off Middleground Road and County Road #24 and the request is to subdivide 46.26 acres into 4 separate parcels. He continued the access to this property is a sixty-foot private road and division of parcel 3 and parcel 4 will create a six parcel subdivision on a private dirt road. He said the Subdivision Regulations allow only five lots on a private dirt road. He commented this variance should not have any negative impact on the area and the Planning and Zoning Commission recommends approval. Deeds will state that property is on private dirt road which will not be maintained by the County.

Commissioner Beacham offered a motion to approve variance for Wilma Kitchen as recommended by Planning and Zoning Commission. Commissioner Simmons seconded the motion. In discussion Commissioner Smith questioned if any further subdivision would require additional action. Mr. Dodgen said that was correct, any further subdivision would require presentation to the Planning and Zoning Commission and subsequently to the Board of Commissioners. Motion to approve variance for Wilma Kitchen carried.

Chairman Anderson said there had been some early discussion of appointment to the Planning and Zoning Commission to fill the post presently held by Mr. James Davis. He commented Mr. Davis's term expired November 30, 1995 but he had agreed to serve until new appointment was made. Chairman Anderson presented the name of Mr. Eugene Brown as candidate for appointment to the Planning and Zoning Commission.

Commissioner Smith offered a motion to appoint Mr. Eugene Brown to term vacated by Mr. James Davis on the Planning and Zoning Commission. Commissioner Lee seconded the motion and it carried.

Chairman Anderson presented Beer and Wine License Renewal Applications for off-premise licenses for Paul L. Thompson, Sr. for Thompson's G&G and James M. Brown for 301 Grocery.

Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, Beer and Wine License Renewal Applications for off-premise licenses were approved for Paul L. Thompson, Sr. for Thompson's G&G and James M. Brown for 301 Grocery.

Chairman Anderson said the regular meeting scheduled for February 6th conflicted with another meeting and asked for discussion to change or cancel the February 6th meeting.

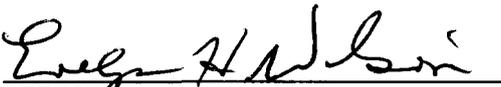
After some discussion of schedules, Commissioner Alston offered a motion to cancel the regular meeting scheduled for February 6, 1996 with a meeting to be called if necessary in early February. Commissioner Simmons seconded the motion and it carried.

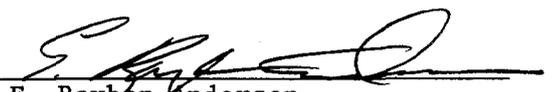
Chairman Anderson asked for other business or comments. Mr. Franklin said he needed a short Executive Session to discuss pending litigation.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, the meeting was moved into Executive Session.

Regular meeting was reconvened. Chairman Anderson asked for other discussion or action.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

January 16, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present. Commissioner Simmons was absent.

Chairman Anderson called the meeting to order and welcomed the news media and twelve visitors. Commissioner Smith gave the invocation.

Minutes of the regular meeting on January 2, 1996 and minutes of the Executive Session on January 2, 1996 were presented. Upon motion by Commissioner Alston, seconded by Commissioner Hodges and carried, minutes of these two meetings were approved as presented.

Chairman Anderson presented the first item of old business, Agreement with Sheppard Lumber Company for Cleary Road. He explained this agreement basically says Mr. Sheppard is giving right-of-way to build a road around the congested area at the lumber company and part of Cleary Road will be closed once the project is complete. He commented this is a project has been in process for some years, there has been concerns of the safety hazard in this area, but the problems will be resolved if everything goes as planned.

Mr. Jones, Staff Attorney, explained the Agreement is the result of layout of the road as discussed in a previous meeting, close a portion of Cleary Road and build new road, and will give the county the right-of-way for the road.

Copies of Agreement were distributed to the Board. Commissioner Smith offered a motion to approve Agreement with W.M. Sheppard Lumber Company. Commissioner Beacham seconded the motion. In discussion Commissioner Beacham asked if old road will revert to Mr. Sheppard. Chairman Anderson said there were other property owners involved, but yes, old road will revert to property owners. Commissioner Smith asked if all property owners were in agreement. Chairman Anderson said there had been no objections to this plan. Motion to approve Agreement with Sheppard Lumber Company carried. See exhibit #1996-1.

Chairman Anderson asked Mr. Jones to give an update on Settlement Road. Mr. Jones advised that Mr. McDilda has objected to the survey for placement of the road submitted by Bulloch and Evans Counties. Bulloch and Evans Counties are in process of formulating a Summary Judgement, submitting the survey, putting on record the position that is in fact the placement of the road. This action will put the burden on Mr. McDilda to create an issue of fact, either to take it to a jury or take a decision a Judge could make. He said he thought the hearing on the Summary Judgement was March 5th and the road couldn't be opened before then.

Chairman Anderson said action was needed on an item not on the agenda, a resolution for condemnation of a small area property on Oak Grove Road belonging to Carl and Ruby Hutchinson. He commented the Board had already acted on this condemnation, this formalized that action.

Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, Resolution for condemnation of property of Carl and Ruby Hutchinson was approved. See exhibit #1996-2.

The next item of old business was an update on the Courthouse Annex. Chairman Anderson asked Commissioner Smith to present this report.

Commissioner Smith advised a meeting was held with the architects to discuss schedule of project, plans are in the final stages of being developed. Procedures to expedite going to bid as soon as possible were also discussed.

He said the architects were given permission to have a preliminary cost study done at a cost of \$500. He said the architects were also given permission to go ahead and submit current plans to the State Fire Marshall, this process can involved two months and it was decided to submit current plans instead of waiting until plans are finalized. He said, hopefully, the final plans can be presented to the Board at the second meeting in February, subject to Fire Marshall's approval to go to bid sometime in March, construction will begin in May if all goes as planned.

There was no other discussion of old business.

Next item for discussion was proposed list for road re-striping. Chairman Anderson called attention to memo from Mr. Wood which listed these road and asked for discussion.

Commissioner Lee asked if portion of Old River Road was considered for re-striping. Mr. Tatum advised that portion of Old River Road was on the LARP list and hopefully it would be resurfaced and striped.

Commissioner Hodges offered a motion to approve re-striping roads listed, totaling 42.68 miles at an approximate cost of \$22,620.40 to be paid from Sales Tax Fund. Commissioner Beacham seconded the motion and it carried.

Qualifying Fees for County Offices were presented. Chairman Anderson advised the Board was required to set qualifying fees by February 1st in years of county official elections.

Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, qualifying fees for county offices were set at three percent of 1995 salary of the said office. See exhibit #1996-3.

Chairman Anderson presented a Beer and Wine License Renewal Application for on-premise License for V.E. Creasy for Statesboro Moose Lodge.

Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, Beer and Wine License renewal was approved.

Chairman Anderson presented a new Beer and Wine License Application for off-premise License for Travis Phillips for Community Grocery.

Upon motion by Commissioner Beacham, seconded by Commissioner Hodges and carried, Beer and Wine License was approved.

Chairman Anderson presented information for request of payment for two pauper burials.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, payment of two pauper burials were approved. Commissioner Alston abstained.

Chairman Anderson asked if Bicentennial Committee had a report. Commissioner Lee said Ms. Becky Taylor had information on the kickoff event.

Ms. Taylor advised the kickoff event will be at 3:30 p.m. on Thursday, February 8th, Pony Express will deliver a copy of the original County Charter to the steps of the Courthouse.

Chairman Anderson said a meeting of the Board of Commissioners and the Board of Education has been proposed by Dr. Bice. He said he told Dr. Bice that the Board of Commissioners would certainly meet with any group, any Board, for the good of Bulloch County. He advised this meeting was requested by and will be arranged by Dr. Bice and Commissioners will be advised when arrangements are made. He said he did advise Dr. Bice that the meeting will have to held in accordance with the Sunshine Laws and news media will have to be notified.

Chairman Anderson asked for other business or discussion.

Upon motion by Commissioner Alston, seconded by Commissioner Hodges and carried, the meeting was adjourned subject to call.

Evlyn H. Wilson
ATTEST

E. Raybon Anderson
E. Raybon Anderson

February 20, 1996
Statesboro, Georgia

PUBLIC HEARING - 8:15 A.M.
Community Room - North Main Annex

CLEARY ROAD ABANDONMENT AND RELOCATION

Persons present: Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee, Commissioner Smith, news media and 21 citizens.

Chairman Anderson announced the purpose of this Public Hearing was for public input on the abandonment and relocation of a portion of Cleary Road. He asked Mr. Ken Jones, Staff Attorney, to give details of proposed changes.

Mr. Jones referred to aerial maps showing present road and referred to problems and safety concerns with conveyor belt across road at Sheppard Lumber Company. He also referred to plat of property deeded to county by Mr. Sheppard for construction of new road, Mr. Sheppard deeded an eighty foot right-of-way to reroute the road. Mr. Jones advised the new road has been construction and Cleary Road will cul-de-sac about a thousand feet north of intersection with Brannen Pond Road, Cleary Road will be abandoned from the cul-de-sac to Highway 80. Mr. Jones said proper notice has been given to adjacent property owners and proper notice has been advertised in newspaper.

Chairman Anderson asked for questions or comments from the audience. A question was when new road would be opened and Cleary Road closed.

Mr. Jones advised new road would be opened and Cleary Road closed as soon as utility pole in new road was moved. Mr. Tatum added, according to Excelsior EMC, it could be four to five weeks before the utility pole is moved.

Chairman Anderson said any Board action approving rerouting of the road would be subject to utility pole being moved.

Chairman Anderson recognized Mr. Alan Faircloth. Mr. Faircloth said he appreciated the Commissioners eliminating the problems in the lumberyard area but he had a question about design of new road at intersection of Brannen Pond Road. He said he thought Department of Transportation minimized the number of curves on a road and set degree on curves. He said he thought the degree of curve at Brannen Pond Road should be reviewed.

Chairman Anderson asked Mr. Tatum to respond. Mr. Tatum advised two different survey crews surveyed the road, the relocated portion was surveyed by Don Marsh, the portion back to Brannen Pond was surveyed by Lamar Reddick. He continued Mr. Reddick called Department of Transportation when he was working on curve around the pond dam and was advised to keep the curve to 10° or less. Department of Transportation requirement is stay under 10° and the relocated road at Brannen Pond is about 8°, which meets Department of Transportation requirements.

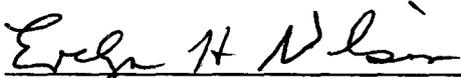
Chairman Anderson asked Mr. Ted Wynn, Public Safety Director, if he had driven on the new road. Mr. Wynn said yes, he had driven the road and he found it to be much safer than road in the existing location, appears to be safe the way it is laid out.

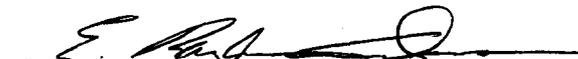
Chairman Anderson asked Mr. Tatum to have engineers from Department of Transportation to review road and make sure road is safe before the utility pole is moved.

Mr. Faircloth asked if Department of Transportation could be asked what is the best solution, not whether this is a better or safer road.

Chairman Anderson commented the Commissioners' interest is making sure the road was safe for the public and if the County Engineer, Department of Transportation Engineers and the Public Safety Director say the road is safe, the Commissioners will be satisfied. If any of the three has a problem with the road, the Commissioners would review the issue again.

Chairman Anderson asked for other discussion. With no other discussion Chairman Anderson announced the Public Hearing adjourned.


ATTEST


E. Raybon Anderson

February 20, 1996
Statesboro, Georgia

PUBLIC HEARING - 8:30 A.M.
Community Room - North Main Annex

INDUSTRIAL DEVELOPMENT REVENUE BONDS

Persons present: Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee, Commissioner Smith, news media and 21 citizens.

Chairman Anderson announced the purpose of this Public Hearing was for public input on the issuance of Industrial Development Revenue Bonds for Robbins Packing Company. He recognized Mr. Wallace Wright to present details of proposed bond issuance.

Mr. Wright advised that Robbins Packing Company applied to Development Authority of Bulloch County for assistance in financing and has received \$700,000 obligation subject to final approval by the Commissioners. He remarked Robbins Packing Company sustained a fire loss at a time in which it was expanding facilities, the cost of renovation/repairs construction is about \$1,500,000. He added Robbins Packing Company is only seeking \$700,000 in revenue bond and is not seeking any type of tax relief. He stated that all required legal notices have been met. He asked Commissioners' approval of Resolution for issuance of Industrial Development Revenue Bonds.

Chairman Anderson asked for question or comments.

Commissioner Lee asked if the Revenue Bonds were to finance expansion of the facilities with insurance proceeds covering fire loss.

Mr. Wright said that was correct, Revenue Bonds will allow installation of a new product line and add about 25 employees, Bonds are not to simply rebuild the fire loss.

Chairman Anderson asked for other questions or comments. There were no other discussion and Chairman Anderson announced the Public Hearing was adjourned.


ATTEST


E. Raybon Anderson

February 20, 1996
Statesboro, Georgia

The regular scheduled Board meeting was held immediately following the Public Hearing. Chairman Anderson called the meeting to order and welcomed the news media and visitors. Commissioner Alston gave the invocation.

Minutes of the regular meeting on January 16, 1996 were presented. Upon motion by Commissioner Hodges, seconded by Commissioner Simmons are carried, minutes of this meeting were approved as presented.

The first item for action was Industrial Development Revenue Bonds for Robbins Packing Company.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, Resolution approving the issuance of Industrial Development Revenue Bonds for Robbins Packing Company was adopted. See exhibit #1996-4.

Chairman Anderson moved down the agenda and asked for action on Cleary Road abandonment and relocation.

Commissioner Smith offered a motion to approve road abandonment pending relocation of utility pole and stamp of approval by Department of Transportation on new road. Commissioner Alston seconded the motion and it carried.

Chairman Anderson asked Commissioner Smith to present the next item, Courthouse Annex recommendations.

Commissioner Smith said a Courthouse Study Committee was appointed about seven years ago by a previous administration and considerable time has been spent studying problems in order to make a recommendation to the Commissioners. Tentative approval has been given for new Courthouse Annex, architects have worked on plans and the Courthouse Study Committee and subcommittee comprised of everyday users of the Courthouse have unanimously recommended that existing plans be submitted to Commissioners for approval for bid process subject to value engineering. He commented he felt these plans were within the budget constraints but this wouldn't be known until bids were received. He said Mr. Martin and Mr. Rule, architects were present for final review of plans and to answer any questions.

Commissioner Smith offered a motion to approve plans for Courthouse Annex as presented, subject to any future value engineering by architects, to be carried forwarded into bid process. Commissioner Hodges seconded the motion and it carried.

Next item for discussion was Ordinance Amendment. Chairman Anderson asked Mr. Jones and Mr. Smith to present this item.

Mr. Jones explained this was the first reading of a proposed amendment to the Clean Community Ordinance, adding a provision regarding the accumulation and disposal of scrap and used tires. He said, under State Law, no one is allowed to store more than 100 scrap and/or used tires without proper permit or being in that type business. He reviewed contents of amendment and said action on amendment would be taken at next regular meeting.

Mr. Smith commented this Ordinance Amendment was requested by E.P.D. as result of Scrap Tire Grant award to Bulloch County last year.

Chairman Anderson remarked that Bulloch County had received recognition recently which was result of Mr. Bob Smith's work. He asked Mr. Wood to give details.

Mr. Wood said Mr. Smith's department was awarded third place by the State Department of Community Affairs for Bulloch County's Environmental Management Program. He advised formal presentation of this award would be made in Atlanta in March.

Everyone applauded Mr. Smith for bringing this recognition to Bulloch County.

Next item for discussion was attorney fees for Sheppard Road and Hood Road. Chairman Anderson asked Commissioner Alston and Commissioner Beacham to open discussion.

Commissioner Alston said, as part of a Committee to resolve old billings for Sheppard Road and Hood Road, he and Mr. Beacham talked with county staff, attorney involved and his staff. There was a question of whether the bills should be paid or not paid because of some information communication to the county staff by the former Commission Chairman, these bills went back and forth and were not paid for a period of more than five years.

Commissioner Beacham commented the matter was brought to the Board's attention about a month ago, copies of bills rendered at that time (1988-1989) were furnished. In their meeting Mr. Franklin was asked why the bill wasn't paid when rendered, he basically said that he should have been more persistent in having the bill settled then. Commissioner Beacham said if he had known all of this in 1988, he didn't know how he would have felt, but having it brought to his attention in 1996 he had a very difficult time of thinking of paying a six year old bill that he knew nothing about until a month ago. He added Mr. Franklin and that Board should have settled this matter then, he presumed a decision was made by the previous administration, according to county staff, they were told that bill was not to be paid.

Mr. Franklin said this bill was incurred as result of his firm representation of County in a matter involving Sheppard Road, the total bill was approximately \$18,000-\$19,000, remaining balance is approximately \$7,000. All bills were paid until case went to Court of Appeals which reversed Judge Martin's ruling in favor of the County. He said he told Mr. Beacham no question has ever been raised about this bill by the county. He remarked he wanted the record clear that his firm performed these services, the county paid approximately two thirds of the bill and then quit paying. He said he invited the Committee to talk with former Chairman, Robert Cox, and just so the record is straight, he spoke with the former Chairman, asking him specifically about this bill on Sheppard Road and he said the services were rendered and the county owed the bill. Mr. Franklin said he didn't think there was any dispute that the legal services were performed.

Commissioner Alston said after beginning this investigation he received a call from Mr. Franklin at home one night after which he immediately call Mr. Cox. He continued, while in office and while serving as member of Commission with Mr. Cox and before Mr. Cox exodus the Board, he had discussed the bill in question with Mr. Cox on several occasions and Mr. Cox never said that it was a bill the Board of Commissioners should pay. He called attention to fact that Mr. Cox was in office for more than three-four years after this incident, serving as Chairman and also as Administrator and never paid the bill. He said, in his telephone conversation with Mr. Cox, Mr. Cox never told him that it was a bill that County needed to pay or should have paid. He said the question he asked Mr. Franklin in their discussion and the question that's never been answered if why Mr. Cox didn't pay the bill when he was involved in the day to day operations of the county.

Commissioner Beacham said from all he could ascertain the county did apparently owe the bill at the time, Board did pass resolution to reroute the road, why it was not paid is a question not answered. But he didn't believe this Board, six years later, should pay the old bill.

Chairman Anderson called for action on legal bills.

Commissioner Smith said, in light of fact that Commissioner Beacham states the county did owe bill at that time and even if the bill is belated, it was his opinion if a bill is owed, it's probably always owed until settled. He added if bill is owed, regardless of how old it is, whether it was incurred by this Board or previous Board, it should be paid. He offered a motion to pay bill that is owed at this point and the County Manager look at establishing procedures for maximum billings dates if none are in place. Commissioner Simmons seconded the motion. Motion carried with Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith voting in favor of the motion. Commissioner Alston voted against the motion.

Chairman Anderson asked Commissioner Alston to present next item, fencing bids for Mill Creek Park.

Commissioner Alston said bids were advertised to relocate the maintenance area at Mill Creek Park, of three bids received the lowest bid was \$6,858 from Central Fence Company. He advised the Parks and Recreation Department was ready to proceed with moving maintenance area to improve the appearance of the park.

Commissioner Hodges offered a motion to accept bid of \$6,858 from Central Fence Company for fencing of maintenance compound. Commissioner Lee seconded the motion. In discussion Commissioner Smith said that it has been previously agreed that there would be no more major expenditures at Mill Creek Park until outlying parks were upgraded. Chairman Anderson said that was correct. Motion carried.

Chairman Anderson presented an item not on the agenda, a request received late Monday from City of Statesboro for approval of expenditures as the Landfill. He explained there were four items to be funded and these expenditures will come from tippage fees. He called attention to the purchase of an excavator and advised the City is proposing to paid \$90,000 of this purchase from City funds with \$40,398 for this item coming from tippage fees. Total cost of expenditures is \$230,656 with \$140,656 paid out of tippage fees and \$90,000 paid by City funds.

Commissioner Smith offered a motion to approve request for expenditures at the Landfill. Commissioner Beacham seconded the motion and it carried.

Next item for discussion was fuel farm lease/purchase agreement for Airport. Commissioner Smith said extensive improvements have been made at the Airport, excess of \$2,000,000 expended from monies outside the County in addition to sales tax proceeds and contributions from local business and industry. He explained the one item not funded from any source was the provision for fuel which is a very expensive item. He commented the fuel needs have been studied extensively by the Airport Committee and several proposals were reviewed, proposal from Eastern Aviation Fuel seemed most economical and most feasible. This proposal is for lease/purchase of equipment for a period of 5-7 years.

Commissioner Smith offered a motion to approved Lease Purchase between the City of Statesboro, Bulloch County and Eastern Aviation Fuels, Inc. as recommended by the Airport Committee. Commissioner Beacham seconded the motion. In discussion Commissioner Beacham asked net proceeds from fuel sales. Commissioner Smith said, based on current sales, it's estimated enough will generated per month (\$2000) to pay the monthly lease, hopefully with improvements at Airport, fuel usage will continue to increase. Commissioner

Lee said a couple of local gasoline distributors had voiced concerns because they weren't selling any aviation fuel at the Airport and asked if they had the opportunity to be involved in the process. Commissioner Smith advised, as far as he could determine, everyone had an opportunity to make a proposal, there were several proposals, this is a special type operation and the Study Committee did extensive review of proposals. Motion to approve Lease Purchase with Eastern Aviation Fuels, Inc. carried.

Chairman Anderson asked for other business or discussion. He said an Executive Session was needed to discuss potential acquisition of property and pending litigation.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, meeting was moved into Executive Session to discuss potential acquisition of property and pending litigation.

Regular meeting was reconvened. Chairman Anderson asked for other business or comments.

Mr. Franklin discussed the need for waiver of conflict for his firm in the Meeks Case.

Commissioner Hodges offered a motion authorizing the Chairman to execute, on behalf of the Board, a waiver of any potential or actual conflict of interest for firm of Franklin, Taulbee, Rushing, Bunce & Brogdon in representation in the case of Meeks vs. Bulloch County, etal, Civil Action #1396CB011N pending in Superior Court of Bulloch County. Commissioner Lee seconded the motion and it carried.

Chairman Anderson asked for other action or comments. Upon motion by Commissioner Beacham, seconded by Commissioner Smith and carried, the meeting was adjourned subject to call.


E. Raylon Anderson


ATTEST

March 5, 1996
Statesboro, Georgia

PUBLIC HEARING - 5:55 P.M.
Community Room - North Main Annex

PRETORIA STATION STREETLIGHT TAX DISTRICT

Persons present: Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee, Commissioner Smith, news media and 40± citizens.

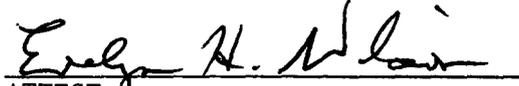
Chairman Anderson announced the purpose of this Public Hearing was public input on the establishment of a streetlight tax district for Pretoria Station Subdivision. He asked Mr. Kirk Tatum to discuss petition received from residents of the subdivision.

Mr. Tatum advised that 90% of property owners had signed the petition requesting the establishment of streetlight district for Pretoria Station Subdivision, Ordinance requires at least 75%. He explained the residents have collected the funds for the installation of poles, lights and cost of electricity for the remainder of the year, January 1, 1997 will be the effective date. He said this subdivision is served by both Georgia Power and Excelsior EMC and gave number of lights to be served by each company. He said each lot owner will be assessed \$33.65 per year, the annual cost for

lights will be \$1551 plus 15% administrative fee, a total of \$1783.65.

Commissioner Smith asked which utility company will maintain the lights. Mr. Tatum explained that each company will maintain the lights in their service area, the County will not be involved in any maintenance cost.

Chairman Anderson asked for any comments or question from audience concerning the Pretoria Station Streetlight Tax District. With no other discussion, Chairman Anderson announced the Public Hearing adjourned.


ATTEST


E. Raybon Anderson

March 5, 1996
Statesboro, Georgia

The regular scheduled Board meeting was held immediately following the Public Hearing. Chairman Anderson called the meeting to order and welcomed the news media and visitors. Commissioner Simmons gave the invocation.

Minutes of two Public Hearings on February 20, 1996, regular meeting on February 20, 1996 and Executive Session on February 20, 1996 were presented. Commissioner Alston offered a motion to approved minutes of these meetings as presented. Commissioner Simmons seconded the motion. Commissioner Beacham noted a correction to the minutes for the regular meeting on February 20, 1996, his vote on the motion to pay legal bills should have been recorded as "no". Motion to approved minutes as presented with correction carried.

The first item of old business was a Resolution to establish a Streetlight Tax District for Pretoria Station Subdivision. Chairman Anderson asked for action on this Resolution.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, Resolution to establish a Streetlight District for Pretoria Station Subdivision was adopted with an effective date of January 1, 1997. See exhibit #1996-5.

Chairman Anderson asked Commissioner Lee to present the next item, Bicentennial Events. Commissioner Lee said the Bulloch County Horsemen Association played an important role in the Bicentennial reenactment of delivery of Bulloch County's original Charter. He presented certificates for each person who participated in the ride to deliver the mail from Bloomingdale to Statesboro, several people were present to to personally receive their certificates. He also thanked Bulloch Rural Telephone for their participation in this recognition by providing the certificates.

Mr. Dennis Pope, President of the Horsemen Association, thanked everyone for their support in this event, he gave special thanks to the Bulloch County Sheriff's Department and the Statesboro Police Department.

Participants were applauded for their part in the staging this bicentennial event.

The next item was final adoption of the Scrap Tire Ordinance Amendment. Mr. Ken Jones explained this was the second and final reading of the Scrap Tire Amendment to the Clean Community Ordinance presented at the last meeting. He reviewed the Amendment dealing with storing and/or disposing of scrap and used tires.

Upon motion by Commissioner Beacham, seconded by Commissioner Lee and carried, Amendment to the Clean Community Ordinance was adopted. See exhibit #1996-6.

There was no other old business for discussion.

Chairman Anderson recognized Dr. Cynthia Cone-Dekle. Dr. Cone-Dekle accompanied by Dr. Carolyn Martin presented a request for support of a \$50,000 grant from Children & Youth Coordinating Council for proposal to provide a mentoring program for African American males. Dr. Cone-Dekle explained this was three year grant (\$50,000 annually) written corroboratively with other services agencies. The Bulloch County program will be a model program for programs to begin in two other counties, Liberty and Toombs Counties. She said their request was for a letter of support from the Commissioners which included; (1) County would agree that Pineland Mental Health, Mental Retardation, Substance Abuse Community Service Board will serve as physical agent for grant money if awarded, (2) cash assistance or in kind contributions such as assisting in locating a suitable meeting site, (3) a statement that the County may consider funding the project once the grant expires if the project shows success.

Commissioner Alston asked if the Board of Education was involved in this grant request. Dr. Cone-Dekle said yes, they have been invited to assist in writing the grant and would be asked to assist in the development of the model program.

Commissioner Hodges referenced the 3 year grant and the 3 counties and asked if the grant would be split between the 3 counties or was the \$50,000 just for Bulloch County. Dr. Martin explained the grant was \$50,000 per year for 3 years, the model and major work the first year would be in Bulloch County with the model transported to Liberty County in the last three months of the first year and transported to Toombs County in the last three months of the second year. The goal is for the program in each county to be self-sustaining at the end of the three year period.

Commissioner Lee asked where the funding will come from after the three year grant expires. Dr. Cone-Dekle said that was something they were asking be considered, if the program proves to be successful, the County consider providing funds along with other entities for the program.

Commissioner Simmons said during the three years the granting is being received, other funding sources will be explored, such as United Way, churches, etc. and not all funding is monetary, in kind work and services are important part.

Chairman Anderson said he thought it important to note this Commission cannot bind another Commission three years in the future.

Commissioner Smith offered a motion to endorse this program with the understand a future Commission cannot be bound to financial support but it would be probably be considered at the appropriate time. Commissioner Alston seconded the motion and it carried.

The next item was an appointment to the Pineland Community Service Board. Chairman Anderson advised that Mr. Carter Crawford resignation from this Board has been accepted and if appointed, Mr. Marshall Thigpen has agreed to serve on this Board.

Upon motion by Commissioner Hodges, seconded by Commissioner Smith and carried, Mr. Marshall Thigpen was appointed to the Pineland Community Service Board.

Chairman Anderson presented a Beer and Wine License Application for new off-premise license for Time-Saver #79 on Country Club Road at Veteran Parkway.

Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, off-premise Beer and Wine License for Jimmy Easton for Time-Saver #79 was approved.

Chairman Anderson asked Mr. Jimmy Dodgen to present items dealing with zoning request.

Mr. Dodgen presented a request from Cardell Clifton and Michael Martucci for conditional use permit in an Ag-5 zone to allow a non-motorized bicycle track. He gave the location of the property at 2611 Rocky Ford Road and said the property consists of approximately 16.94 acres. He advised no opposition was received for this conditional use request and the Planning and Zoning Commission recommended approval.

Chairman Anderson asked for any comments for and against this request.

Commissioner Beacham offered a motion to accept recommendation of approval for Conditional Use Permit for Cardell Clifton and Michael Martucci. Commissioner Simmons seconded the motion and it carried.

Mr. Dodgen presented a request from Alltel Mobile for conditional use permit to allow for the construction of a telecommunications facility. Mr. Dodgen explained the property consist of five acres located on Akins Anderson Road about 3/10 mile from Highway 301 South, Alltel Mobile has entered into a lease option agreement with Franklin and Chris Akins. Mr. Dodgen advised no opposition was received and the Planning and Zoning Commission recommended approval of conditional use request to allow the construction of the telecommunications facility.

Commissioner Smith said due to a conflict he would abstain from any discussion or action taken on this request.

Chairman Anderson recognized Mr. Hal Williams of Bulloch Rural Telephone. Mr. Williams and Mr. Mike Gray of Alltel Mobile discussed the need for the tower

Chairman Anderson asked for other comments for or against this request.

Commissioner Beacham offered a motion to accept recommendation of approval for Conditional Use Permit for Alltel Mobile. Commissioner Hodges seconded the motion and it carried. Commissioner Smith abstained.

Mr. Dodgen presented a request from Lewis W. Hook, Jr. to rezone approximately 86.6 acres of land from Ag-5 to R-80. He said the property is located between Pulaski Highway and Westside Highway about 1½ miles west of Statesboro and the intent of the rezone is to allow a residential development. He advised no opposition of this rezone request was received and the Planning and Zoning Commission recommended approval.

Commissioner Hodges asked location of entrances to development. Mr. Dodgen said there would be entrances on Pulaski Highway and Westside Highway.

There was some discussion of location of entrance on Pulaski Highway and Mr. Dodgen explained, if the rezone request is approved, the roads and entrances will reviewed when subdivision plans are submitted.

Chairman Anderson asked for other comments for or against this rezone request.

Commissioner Smith offered a motion to approve request from Ag-5 to R-80 for Lewis Hook, Jr. Commissioner Beacham seconded the motion and it carried.

Mr. Dodgen presented a request from Diane Neville to rezone approximately 4.36 acres from Ag-5 to R-40. He gave location of the property on Middleground Road and said the intent is to divide the property into four parcels of 1± acres. Mr. Dodgen said, after discussion, the Planning and Zoning Commission felt a rezone of R-80 would be a better zone, this would reduce the division to two lots instead of four lots. He added Ms. Neville does not object to this change to R-80 zone and the Planning and Zoning Commission recommended a rezone from Ag-5 to R-80.

Chairman Anderson asked for any comments for or against this rezone request.

Commissioner Beacham offered a motion to approved request from Ag-5 to R-80 for Diane Neville. Commissioner Simmons seconded the motion and it carried.

Mr. Dodgen presented a request from Owen Zetterower to rezone two separate tracts consisting of .7± acres and 2± acres from Ag-5 to Highway Commercial. He said this property was located on Highway 24 east with one tract on the corner of Highway 24 and County Road 476, Franklin Road, and the other tract on the corner of Highway 24 and County Road 477, Homer Bunch Road. He explained that Mr. Zetterower presented a sketch plan prior to zoning for apartments on the left of Highway 24 and a convenient store and car wash on the corner. He added that Mr. Zetterower has begun construction of the apartments and Mr. Zetterower has a building permit to build the convenient store. He explained Mr. Zetterower does not want to build the store at this time, he asking for rezone to further his vested rights and do something commercial at a later date. Mr. Dodgen stated there was tremendous opposition, he presented petitions and letters of opposition for the Board's review. He advised the Planning and Zoning Commission recommended denial of the rezone request.

Commissioner Hodges clarified that Mr. Zetterower had an application approved before zoning was enacted to build a convenient store on the corner. Mr. Dodgen said yes, that was correct. Commissioner Hodges said Mr. Zetterower was now asking to change from a convenient store to Highway Commercial. Mr. Dodgen said Mr. Zetterower would really like to abandon the idea of building a convenient store now and do something commercial on this property in the future.

Commissioner Smith said if this property approved for rezone with no plan, he could do anything on the property. Mr. Dodgen said if it was rezoned Highway Commercial, he could do anything allowed in Highway Commerical Zone.

Commissioner Hodges asked the length of the time the building permit for the convenient store was good. Mr. Dodgen said he has six months from the date the building permit was purchased to begin construction, there is no expiration date as long as he continues construction. The building permit was issued latter part of February.

Commissioner Smith asked if building permit took precedence over 18 months grandfather clause. Mr. Dodgen said yes.

Mr. Jones stated the commerical site, convenient store, was a part of the greater plan approved and construction has already begun on this plan.

Commissioner Alston asked what happens to building permit if Mr. Zetterower does not begin construction within six months. Mr. Dodgen advised building permit would be void.

Commissioner Alston asked what the position for reissuing a building permit for the same site after the six months. Mr. Jones said, because it is part of the plan approved and because construction has already begun on that plan, if he lets the building permit expire, he can get another permit.

Chairman Anderson recognized Mr. Owen Zetterower. Mr. Zetterower said he was trying to work with the neighborhood for what was best for the entire community. He commented he had been building in this area for about six years and new construction was not new to this neighborhood. He remarked this area was growing and with growth comes certain necessities for conveniences and commercial services and community property doesn't depreciate just because of growth. He said his development had a professional scenario, it was a planned community development. He continued his sketch plan was approved in September

1994 for an apartment complex and a commercial site and he begin implementing this plan some time ago. He commented there were 150 residents within 3.5 miles of this corner lot and other areas did not suffer or devalue because of HOC or apartments, also HOC doesn't open the door for riffraff building, HOC has compliance and restrictions that must be followed and this corner lot was not suitable for corn and soybeans. Mr. Zetterower said he wanted to keep property values values, he would have as much or more to lose as anyone, he wanted to keep his options open on this corner. There were no no restriction on the land when purchased, but he had developed restrictive covenants, Mr. Zetterower read these covenants. He said, again, he was trying to work with the neighborhood, he wanted to build something harmonious with the neighborhood and was open for any suggestion. He concluded he had no specific plan for the corner lot, he didn't want to build the convenient store at this time but had to get the permit in order to be in compliance with approval given in 1994.

Commissioner Smith asked Mr. Zetterower, in asking for a rezone, would he be willing to specify what was going on that corner if it was rezoned Highway Commercial.

Mr. Zetterower said he had no idea at present time, he didn't know what the future would hold. He added he did have a petition of 65 people who were not opposed.

Chairman Anderson recognized Mr. Lane Johnston, Mr. Johnston said the request was a zoning change from Ag-5 to Highway Commercial, that's the only issue. Everything else is speculation, it's speculation whether his plan is vested, they contend he's not vested. He asked this request for zoning change be denied.

Chairman Anderson recognized Mr. Larry Torrance. Mr. Torrance said when he moved into this area twenty-two years ago it was a quiet, rural, agricultural community, non-commercial, and he would like to see it remain that way. He said he keeps hearing about vested interest and he was of the opinion that no such thing existed or else Mr. Zetterower wouldn't be requesting a zoning change if he had a bonafided vested interest. He said a lot of things were approved in a hurry at one time and grandfathered which was a mistake and two mistakes do not make a right, putting a commercial site in someone's front door is not right. He commented the Commissioners had an opportunity to promote rural zoning and he supported the denial of the zoning request.

Chairman Anderson recognized Mr. Richard Bird. Mr. Bird said his wife was an heir and executor of the J.A. Hart Estate which borders the property in question on two sides. He pointed out two residences in close proximity of the proposed commercial site and said this is a classic example for the need for zoning. He said Mr. Zetterower says he doesn't know what he wants to do on this property, that is most alarming and a zoning from Ag-5 to Highway Commercial is about the greatest change in classifications that can be made. He commented the Board has a checklist for what determines a proposed zone and said if that checklist is reviewed very carefully, he didn't think anything could be found to substantiate the purposed zoning change.

Chairman Anderson recognized Mr. Sue Proctor. Ms. Proctor said she had lived in this neighborhood for seventy-five years and she would hate to see this property zoned Highway Commercial.

Chairman Anderson recognized Mr. Hal Waters. Mr. Waters said he originally owned some of the property, there were some covenants on the property which Mr. Zetterower asked him to changed the covenants so apartments could be built because there was nothing else Mr. Zetterower could do with the

property. Mr. Waters continued he did change the covenants but he asked Mr. Zetterower if he planned to build nice homes on the other side of the road, Mr. Zetterower answered yes to this question. Mr. Waters said 140 apartments on the property weren't the his idea of nice houses. He said this was his fault, he was naive, he didn't get it in writing. He said everything has completely changed, Mr. Zetterower can build whatever he pleases.

Others voicing opposition were Ms. Mary Ross, Mr. Larry Lee and Ms. Alice Hart.

Mr. Larry Torrence asked if neighborhood had any chance for input when original permit was issued. He suggested the original permit be thrown out.

Mr. Dodgen said the original plan was approved in an open meeting, open to public, prior to zoning there was no requirement for notification in writing, in the media or posting of signs.

Mr. Johnston said just before zoning, under the Subdivision Ordinance, there was a flood of subdivision sketches approved but the Zoning Ordinance says if there is a nonconforming use or the right to a nonconforming use, it must commence within twelve months. He continued the Zoning Commission has deny this request, a building permit has been issued and this zoning request if before the Board. The Ordinance says twelve months, why talk about issuing permits and vested rights if it wasn't commenced within twelve months, Mr. Zetterower has not obeyed the 12 months, rescind the permit.

Chairman Anderson recognized Mr. Zetterower again. Mr. Zetterower said he wanted to know if he was in compliance, his plan was approved, where does he go from here, does he have to start the convenient store to stay in compliance. He added he needs to know what his options are.

Commissioner Smith commented he thought there were two totally different questions, one was the rezone of the tract of property, the other was between Mr. Zetterower, the Planning Office and anyone who wanted to challenge any actions.

Chairman Anderson said the question before the Commissioners was to approve or oppose the action of the Zoning Commission.

Commissioner Beacham offered a motion to approve the recommendation of the Zoning Commission to deny the zoning request of Mr. Owen Zetterower. Commissioner Simmons seconded the motion and it carried.

Commissioner Hodges asked if Mr. Zetterower's question could be answered, what was his position.

Chairman Anderson requested this question be handled after other items on the agenda were addressed.

The next item on the agenda was a rezone request for Lynn Hamilton. Mr. Dodgen explained this was a request for rezone of approximately 35 acres from Ag-5 to R-80. The property is located on Banks Dairy Road and the intent is to create a single family residential subdivision of approximately fifteen lots. He advised the recommendation of the Zoning Commission was to deny this rezone request. There was some opposition to this request.

Commissioner Smith remarked he was an adjoining property owner and he would not participate in any discussion or in any action taken on this issue.

Commissioner Beacham remarked that Mr. Hamilton has been hospitalized. Chairman Anderson said there had been no request for action on this item to be postponed. Mr. Wood asked if anyone represented Mr. Hamilton at the Zoning Commission meeting. Mr. Dodgen advise that Mr. Hamilton and Mrs. Hamilton was present at the Zoning Commission meeting.

Commissioner Lee offered a motion to table action on zoning request for

Lynn Hamilton due to illness of Mr. Hamilton. Commissioner Simmons seconded the motion and it carried.

Chairman Anderson said the next item was not on the agenda but Mr. Ullis Bellinger had asked to address the Board. Mr. Bellinger was not present. Chairman Anderson said Mr. Bellinger wanted to discuss hours of operation of his club. There was some discussion on Mr. Bellinger's operation. Chairman Anderson advised that he, Mr. Jones and Sheriff Akins had met with Mr. Bellinger and perhaps his problem has been solved.

Chairman Anderson asked for other business. Commissioner Lee said he would like to have Mr. Zetterower's question answered, has he complied with requirements and can he proceed with his approved plan.

Mr. Jones advised the Zoning Ordinance does address vested rights, nonconforming use not commence within twelve months of the Zoning Ordinance is lost. However, on Mr. Zetterower's plan, which was approved, the commercial site is a part of the greater plan, the greater plan has already been commenced. Mr. Jones said his position was that the building permit is valid.

Commissioner Lee asked if there was time limit for Mr. Zetterower to obtain a building permit for the convenient store if he doesn't want to build now. Mr. Jones said no.

Mr. Dodgen commented that Mr. Zetterower commenced his project prior to the twelve month requirement referenced by Mr. Johnston.

Commissioner Lee verified that by building the townhouses Mr. Zetterower had proceeded with his project and doesn't have any time limit. Mr. Jones said that was correct, this was all one plan, he was restricted to this plan but there was no time limit.

Chairman Anderson asked Mr. Zetterower if this answered his question. He said yes, he didn't really want to build the convenient store at this time, he wanted to do the right thing, wanted to be in compliance, but also wanted to proceed with his project.

Chairman Anderson asked for other business. Reverend Donald Logan requested to be on the agenda for the first Commission meeting in April to discuss public transportation for Bulloch County.

Commissioner Hodges said the need for equipment for the Portal Fire Department has been brought to his attention and he had asked the Public Safety Director, Mr. Wynn, to prepare list of equipment needed and cost involved. He presented this list for Board's review. He remarked Portal's first response truck was in bad condition and really was unsafe to drive. He said he thought it was important to keep the volunteer fire department updated and needs of other departments should probably be reviewed during the budget process.

Chairman Anderson commented he has always tried to have a rule to keep funding in each volunteer fire department equal, treat everyone the same.

Mr. Wood will discuss the condition of Portal's truck with Mr. Wynn and if it is deemed unsafe to drive, the truck will be taken out of service immediately.

Chairman Anderson asked for other business. He announced an Executive Session was needed to discuss a legal matter.

Upon motion by Commissioner Smith, seconded by Commissioner Hodges and carried, the meeting was moved into Executive Session.

Regular meeting was reconvened. Chairman Anderson asked for other business or comments. Upon motion duly made, seconded and carried, the meeting was adjourned subject to call.

Evelyn N. Wilson

E. Raybon Anderson
E. Raybon Anderson

March 19, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present. Commissioner Simmons was absent.

Chairman Anderson called the meeting to order and welcomed the news media and nine visitors. Commissioner Beacham gave the invocation.

Minutes of Public Hearing on March 5, 1996, minutes of regular meeting on March 5, 1996 and minutes of Executive Session on March 5, 1996 were presented. Upon motion by Commissioner Beacham, seconded by Commissioner Alston and carried, minutes of these three meetings were approved as presented.

The first item of old business was Recreation Board appointments. Chairman Anderson asked Commissioner Alston to discuss this item.

Commissioner Alston advised the terms of Mr. Edwin Hill and Mr. Alan Tyson were expiring and these two people should be reappointed to the Recreation Board or two others appointed to fill these positions. He said both Mr. Hill and Mr. Tyson have voiced a desire to continue to serve and the Recreation Board have accepted their willingness to be reappointed.

Commissioner Alston offered a motion to reappoint Mr. Edwin Hill to Post A and Mr. Alan Tyson to Post B on the Recreation Board. Commissioner Smith seconded the motion and it carried.

There was no other old business for discussion.

Chairman Anderson asked Mr. Ken Jones to address the first item of new business, Amendment to the Streetlight Tax District Ordinance.

Mr. Jones reviewed the proposed amendment which adds language to the Ordinance to provide for public utilities to present by October of each year a guaranteed rate for the coming year for service in streetlight tax districts and gives the Board the right to terminate the applicable streetlight district if the utilities fail to provide a guaranteed rate. He explained, since the county bills in advance for streetlight districts, this will eliminate rates changing during the year after tax bills have been mailed. He added a meeting has been held with representatives of the utilities and they are amiable to this change. He advised this was the first reading of this amendment with final action to be taken at April 2nd meeting.

The next item for discussion was the Agreement with Town of Register. Chairman Anderson referred this item to Mr. Jones.

Mr. Jones said the County owned the small voting precinct building in Register and the Town of Register wants to use this building for storage. He added the Agreement provides that they pay for any electrical usage above the base rate. He said their use of this building wouldn't interfere with the voting and maintenance operations of the County.

Commissioner Smith asked if Agreement had a statement that the County would assume no liability for any documents or items they store in the building.

There was some discussion of the County not being liable for any activity involving the Town of Register in use of this building. Mr. Jones will add "hold harmless" clause to the Agreement.

Commissioner Beacham offered a motion to approve Agreement with Town of Register subject to a "hold harmless" clause being added. Commissioner Hodges seconded the motion and it carried. See exhibit #1996-7.

Chairman Anderson asked Mr. Jones to present the next item,

Intergovernmental Contract with City of Statesboro for land.

Mr. Jones said steps were being taken to build a new DFACS (Department of Family & Children Services) building and the land for the building, adjacent to the Health Department, will be conveyed by the Board of Health to the City of Statesboro and Bulloch County. He explained in this Contract the City agrees to convey their one-half interest in the land to the County, with the County agreeing to pay the City for its half of the sale proceeds.

Commissioner Alston offered a motion to approved the Intergovernmental Contract with City of Statesboro for DFACS land. Commissioner Hodges seconded the motion and it carried. See exhibit #1996-8.

Chairman Anderson recognized Ms. Miriam Hunter for discussion of Victim Witness Program and the Women's Shelter.

Ms. Hunter said their purpose was to update the Commissioners on facilities at the Shelter for battered women. She continued there has been some changes recently, some restructuring, the Board of Directors has formed about four separate committees and statue for operations of the Shelter has been reviewed. She advised the Shelter was at full capacity. She praised the City Police Department and Bulloch County Sheriff's Department for their help. She said, as everyone knows, Grant request required 25% local donations and response for donations are going well. She stated that was one of their purposes today, to thank the Commissioners for their previous support and to request the same support this budget year. She distributed brochures outlining services of Citizens Against Violence and operations of the Battered Women's Shelter. Ms. Hunter asked Ms. Linda Smallwood, President of Citizens Against Violence, to give statistics for the Shelter.

Ms. Smallwood presented activity report for women and children in residence at the Shelter for period of September 1995 through February 1996. She also present the proposed budget adopted by the Board of Directors for January 1, 1996 - December 30, 1996 and discussed some specific items in the budget. She thanked the Commissioners for their continued support of the Shelter.

Chairman Anderson said he understood when the Shelter was opened that no men were allowed at the Shelter and asked if there any male participants.

Ms. Smallwood said yes, there were four male board members but no meetings were held at the Shelter.

Chairman Anderson commented that some members of the organization have questions some of the decisions that have been made and he has asked them to provide some specific information. He added the Commissioners wants to work with this organization.

Mr. Wood referenced the proposed budget and activity report and said the activity report show people from other counties housed in the Shelter, but budget didn't show any appropriations for revenue from outside City of Statesboro or Bulloch County.

Ms. Smallwood said they have been to Screven County, plan to go to Jenkins County and other jurisdictions to prompt their participation.

Commissioner Alston asked if a list of Board members and their terms could be provided to the Commissioners.

Ms. Smallwood said yes, a listing will be sent to Mr. Wood's office.

Chairman Anderson asked for other business or comments.

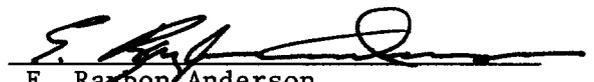
Commissioner Beacham advised a meeting had been held with representatives of local railroad, they were most cooperative and will send information of requirements to be met in order to use the railroad property for parking.

Commissioner Smith advised advertising for bids on the Courthouse Annex is

progressing and bid date has been set for 3:00 P.M. on April 18th.

Chairman Anderson asked for other comments. Upon motion by Commissioner Smith, seconded by Commissioner Alston and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

March 28, 1996
Statesboro, Georgia

CALLED MEETING

The Board met at 7:30 A.M. in the Community Room of the North Main Annex for a joint special called meeting with Statesboro City Council.

Commissioners present were Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith. Mayor Averitt, Councilman Hagins, Councilman Shumake, Councilman Williamson, Councilman Parker and Councilman Andrews were also present.

Mayor Averitt called the meeting to order and announced that Chairman Anderson would preside.

Chairman Anderson welcomed the news media and five visitors. Commissioner Simmons gave the invocation.

Chairman Anderson stated the purpose of this meeting was consider an Agreement and Contract with the Wayne County Solid Waste Authority. He said one amendment has been added to the Agreement since it was distributed to Commissioners and Councilmen. He opened the meeting for discussion.

Commissioner Alston asked if the Wayne County Solid Waste Authority would accepted the amendment to the Agreement.

Chairman Anderson said yes, this change was discussed yesterday with Mr. Jack Baker and he agreed to the amendment.

Councilman Shumake questioned twelve months period versus twenty-four months for conversion.

Chairman Anderson advised the twelve months period was Mr. Baker's decision, he said one year would be allowed for full refund on difference paid in five year versus twenty year rates.

Commissioner Smith commented Commissioners and City Council have put several years of study into the landfill situation and negotiations had been intense over the past months. He offered a motion to approve the recommendation of the joint Committee to enter into Agreement with Wayne County Solid Waste Authority. Commissioner Simmons seconded the motion. In discussion Commissioner Beacham commented the twelve months would give time to see how this arrangement would work. Commissioner Smith added the thought of the twenty year contract from the outset was, what if something not anticipated happened in first few months, the five year contract would offer an out. Chairman Anderson said, hopefully, any question of this how this works, good or bad, could be answered in a year's time. Commissioner Lee commended Chairman Anderson, Mayor Averitt and the City and County staff for time and effort put into this project. He said he thought this was a good arrangement for taxpayers and relieved the City and County of the liability of having to operation and close a landfill.

Motion to enter into Agreement with Wayne County Solid Waste Authority carried. See exhibit #1996-9.

Mayor Averitt asked for discussion from Councilmen. Councilman Williamson questioned the cost of this type of waste disposal versus operating local landfill, is there any difference in the cost, any savings with this process.

Mayor Averitt answered yes, there were savings with this process. He asked Mr. Carter Crawford, City Administer, to comment.

Mr. Crawford presented cost estimates of \$56 per ton to operate a local landfill over twenty year period versus cost estimates of \$48 per ton, or less, for transport and disposal for twenty year period. He said estimated savings over twenty year period, based on numbers provided by engineers, were \$357,460 annually.

City Council approved entering into Agreement with Wayne County Solid Waste Authority.

Councilman Williamson asked time frame for transport to new location and closure of present landfill.

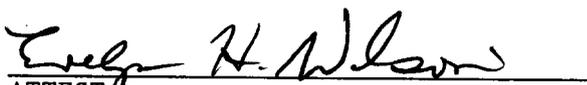
Mr. Crawford said building of transfer station would begin no later than September, it would take approximately eight months to complete transfer station. He added their goal was to start closing the present landfill in May 1997.

Commissioner Hodges said recycling is the key to cost factor of solid waste disposal. He said this is a slow process but education and emphasis on recycling is important.

Chairman Anderson advised the next formal step was to hold Public Hearing to change the Multi-Jurisdictional Solid Waste Plan. He said Public Hearing will include Bulloch County, Statesboro, Portal, Brooklet and Register, all jurisdictions will have to be involved in change to Solid Waste Plan. He said location and plans for transfer station will begin after Public Hearing is held.

Chairman Anderson commended the Solid Waste Site Committee for time and effort in trying to locate a landfill site and also commended the Board and Council for their study of and action on the Agreement with Wayne County Solid Waste Authority.

Chairman Anderson announced the joint meeting of Board of Commissioner and Statesboro City Council adjourned.


ATTEST


E. Raybon Anderson

April 2, 1996
Statesboro, Georgia

The Board met at 5:30 P.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and twenty visitors. Commissioner Hodges gave the invocation.

Minutes of regular meeting on March 19, 1996 and called meeting on March 28, 1996 were presented. Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, minutes of these two meetings were approved as presented.

Chairman Anderson asked Mr. Ken Jones to present the first item of old business, final adoption of Amendment of Streetlight Tax District Ordinance.

Mr. Jones said this amendment was first read at the last Board meeting and was presented for final adoption. He added this was a small amendment but had

far reaching effects, it locked in rates for streetlight districts from utility company by October each year to prevent any rate increase after tax bills are processed.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, amendment to Streetlight Tax District Ordinance was adopted. See exhibit #1996-10.

Chairman Anderson advised there was a term expiring on the Hospital Authority and the Board needs to select three people to recommend to the Hospital Authority for their final appointment. He said the term of Mr. Preston Turner is expiring and Mr. Turner has said he would consider serving another term if nominated. He asked the Commissioners to be considering people to be recommended to the Authority in the near future.

There was not other old business for discussion.

The first item of new business was a rezone request by Herschel & Gail Paulk. Chairman Anderson announced this rezone request had been withdrawn by Mr. Paulk.

Commissioner Lee asked the steps Mr. Paulk would have to take to reapply for rezone.

Mr. Jones advised, since he withdrew before it came to the Board, he will have to reapply to Zoning Commission. He added rezone request will have to go through the entire process again, adjacent property owners will be notified, notice in newspaper and property posted.

Chairman Anderson said Mr. Wood had someone he wanted to introduce to the Board. Mr. Wood introduced Ms. Kathy Powell, an intern working toward her Master Degree in Public Administration at Georgia Southern University. He said she would be working closely with Becky Taylor for the next three months.

Chairman Anderson asked for other new business. Mr. Wood advised a Public Hearing was needed for the amendment of the Solid Waste Plan, all the cities have to be partners in this meeting and schedule of Public Hearing is being coordinated. He added advertisement has been made fifteen days prior to Hearing. He said once Public Hearing is held there will be opportunity for formal vote to request the State approve the amendment to the Solid Waste Plan.

Chairman Anderson asked Mr. Jones to give update on Settlement Road. Mr. Jones said the Hearing schedule for today at 2:00 P.M. has been continued until April 16th at 2:00 P.M. He added that Mr. McDilda has now submitted a survey which looks very similar to survey submitted by Bulloch and Evans Counties.

Chairman Anderson recognized Mr. Ullis Bellinger. Mr. Bellinger said he was co-owner of a night club, The Pond, which was so far out of town he could not get a sufficient number of customers if he closed by the required 12:00 P.M. closing time. He asked Board for help in extending this closing time. He said he has had some problems with operators hired to operate the club but he will be operating the club himself now.

Chairman Anderson asked if anyone had questions for Mr. Bellinger. He commented that he had asked Sheriff Akins to be present for any questions for him.

Commissioner Hodges asked Mr. Bellinger was his request to have the closing time extended for one hour every night, Monday through Saturday.

Mr. Bellinger said he normally operates only on Friday and Saturday and would only ask for one hour extension for Friday night, he knew Saturday closing couldn't be extended.

Commissioner Alston asked if Mr. Bellinger had a Beer and Wine License. Chairman Anderson advised a Beer and Wine License was approved by the Board but Mr. Bellinger never purchased the License.

Commissioner Hodges asked Sheriff Akins to give closing hours for clubs. Sheriff Akins stated closing time was 1:00 A.M. on Monday through Friday and 12:00 P.M. on Saturday. He added sale of alcohol ended at 12:00 every night with premises to be vacated by 1:00 A.M. on Monday through Friday and premises vacated by 12:00 P.M. on Saturday. He commented hours for operation was the same for clubs in the city.

Commissioner Hodges asked if the hours were the same if the club didn't serve alcohol. Sheriff Akins said the hours were the same as long as it's operated as a club.

Commissioner Hodges commented that if hours are changed for Mr. Bellinger, will have to be changed for everybody, he didn't think hours could be changed for one person.

Commissioner Lee offered a motion to deny extension for hours of operation for Mr. Bellinger. He said he didn't see how hours could be extended for Mr. Bellinger without extending for all club owners. Commissioner Smith said, in light of fact this is a county wide and city wide ordinance, he would seconded the motion. Motion to deny extension of operation for Mr. Bellinger's club carried.

Chairman Anderson said Mr. Wood had an item for discussion. Mr. Wood advised the Board had an opportunity each year to nominate a candidate for Clerk of the Year. He said Mr. Jones would submit forms for nomination and asked Board endorsement.

Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, Clerk of Board will be nominated for Clerk of the Year.

Chairman Anderson said Rev. Donald Logan had asked to be on the agenda but could not be reached to be notified of meeting time change. He said Mr. Logan was not present but an Executive Session was needed and suggested Mr. Logan be recognized in regular session following the Executive Session.

Mr. Gene Anderson asked if they addressed the Board on the development being constructed by Mr. Herschel Paulk. He said they were present in opposition of rezone request by Mr. Paulk which was withdrawn. He continued they would like some clarification on plans grandfathered prior to zoning. He gave an example of a plan for twenty dwelling which was approved and was given eighteen months under grandfather provision to begin development and asked what constituted beginning of project. Did pouring of one footing for one dwelling grandfather everything on that plan or grandfather that one dwelling? Mr. Anderson said Mr. Paulk had a plan for five or six duplex apartments which was approved prior to zoning and he has poured footing for one of those apartments, does this grandfather everything on his plan.

Chairman Anderson referred the question to Mr. Jones. Mr. Jones said Mr. Paulk's entire plan was grandfathered, plan was approved under Subdivision Regulations in September or October, 1994 prior to enactment of Zoning Ordinance, he followed Law at that time. He added a valid building permit, legally issued, couldn't be pulled because Law changed, can't go back to enforce a law created after the fact. He stated this is backed up by case law in State of Georgia.

There some discuss of project conforming with building codes, set back lines, number of units and number of septic tanks for the small acreage. Comment was made that the plan doesn't look like codes are being followed. Mr. Wood said if anyone had any doubt that project was being developed was not in conformance with the plan approved, they should contact the Building Inspector, Mr. Dodgen. He added the county staff would be glad to meet with representative group to address specific concerns.

Meeting will be coordinated with county staff and three representative to review specific concerns, Mr. Paulk will be also be invited to attend this meeting.

Chairman Anderson asked if Rev. Logan was present. Rev. Logan was not present.

Chairman Anderson asked for other business or discussion. He announced an Executive Session was need to discuss acquisition of property and pending litigation.

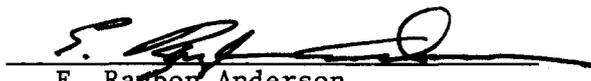
Upon motion by Commissioner Simmons, seconded by Commissioner Alston and carried, meeting was moved into Executive Session.

Regular meeting was reconvened. Chairman Anderson asked for action on purchase of property.

Commissioner Beacham offered a motion for a joint city/county purchase of 79+ acres of property from Mr. Francis Allen for a purchase price of \$75,000. Commissioner Simmons seconded the motion and it carried.

Chairman Anderson asked for other business or discussion. Upon motion by Commissioner Beacham, seconded by Commissioner Hodges and carried, meeting was adjourned subject to call.


ATTEST


E. Raydon Anderson

April 16, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and nine visitors. Commissioner Lee gave the invocation.

Minutes of regular meeting on April 2, 1996 and Executive Session on April 2, 1996 were presented. Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, minutes of these two meetings were approved as presented.

Chairman Anderson asked for discussion of any old business.

Commissioner Alston advised a parking problem on Miller Street Extension at Hodges Grove Church should be eliminated because of redesign work by the County Engineer.

Commissioner Hodges asked if an updated report on the paving priority list could be given at the next meeting. Mr. Tatum said update is usually given in June of each year.

Mr. Wood advised the Public Hearing for amendment of the Multi-jurisdiction Solid Waste Plan had been set for 5:30 P.M. on May 9, 1996. He added this Hearing would involve all municipalities.

Chairman Anderson asked Mr. Jones for update on Settlement Road. Mr. Jones said the Hearing on the Summary Judgement Motion continued from two weeks ago was to be held today at 2:00 P.M. in Reidsville. He added Mr. McDilda has submitted a survey for the road which looks no different than survey submitted by the County. He commented, hopefully, this issue will be resolved today.

There was no old business for discussion.

The first item of new business was a request from the Park & Recreation

Department. Chairman Anderson said this request, according to the Chairman, was an unanimous request from the Board. He continued their request was for \$20,000 to be put in facilities at the Horseman's Association arena which is on Airport property owned by the City and County and grading work for soccer fields at Mill Creek Park. He asked Commissioner Alston, Park & Recreation Board member, to comment.

Commissioner Alston said these projects have been discussed by the Recreation Board and all Board members recommend projects be approved.

Chairman Anderson said he had been told the grading work for soccer fields wouldn't take but a few hours. He asked Mr. Tatum if this was correct.

Mr. Tatum said, from the grading plan he saw, the work would probably take two to three weeks to complete. Warden Akins said he thought the work would take at least three weeks,

Commissioner Alston recommended the requests be approved, he afforded a motion for the two projects and expenditure be approved, with understanding the estimated time for grading be formularized by Mr. Tatum and a written report on the maintenance area from the Chairman of the Recreation Board. For purposes of discussion Commissioner Hodges seconded the motion. In discussion Commissioner Hodges said he thought it had been said that no more money would be spent until maintenance area is moved. Commissioner Alston said that was correct. Commissioner Hodges said he thought they should be told they should finish with maintenance area before anymore money is spent. Mr. Wood said he thought the request of \$20,000 was really a request from the Bulloch County Horseman's Association which the Recreation Board has agreed to supported and endorse, it's a little different. Chairman Anderson commented that half the monies for Recreation was rural recreation and the Horseman's Association consider themselves rural more than urban. Commissioner Lee said he would recommend approval of the Horseman's request and hold soccer field grading until maintenance area is moved. Commissioner Beacham said he understood from conversation with Mr. Rollins, Recreation Director, that there had been some construction problems beyond their control. He commented if grading for soccer field is held up too long, fields won't be usable this summer. Commissioner Smith said it's already late now, if it's of any benefit this summer, can't be held up any longer. Commissioner Alston said both of these request came to the Recreation Board with a great deal of community support, did not originate from the Recreation Board. Chairman Anderson asked Warden Akins, if this grading is approved, in what time frame could this work be done with other obligations for building roads. Mr. Akins said a lot of roads were ready and equipment would have to pulled from roads to do grading on soccer fields.

Commissioner Alston revised his motion to read the Board of Commissioners approve this concept with the understanding the Recreation Board would move forward in getting the outside maintenance area completed and Mr. Tatutm and Mr. Akins to give a written report to Chairman Anderson and Mr. Wood for scheduling of work for Horseman's Association project and the soccer field project. Commissioner Hodges seconded the amended motion and it carried.

Chairman Anderson presented the next item, payoff of outstanding balance on lease/purchase note for the Bulloch County Jail.

Commissioner Hodges offered a motion to approve payoff of the balance of lease/purchase note for the Bulloch County Jail. Commissioner Beacham seconded the motion and it carried. Commissioner Alston commented early payoff was anticipated from the beginning. Chairman Anderson added the anticipated payoff

was at the end of the four year sales tax but this is two year earlier and will save a lot of money for taxpayers.

Chairman Anderson said a request was received from the Olympic Torch Committee after the agenda was distributed. He said the City and County had agreed to fund this event for an amount of \$1000 each, the Committee is asking for an additional \$1000 each from City and County. Chairman Anderson reviewed the budget provided by the Committee.

Commissioner Smith remarked he thought this event would bring a great deal of attention to the County, he offered a motion to approve funds matching City funds of up to \$2000. Commissioner Beacham seconded the motion and it carried.

Chairman Anderson presented a request from Ms. Debra Chester on behalf of the Chamber of Commerce Beautification Improvement Committee for County participation in a project at the intersection of Veterans Parkway and Highway 301. He said they plan to plant grass, trees and shrubs in median and this will be a joint project between the City, the County and GSU Foundation, the request to the County is funding of \$1000 to \$1200 and a small amount of land preparation.

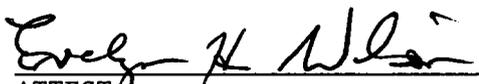
Commissioner Alston offered a motion for county participation in this project for an amount of not more than \$1200. Commissioner Simmons seconded the motion and it carried.

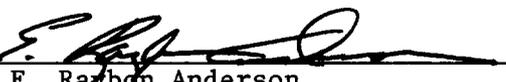
Chairman Anderson asked for other business. He advised that Commissioner Alston had requested an Executive Session to discuss a RDC personnel matter. Mr. Franklin added he need to discuss pending litigation.

Upon motion by Commissioner Beacham, seconded by Commissioner Alston and carried, the meeting was moved into Executive Session.

The regular meeting was reconvened. Chairman Anderson asked for other business or discussion.

Upon motion by Commissioner Simmons, seconded by Commissioner Lee and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

May 7, 1996
Statesboro, Georgia

The Board met at 6:00 P.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and 40+ visitors. Commissioner Smith gave the invocation.

Minutes of regular meeting on April 16, 1996 and Executive Meeting on April 16, 1996 were presented. Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, minutes of these two meetings were approved as presented.

Chairman Anderson recognized Mr. Randy Nessmith, President of Statesboro Convention and Visitors Bureau.

Mr. Nessmith said they wanted make everyone aware that this week was National Tourism Week, the Convention and Visitors Bureau promotes tourism at all times But have special programs this week. He remarked the tourist industry employs a lot people, both locally and nation wide. He introduced Mandy Barbee and Marissa Marchitello of the Convention and Visitor Bureau. Ms. Barbee said tourism is the second largest employer in the state of Georgia and presented statics on tourist dollars spent in Georgia in 1995, 13.5 billion, which was an increase from 1994. She added total economic impact from tourism in Bulloch County in 1995 was \$18,900,000. She discussed activities of the Convention and Visitors Bureau in promotion of tourism. Ms. Marchitello

presented a copy of billboard advertising Statesboro displayed on I-95 and said this billboard was already having an impact, bringing visitors into Statesboro. Mr. Nessmith thanked the Board for the opportunity to share this information about tourism.

Chairman Anderson referenced the meeting agenda and announced the Appeal for the George Lewis Subdivision had been removed from the agenda and would not be discussed.

Chairman Anderson said the first item of old business, Hospital Authority appointment, was a matter of information, at the last meeting he had advised that names of three nominees need to be sent to the Hospital Authority. He commented the term of Mr. Preston Turner was expiring, Mr. Turner has agreed to serve if reappointed, but three names have to be submitted. He asked the Board to submit names for nominations to be handled at the next Commission meeting.

Chairman Anderson commented the next item was not on the agenda but Commissioner Smith had a recommendation from the Courthouse Committee.

Commissioner Smith reported bids for the Courthouse Annex were in and Pope Construction Company had the low bid of \$3,224,000. He said this bid was over the budget of \$3,100,000 established for annex construction but the thought was the county could complete several items and these have taken out of the bid, leaving a projected amount of \$3,042,000.

Commissioner Smith offered a motion to award contract for construction of Courthouse Annex for an amount not to exceed \$3,100,000. Commissioner Alston seconded the motion. In discussion Commissioner Lee asked what amount would be left for renovation of the Courthouse. Commissioner Smith advised the \$500,000 previously set aside has been maintained. Commissioner Hodges asked number of days to complete construction. Mr. Wood advised Pope Construction's bid gave 420 days. Motion to award contract to Pope Construction carried.

There was no other old business for discussion.

Chairman Anderson said an item of new business not on the agenda was Community Partnership Agreement. He recognized Ms. Adele Davenport.

Ms. Davenport said she chaired the Bulloch County Human Services Commission which is group of human service agencies and citizens who meet monthly to look at human services in the County. She advised that Governor had established the Georgia Policy Council for Children and Families with the goal of finding new ways to deal with problems of children and families and out of the Policy Council has come a program called Community Partnerships. She said the Human Services Commission submitted an application for a grant to the Policy Council which has required everyone who submitted a proposal have a resolution of support for Community Partnership passed by the county and largest municipality. She said the resolution was passed by Statesboro City Council in their meeting this morning and was being presented for Commissioners' consideration. She said at this time no expenditures or funds are involved but this grant will make Bulloch County eligible for special funding from the State if it's selected as one of pilot Community Partnership counties.

Chairman Anderson said Mr. Jones had prepared the Resolution and asked Mr. Jones to comment.

Mr. Jones said the instead of having several local agencies seek grants from the State in a non-coordinated effort the local Community Partner becomes the clearing house which is authorized to seek grants. He added the designation as Community Partner is critical to enable the Human Service Commission to seek state funds.

Commissioner Beacham offered a motion to adopt Resolution designating a Community Partnership organization. Commissioner Hodges seconded the motion.

In discussion Mr. Wood noted the Board had just been informed of this Resolution today and the purpose of introduction at this meeting was for information. He clarified that this action was the creation of a legal entity. Commissioner Smith asked if the structure of this organization had been defined. Mr. Wood said no and, in his opinion, it needed to be defined before it's created. Commissioner Alston asked if two weeks delay would hamper the program. Ms. Davenport said two weeks delay wouldn't be a problem, the paperwork has to be in Atlanta before the end of May.

Commissioner Beacham, with Commissioner Hodges' consent, withdrew his motion.

Commissioner Hodges offered a motion to table action on Resolution designating a Community Partnership organization until the next meeting. Commissioner Beacham seconded the motion and it carried.

Chairman Anderson stated there was a vacancy on the Pineland-Satilla MH/MR/SA Regional Board, the term of Mr. Julius Abraham is expiring. He said Mr. Abraham, if he will serve, needs to be reappointed or another person appointed. Commissioner Alston will contact Mr. Abraham and this appointment will be handled at the next meeting.

Chairman Anderson asked Mr. Wynn to present the next item, road name change for county road #177.

Mr. Wynn said a petition has been received, signed by 80% of property owners, requesting the name of county road #177 be changed to Dekle Road South.

Commissioner Hodges asked if there was any opposition to this name change. Mr. Wynn advise one of eight property owners opposed the change.

Commissioner Lee offered a motion to change name of county road #177 to Dekle Road South. Commissioner Simmons seconded the motion. In discussion Commissioner Smith asked if having more than one Dekle Road would complicate Public Safety activities. Mr. Wynn said all agencies are notified of road name change and E911 data base is updated to reflex change. Motion was carried.

Chairman Anderson asked Mr. Jones to give update on Settlement Road. Mr. Jones said they were ordered by the Judge to appear on the road last Monday and after looking at stakes supposedly placed on road by Mr. McDilda's surveyor, a Summary Judgement Hearing was reschedule for May 20th at 9:00 A.M. in Claxton.

Zoning matters were the next items on the agenda. Chairman Anderson asked Mr. Dodgen to present rezone request for Ruth N. Lee's Estate.

Mr. Dodgen said this property is approximately 75.16 acres located on Burkhalter Road and Magnolia Church Road. He commented when zoning maps were originally drawn part of the property was zoned R-80 and part of the property was zoned Ag-5 and their request to bring the entire property into one zone. He advised no opposition of this rezone request was received and the Planning and Zoning Commission recommended approval of zoning change from Ag-5 to R-80 making the entire property one zone.

Chairman Anderson asked if anyone in the audience wanted to speak on this rezone request.

Commissioner Simmons offered a motion to accept the recommendation of the Planning and Zoning Commission for rezone of property of Ruth N. Lee Estate to R-80. Commissioner Hodges seconded the motion and it carried.

Mr. Dodgen said he would like to present the next two rezone request, Mary Beth Jones & H.P. Jones and Lemuel A. Deal, Sr, together since this is continuous lands involving one subdivision, however action will need to be handled separately on each request. Mr. Dodgen said request of rezone for Mary Beth Jones and H. P. Jones, Jr. was to rezone approximately 40 acres on Maria

Sorrell Road from Ag-5 to R-25. The request from Mr. Lemuel A. Deal, Sr. was to rezone 18.9 acres on Maria Sorrell Road from R-40 to R-25. He presented a sketch of plan to develop both properties into a single family subdivision and commented subdivision would have covenants and houses in the subdivision will be 1500 to 1600 square feet. He noted that this property joined the back of Georgian Walk Subdivision.

Commissioner Lee referenced the sketch and asked for clarification of area presently zoned Ag-5 and area presently zoned R-40. Mr. Dodgen pointed out these two zoned areas.

Mr. Dodgen stated the Planning and Zoning Commission recommended denial of rezone request of Mr. Lemuel Deal, recommended the zone remain at R-40 because this property is bordered by a creek and they felt a 25,000 square foot lot wouldn't be adequate along that creek to allow a septic tank and a house. He added Mr. Deal didn't object to this property remaining zoned R-40.

Commissioner Smith said the Maria Sorrell Road was a dirt road and would developer be required to pave it.

Mr. Dodgen said the Planning and Zoning had the discretion to require the developer to pave the dirt road if they deem necessary. He added the Maria Sorrell Road is on the priority paving list and asked Mr. Tatum the status of acquiring right-of-way.

Mr. Tatum said there are four people who have not sign to give right-of-way, but right-of-way has been obtained between this property and Lakeview Road.

Mr. Dodgen said there was great deal of opposition to rezone from Ag-5 to R-25, especially from residents of Georgian Walk and one resident outside of Georgian Walk.

Commissioners reviewed area map and sketch of both properties involved. Commissioner Alston referenced the easement for power line running between Georgian Walk and this property and proposed road which will parallel the easement and asked the width of the power line easement and road.

Mr. Dodgen advised the power line easement was 100 feet and for most of way there will be a 60 foot road right-of-way.

Commissioner Alston commented that would basically give a 160 foot buffer zone between Georgian Walk and this development. Mr. Dodgen said that was correct.

Chairman Anderson asked if Commissioners had other questions for Mr. Dodgen before giving audience to representatives of those opposing these rezone request.

Ms. Donna Witte introduced herself as representative of Georgian Walk and Dogwood Trail. She presented plat of Georgian Walk and said they strongly opposed this development, they were concerned with the type of development with lots of .6 acres with 1500 to 1600 square foot houses which were not comparable to homes of 2,800 square foot already in the area. She added there were no natural buffers between this proposed development and Georgian Walk homes, they felt the 100 foot power line easement and 60 foot road were not a proper buffer. She said other concerns were increase in traffic on Lakeview Road and a negative effect on property value. She commented they have attempted to negotiate on points of lot sizes comparable to lots in Georgian Walk, square footage increased to at least 1,800 square feet and property be zoned R-40 instead of R-25. She concluded the Georgian Walk Homeowners Association asked the rezone request from Ag-5 to R-25 be denied.

Chairman Anderson asked for other comments. Mr. Dale Thompson said he wasn't a resident of Georgian Walk but his property was adjacent and he was

concerned on three points, infrastructure, road is not paved; effect on adjoining property; low area in property which flood in heavy rain.

Chairman Anderson asked Mr. Deal if he had any comments. Mr. Deal said he hadn't met with residents of Georgian Walk but did have telephone conversations with some of them. He remarked he agreed to leave the 100 foot buffer under the power line, increased the square footage to 1500 to 1600 square feet and he did have the same restrictive covenants as those in Georgian Walk and Huntington planned for this development.

Chairman Anderson asked Mr. Dodgen to give Planning and Zoning Commission recommendations for these two rezone requests.

Mr. Dodgen advised the Planning and Zoning Commission recommended approval to rezone property of Mary Beth Jones and H.P. Jones from Ag-5 to R-25. The recommendation of Planning and Zoning Commission was to deny request for rezone from R-40 to R-25 with property to remain R-40.

Commissioner Lee commented his biggest concern was development being on dirt road and he thought any motion to approve rezone should be subject to no construction or development until road is paved.

Mr. Jones pointed out the plan presented is not a formal sketch, it has not been presented to the Planning and Zoning Commission, it was presented to give an idea of how the proposed development could be and the only matter for consideration now is the rezone. Mr. Dodgen said he didn't think Commissioners should approve rezone contingent upon that road being paved, Mr. Deal could be put on noticed that if rezone is approved, that doesn't guarantee the subdivision plan will be approved without Maria Sorrell Road being paved. He added the Commissioners do have the right to review the subdivision plan when it is submitted.

Commissioner Smith said the question in his mind was adequate buffering between two distinct types of residential areas, he didn't think buffer was adequate. He offered a motion to rezone property of Mary Beth Jones and H.P. Jones from Ag-5 to R-40 with stipulation of proper buffering, as stipulated by Planning and Zoning Commission, along existing property lines and consideration be given to development only when adequate infrastructure, pave dirt road, is in place. Commissioner Alston seconded the motion and it carried.

Commissioner Hodges offered a motion to accept Planning and Zoning Commission's recommendation to deny rezone from R-40 to R-25 for property of Lemuel Deal, Sr. with zone to remain R-40. Commissioner Beacham seconded the motion and it carried.

Chairman Anderson said he needed to make everyone aware of situation concerning the Correctional Institute. He said a few days ago it was learned there was a possible drug problem in the Institute, the Warden, Assistant Warden and employees have been working very diligently testing inmates on daily basis, working with D.O.C. and taking other action to get to the source of this problem. He remarked this situation is taken very serious by the Commissioners and the County Manager. He stated these are State inmates and at this time approximately 138 State inmates are being transported to other institutions, as of now there are no State inmates at the Correctional Institute. He advised he had spoke with the Deputy Commissioner of Department of Corrections via telephone this afternoon and was advised the Commissioner had issued an order to remove all State inmates, there was no opportunity for negotiation. He commented an escape occurred today and the inmate tested positive for drugs when apprehended and, when the Commissioner was advised of this, he issued the order. Chairman Anderson said he had scheduled a telephone conversation with the

Commissioner for tomorrow morning and hopefully the matter could be resolved. He stated all procedures issued by the State have been followed. He said how long this situation would last was unknown, but he hoped any inconvenience this caused would be understood by the citizens of the county. He advised the Warden and Assistant Warden were asked by he and the County Manager to develop a work schedule to maintain essential services until this situation is resolved. He said everyone will be kept aware of developments as they occur.

Chairman Anderson asked for business or comments. Commissioner Lee asked Ms. Taylor to give details of Bicentennial project.

Ms. Taylor said students were being involved in the Bicentennial celebration, several schools were having student participate in such activities as artwork, research papers and similar projects. She said teachers have asked that certificates be given at their awards ceremonies at close of school year to all students who participated as well as prizes to first, second, third place winners as selected by the schools. She advised they would like a Commissioner to present these awards and presented schedules of award ceremonies at different schools.

Commissioner Beacham reported from the Parking Lot Committee and advised the building has been removed from area of lot planned on Walnut Street and paper work was progressing for area at railroad.

Chairman Anderson asked clarification of intended use of these parking lots. Commissioner Beacham said parking lot at railroad was intended for parking for overflow for Courthouse Annex and parking lot on Walnut was intended to be rented to downtown businesses for employee parking to free up curb side parking.

Chairman Anderson said it was discussed, but he didn't think that was the final plan when the Commissioners decided to participate.

There was some discussion of intent when participation in lot was approved, possibility of having a fee for parking had been discussed but no discussion of designated rented spaces. Commissioner Lee said he thought it would be just public parking. There was some discussion of cost of upkeep of parking lots and how to pay for upkeep. Commissioner Hodges commented some revenue is needed for maintenance and upkeep. Commissioner Beacham said he would be glad to convey any suggestions from the Commissioners to the Parking Lot Committee.

Commissioner Alston referenced a letter from Rafael Nail, Interim Executive Director of Altamaha Georgia Southern RDC and said the Attorney General has been asked to rule on whether the Altamaha Georgia Southern RDC and Heart of Georgia RDC merged or were dissolved. He said he thought whatever happens will determine assets of Bulloch County in the RDC.

Chairman Anderson asked for other business or comments. He advised an Executive Session was need to discuss pending litigation.

Upon motion by Commissioner Alston, seconded by Commissioner Hodges and carried, the meeting was moved into Executive Session.

Chairman Anderson reconvened the meeting and said action was need on two issues. He asked for discussion and action on these issues.

Commissioner Smith offered a motion to ratify, by Resolution, action taken on February 20, 1996 to waive any potential or actual conflict of interest of attorney in Meeks vs. Bulloch County. Commissioner Beacham seconded the motion and it carried. See exhibit #1996-11.

Chairman Anderson said the other issue for action is a proposed Court Order on a lawsuit against Bulloch County, commonly known as the Meeks Case.

Commissioner Beacham offered a motion to accept the proposed Court Consent Order with minor modification of wording as submitted by counsel. Commissioner Smith seconded the motion. The motion carried with four to two vote, Commissioners Alston, Simmons, Beacham and Smith voting in favor of the motion and Commissioners Hodges and Lee voting to opposed the motion.

Chairman Anderson asked for other business or discussion. Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, the meeting was adjourned subject to call.

Erly H. Wilson
ATTES

E. Raybon Anderson

May 21, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and visitors. Commissioner Alston gave the invocation.

Minutes of regular meeting on May 7, 1996 and Executive Session on May 7, 1996 were presented. Upon motion by Commissioner Simmons, seconded by Commissioner Beacham and carried, minutes of these two meetings were approved as presented.

Chairman Anderson stated the first item of old business, three nominees for the Authority Board appointment, was not ready for action, this will be handled at the next meeting.

The next item was appointment for Pineland-Satilla MH/MR/SA Regional Board. Chairman Anderson asked Commissioner Alston to present recommendations for this this appointment.

Commissioner Alston gave names of nominees for this appointment; Rev. Craig Tremble, Rev. Johnnie Lewis and Mr. Richard Murphy.

Upon motion by Commissioner Simmons, seconded by Commissioner Beacham and carried, these nominees will be submitted for Pineland-Satilla MH/MR/SA Regional Board appointment.

The next item was Resolution for Community Partnership Agreement. Chairman Anderson said this was discussed at the last meeting and asked Mr. Jones to comment.

Mr. Jones explained this Resolution was to designate the Bulloch County Human Services Commission as the Community Partner Agency to work with the Georgia Policy Council for Children and Families to secure grants. He said he had been working with the Human Services Commission to structure bylaws so they will be a more structured organization and be in compliance with State law.

Chairman Anderson said at the last meeting the Commissioners had concerns of how this Board will be appointed, how appointments will rotate, as well as some other concerns.

Mr. Jones advised all of this had been handled, there will be nine people on the Board appointed by Board of Commissioners and Statesboro City Council.

Commissioner Beacham offered a motion to approved Resolution designating the Bulloch County Human Services Commission as the Community Partner Agency. Commissioner Simmons seconded the motion and it carried. See exhibit #1996-12

Chairman Anderson asked Commissioner Smith to present the next item, Hospital Funds.

Commissioner Smith commented for several months a Committee made up of three Hospital Authority members and three Commissioners have been working together to make recommendation of how to handle and utilize the funds from sale of the hospital. He read a Resolution outlining investment of reserve funds and use of earnings. Commissioner Smith stated this Resolution basically said these funds will be maintained in a group managed by the Hospital Authority with 10% of interest returned to that fund, 10% of interest for health care needs previously provided by the hospital, 80% of interest to Board of Commissioners for use in tax reduction.

Commissioner Smith offered a motion to approved Resolution offered by the Joint Committee setting forth use of reserve funds from sale of hospital. Commissioner Beacham seconded the motion. In discussion Commissioner Alston asked where does this leave the Board of Education request. Commissioner Smith advised he had a further recommendation for 80% interest coming to Board of Commissioners, Board of Education's request will come within the scope of tax reduction. Commissioner Beacham asked basis of adding 10% of interest back to principal. Commissioner Smith explained this provides some protection against diminution by inflation. Commissioner Beacham asked when would the need to repurchase the hospital disappear or would it ever disappear. Commissioner Smith commented the repurchase clause will not expire, not a likely reality, but can always be a possibility.

Mr. Franklin commented, according to the Resolution, the responsibility of investment and overview funds is at the discretion of the Hospital Authority and asked if there should a joint Investment Committee to manage these funds to assure a high rate of return. Commissioner Smith remarked the Hospital Authority falls under the same regulations as the Board of Commissioners when it comes to investment, very limited to types of investments, have to be treasury bills or government guaranteed securities or bank securities backed by pledged securities. Mr. Franklin said he suggest the Board have some input and overview capacity as to performance of the portfolio.

Commissioner Smith said he thought the joint Committee would continue as a liaison between the Board and the Authority. Mr. Franklin suggested a Memo of Understanding that recognized the Joint Committee to review portfolio and make recommendations at least annually. Commissioner Smith suggested a revision in wording of Resolution to make investment and return subject to annual review by the Joint Committee. Commissioner Smith commented any changes are subject to ratification by both boards. There were some discussion of wording of Resolution and Mr. Franklin suggested some changes and additions.

Commissioner Smith offered an amended motion to accept Resolution with changes as recommended by Mr. Franklin. Commissioner Beacham seconded the amended motion and it carried. See exhibit #1996-13.

Commissioner Smith commented this Resolution says earnings of hospital funds will be used for tax reduction, type of tax reduction is not specified. He said, at a community retreat of representatives and officials of several agencies of the county, the primary discussion was

schools, how to make Bulloch County School System what it should be and how to meet future needs for education. He said it was his understanding to be able to match State Incentive Funding the Board of Education is short by some \$15-\$16 million local funds at present rate of taxation. He continued the Board of Education is very interested in the possibility of sharing in funds to enable them to obtain the State funding. He said for several reasons the amount of net income from hospital investment funds are very indefinite at this time, estimate is \$1,600,000 per year to fund the bonds to build additional schools in current plan and to secure bonds for repayment in order to obtain State Incentive Funding. He continued both Dr. Bice and Dr. Brocato have estimated with \$800,000 per year the full scope of their plan could be funded within their 20 mil limit, with no additional bond referendum and with no additional sales tax. He said he was proposing a concept, he would like the Board to adopt this concept, this will allow the Board of Education to continue with their plans.

Commissioner Smith presented proposed utilization of interest on hospital funds using an estimated hospital investment of \$42,000,000. He proposed \$800,000 maximum annually or one-half of available funds for use in Bulloch County School construction to be matched by Board of Education and used in conjunction with Georgia State Incentive Funding with the understanding corpus could be used for repurchase of hospital. He proposed \$800,000 or balance of interest each year to be used for direct millage reduction for Bulloch County taxpayers.

Commissioner Hodges asked if this arrangement will eliminate an additional 1% sales tax for the Board of Education. Commissioner Smith said yes, that would not be necessary and would be part of the understanding.

Commissioner Hodges commented he would like to see the School Board keep its current millage rather than go to the 20 mil limit. Commissioner Smith said he didn't think the School Board was advocating any additional millage, they are approaching 18 mils now including the sales tax. Chairman Anderson said he thought they agreed to take the 1 mil increase added last year to fund the \$800,000 matching funds, but he didn't think they could be asked to agree to never raise the millage.

Commissioner Smith offered a motion to adopt this concept and ask the Board of Education to present recommendations for implementation. Commissioner Beacham seconded the motion. Commissioner Lee asked if another statement could be added to the proposal to read the Board of Education will make every effort to keep their current millage rate constant or reduce the same. Motion carried with consent for additional wording proposed by Commissioner Lee.

There was no other old business for discussion.

Chairman Anderson presented the first item of new business, bid award for DAFC building. He advised one bid was received from Office Associates and asked Mr. Jones to comment.

Mr. Jones explained that Office Associates were in the business of building government buildings and operate under a lease/purchase format. He said they buy the county's property and then lease back to the county on an annual lease basis, Department of Family and Children pays the county for rental space which pays the lease, the county has no monies involved. He added the county will own the building at the end of fifteen years. He said their proposal is to immediately purchase the property for \$45,000.

Chairman Anderson said this property is adjacent to Health Department on Pulaski Highway and morally one-half of the sale proceeds should go to the City since the City deeded its one-half interest to the County.

Commissioner Hodges offered a motion to accept the proposal from Office Associates Development to build the DAFC building. Commissioner Alston seconded the motion. Commissioner Lee asked acreage involved. Chairman Anderson said it was 1.5-1.6 acres. Motion carried.

The next item was amendment of the Multijurisdictional Solid Waste Management Plan. Chairman Anderson said everyone was familiar with this amendment of the Solid Waste Plan to allow transport of solid waste to regional landfill.

Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, Amendment to Multijurisdictional Solid Waste Plan was approved. See exhibit #1996-14.

Chairman Anderson presented a letter from Citizens Against Violence advising a restructuring of their Board of Directors. He said this letter asked a Commissioner be nominated by May 23rd to serve on this Board. Chairman Anderson asked for suggestions or a volunteer for this appointment and said if none were received, he would make an appointment.

Chairman Anderson advised a date needs to be set for Public Hearing on the 1996-1997 budget. Commissioner Hodges suggested having Public Hearing prior to regular meeting on Tuesday, June 4th.

Chairman Anderson gave update on County Correctional Institute, some inmates should be returned to the Institute this morning, some on Thursday morning, some next week and all inmates returned by early June. He advised that he spoke with Mr. Garner on Friday and his primary concern is public safety. Chairman Anderson said the Institute is operating under same rules as before, but Mr. Garner is probably going to be tougher under his administration which certainly wasn't a problem. He added Mr. Garner has ask for a better partnership between the County and his office and was assured that he would have that partnership.

Commissioner Alston asked if the County did not have good relationship with his office before. Chairman Anderson said the County never dealt directly with his office, had a good relationship because people from his office were constantly here and the Institute was in compliance as far as our Institute officers were told by compliance officials. But, these compliance officials are no longer in charge of this Institute, all of these have changed.

Commissioner Beacham commented he understood there were no repeat audit points, just different standards.

Chairman Anderson said Mr. Garner's concerns were the Commissioners' concerns and he thought the County would have a better Institute than in the past, the Warden, Guards, everyone is committed.

Chairman Anderson asked Commissioner Beacham to give update on parking lots. Commissioner Beacham said he had discussed Commissioners' concerns of parking lot rental with the Chairman of the Parking Lot Committee and, although entire Committee has not met, non-rental parking lot was acceptable to him.

Chairman Anderson asked for other business or comments. Commissioner Alston advised the maintenance area at Mill Creek Park had been moved and maintenance building was being completed.

Chairman Anderson announced that Commissioner Simmons would represent the Commissioners on the Board of Directors of Citizens Against Violence.

With no other business or discussion, upon motion by Commissioner Hodges, seconded by Commission Alston and carried, the meeting was adjourned subject to call.

Evelyn H. Wilson
ATTEST

E. Raybon Anderson
E. Raybon Anderson

June 4, 1996
Statesboro, Georgia

PUBLIC HEARING - 5:30 P.M.
Community Room - North Main Annex

1996-1997 BUDGETS

Persons present: Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee, Commissioner Smith, news media and 21 citizens.

Chairman Anderson announced the purpose of this Public Meeting was discussion of the 1996-1997 proposed budgets and to give anyone an opportunity to comment on the proposed budget. He said this proposed budget is submitted by the Commissioners, there could be a few minor, very minor, changes before final adoption. He asked for discussion or comments of the proposed budget.

Ms. Ward of Citizens Against Violence, Inc. commented they elected new officers and a new Board of Directors last week. She said they appreciated the money given to the Women's Shelter by the Commissioners in the past and trust there was new money for the Shelter in the proposed budget. She added they are having a membership drive which includes the other three counties in the judicial circuit.

Chairman Anderson said he didn't think there were any money in the proposed budget for operation of the Shelter. He asked Mr. Wood to verify this statement.

Mr. Wood said that was correct. He commented this was a very worthy enterprise and it had a very moral, practical support from the Commissioners. However, at last year's budget hearing the group was notified the contribution of approximately \$10,000 was to be seed money and was not to be viewed as an ongoing, annualized support and he hoped this message was heard last year and taken under advisement.

Ms. Ward said this message was not given to the membership. She said they would appreciate any reconsideration given by the Board.

Commissioner Anderson asked if Commissioners had any discussion of the proposed budget. Commissioner Beacham said it was worth noting that this budget does not contain any change in ad valorem taxes.

Commissioner Anderson said it was certainly worth noting, it has been advised that the digest growth would be approximately 5% and this growth should fund the increase in the proposed budget. He added when there is growth there is demand for additional services and he thought the Commissioners were doing a good job if taxes are held to growth, which has been done in the past.

Mr. Wood remarked the Department Heads did the best job ever this year in presenting the most stringent request for their departments, less administrative reduction recommendations this year than in several past years. He said he has complimented Department Heads for the budget requests they formatted.

Chairman Anderson asked for other discussion or comments on the proposed 1996-1997 budget.

Chairman Anderson announced the Public Hearing adjourned.

Evelyn H. Wilson
ATTEST

E. Raybon Anderson
E. Raybon Anderson

June 4, 1996
Statesboro, Georgia

The regularly scheduled Board meeting was held following the Public Hearing. Chairman Anderson called the meeting to order and welcomed the news media and visitors. Commissioner Simmons gave the invocation.

Minute of regular meeting on May 21, 1996 were presented. Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, minutes of May 21, 1996 meeting was approved as presented.

Chairman Anderson recognized Mr. David Robinson, Chairman of Democratic Party.

Mr. Robinson said Mr. James Thompson of the Bulloch County Property Rights Organization had presented a United States Flag to the Democratic Party and expressed a wish this flag be presented to Bulloch County. Mr. Robinson remarked it was his privilege to present this flag to the Commissioners to be flown at the Bulloch County Courthouse.

Chairman Anderson thanked Mr. Robinson and accepted the Flag on behalf of the Board of Commissioners.

Chairman Anderson advised the first item of old business, Hospital Authority appointment, would be handled at a future meeting. He commented three nominees are needed and only two have been identified.

Chairman Anderson asked Mr. Jones to give update on Settlement Road. Mr. Jones said the Hearing scheduled for May 20th had to be postponed due to the Judge being injured. He advised the Hearing has been rescheduled for June 12th at 2:00 P.M. in Claxton.

There was no other old business for discussion.

Chairman Anderson asked Mr. Dodgen to present the first items of new business, zoning matters. He remarked the first item under zoning matters, appeal of medical hardship variance for Donald James had removed from the agenda, the first item under zoning matters was rezone request for Betty Jean Deal.

Mr. Harry Deal requested this rezone request be postponed for approximately six weeks.

Upon motion by Commissioner Hodges, seconded by Commissioner Smith and carried, rezone request for Betty Jean Deal was tabled.

Mr. Dodgen presented rezone request for Michael and Allison Deal to rezone 4.33 acres and .945 acres from Ag-5 to R-80. He said the intent of this rezone is to enlarge Ms. Allison Deal's property from .945 acres to 1.945 acres and reduce Michael Deal's property from 4.33 acres to 3.33 acres, make the properties more equal in size. He stated no opposition was received and the Planning and Zoning Commission recommended approval of rezone from Ag-5 to R-80.

Commissioner Smith offered a motion to approved rezone from Ag-5 to R-80 for Michael Deal and Allison Deal. Commissioner Beacham seconded the motion and it carried.

Mr. Dodgen presented rezone request from Raymond & Brenda Rushing to rezone approximately one acre from R-25/HC to Highway Commercial. He said this property on Pretoria-Rushing Road was in a R-25 zone but the back corner of the lot was Highway Commercial because it was adjacent to Highway 80 East. He said their request was to have the entire lot zoned Highway Commercial to allow a day-care center. He explained a day care center is allowed in a R-25 zone but it requires two acres and the property is approximately one acre. He advised the recommendation of the Planning and Zoning Commission was to deny the request for rezone to Highway Commercial but to grant a Conditional Use allowing a day care center along with a Variance for one acre instead of two acres as required. He added the Planning and Zoning Commission saw no negative effective of day-care center on this property.

Commissioner Beacham offered a motion to accept the Planning and Zoning Commission recommendation to approve a Conditional Use for Day-care Center and Variance of lot size for one acre for Raymond and Brenda Rushing. Commissioner Simmons seconded the motion and it carried.

Mr. Dodgen presented rezone request and a conditional use for Ramsey Jennings, agent for David and Patsy Bobo, to rezone approximately 15.7 acres from R-25 to PDR (Planned Development Residential). He advised because of their relation these two separate items (rezone and conditional use) would be presented together but would need separate action. He explained the intent of the rezone was to allow the development of condominium housing for independent living for senior citizens near the intersection of Westside Bypass and Country Club Road. He continued the conditional use request is to allow housing for senior citizens in a personal home care facility in a R-25 zone. He said there was some opposition concerning a buffer zone between this property and some residences.

Commissioner Beacham said he thought these concerns had been satisfied. Mr. Jennings confirmed that yes, concerns were satisfied.

Mr. Dodgen advised the Planning and Zoning Commission recommended approval of rezone from R-25 to PDR and also recommended approval conditional use to allow personal care facility.

Commissioner Beacham offered a motion to approve rezone request for Ramsey Jennings, agent for David and Patsy Bobo, for rezone of approximate 15.7 acres from R-25 to PDR. Commissioner Alston seconded the motion and it carried. Commissioner Hodges abstained.

Commissioner Beacham offered a motion to approve conditional use for Ramsey Jennings, agent for David and Patsy Boby, to allow personal care facility in R-25 zone. Commissioner Smith seconded the motion and it carried. Commissioner Hodges abstained.

Mr. Dodgen presented conditional use request for William Dyches to allowed sale of beer and wine at a store located at 14839 Old River Road. He explained the Zoning Ordinance requires a conditional use in virtually every zone to sell beer and wine. He added Mr. Dyches has operated this store for some time and the Planning and Zoning Commission recommended approved of the conditional use to allow beer and wine sales.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, conditional use request for William Dyches to allow sale of beer and wine was approved.

Chairman Anderson presented a Beer and Wine License Application for off-premises license for William Dyches. License application had been approved by Sheriff Akins.

Upon motion by Commissioner Hodges, seconded by Commissioner Alston and

carried, off-premise Beer and Wine License was approved for William Dyches for Bob's Country Store.

Chairman Anderson presented a letter from Nancy Ray, Library Director, advising Library Board term of Mrs. Laura Godbee was expiring and asking Mrs. Godbee be reappointed for another term.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, Mrs. Laura Godbee was reappointed to serve on the Library Board for term from July 1, 1996 to June 30, 1999.

Chairman Anderson presented a Continuation Agreement with Systems & Methods, Inc. for the issuance of food stamps for the next fiscal year.

Commissioner Smith asked cost for delivery of food stamps. He was advised that \$45,000 was appropriated in the budget and one half of actual cost is reimbursed to the County by the Department of Human Resources.

Upon motion by Commissioner Beacham, seconded by Commissioner Alston and carried, Continuation Agreement with Systems & Methods, Inc. was approved.

Chairman Anderson asked Commissioner Alston to present the next item, Resolution for RDC assets.

Commissioner Alston said, as everyone is aware, Bulloch County is relinquishing its participation in the Altamaha-Georgia Southern Regional Development Center effective July 1, 1996. He continued the RDC has some assets and this Resolution asks the RDC Board to set aside and return Bulloch County's share of the assets. He discussed a letter received from Rafael Nail detailing values of some assets and giving Bulloch County's level of participation.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, the Resolution requesting return of proportional share of assets from Altamaha-Georgia Southern Regional Development Center was adopted and is to be presented to the RDC Board at its next meeting. See exhibit #1996-15

Chairman Anderson presented request for payment of pauper burial from Riggs Funeral Home.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, payment of pauper burial was approved.

Chairman Anderson presented bid results and recommendation for paving contracts for Burkhalter Road, Arcola Road and Oak Grove Church Road. He advised Littlefield Construction Company was the low bidder. Bids received were: Littlefield Construction - \$205,600.59; Everett Dykes Grassing Company - \$212,671.62; E.A. Mann Company - \$212,671.62.

Upon motion by Commissioner Smith, seconded by Commissioner Alston and carried, bid for paving contracts of \$205,600.59 from Littlefield Construction Company was accepted.

Chairman Anderson asked for other business or discussion.

Rev. James Canty asked status of paving for Amanda Road off Highway 80 East. Chairman Anderson remarked some property owners would not give right-of-way, there has been numerous attempts but obtaining right-of-way seems impossible. He added this road would have already been built and paved if right-of-way could have been obtained. He petitioned Rev. Canty to help obtain right-of-way so road could be paved.

Chairman Anderson asked for other discussion. Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, meeting was adjourned subject to call.

Evelyn H. Wilson
ATTEST

E. Raybon Anderson
E. Raybon Anderson

June 13, 1996
Statesboro, Georgia

CALLED MEETING

The Board met at 10:45 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Beacham and Commissioner Lee present.

Chairman Anderson called the meeting to order and asked Mr. Wood to give the invocation.

Chairman Anderson announced the purpose of this called meeting was approve a Resolution authorizing the Chairman to execute documents and agreements for the Department of Family and Children Services building. He asked Mr. Jones to comment.

Mr. Jones explained this Resolution outlines documents to be executed at closing and other documents related to this transaction. He added at the closing the property will be deeded to Bulloch County Associates, L.L.C. and County will received payment for property. He said this Resolution authorizes Chairman to execute documents related to this transaction.

There was some discussion of funding and question of any cost to County. Mr. Jones said this was basically a flow through arrangement with no cost to County, it is a lease/purchase arrangement with the County owning the building at the end of the lease.

Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, Resolution authorizing the Chairman to execute documents related to the construction of the Department of Family and Children Services building was approved. See exhibit #1996-16.

Chairman Anderson asked for other discussion of this subject. Upon motion by Commissioner Beacham, seconded by Commissioner Alston and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

June 18, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and fourteen visitors. Commissioner Beacham gave the invocation.

Minutes of Public Hearing on June 4, 1996, regular meeting on June 4, 1996 and Called Meeting on June 13, 1996 were presented. Upon motion by Commissioner Simmons, seconded by Commissioner Beacham and carried, minutes of these three meetings were approved as presented.

Chairman Anderson announced an item of new business would be handled first. He asked Commissioner Alston to discuss the Sales and Purchase Agreement for the Recreation Department.

Commissioner Alston said the Commissioners had asked the Recreation Board to look at increasing the recreational activities in the outlying areas of the county. He presented a Sale and Purchase Agreement for purchase of property in the Stilson area and explained the owner has agreed to donate 5 acres and sell 10 acres, making a total of 15 acres for

recreational purposes. He said the sale price for the 10 acres is \$35,000. He advised the Recreation Board has approved this Agreement and ask the Commissioners to approve the continued negotiations to finalize purchase of this property. He commented there is some standing timber on the property and, once the acquisition is completed, timber sales will be used toward the purchase price.

Chairman Anderson said this was part of the Sales Tax referendum, the Recreation Board agreed to one-half of funding for rural recreation.

Commissioner Beacham offered a motion to accept the Sale and Purchase Agreement as presented. Commissioner Simmons seconded the motion and it carried. See exhibit #1996-17.

The first item of old business was a Medical Hardship Variance for Valencia and Rufus Love. Chairman Anderson asked Jimmy Dodgen to present this item.

Mr. Dodgen said this was a renewal of medical hardship variance for Ms. Love's mother which has been in place for some time. He explained Mr. Rufus Love was notified of requirements for renewal of the variance and when Mr. Love did not respond, a notice was issue for mobile home to be moved. When Ms. Love learned of the requirements and situation, she obtained a letter from her mother's physician and met requirements for medical hardship variance. Mr. Dodgen said medical hardship variances have to be renewed each year and the request is this medical hardship variance be extended for one year.

Commissioner Beacham verified the variance was denied by the Planning and Zoning Commission because of lack of response.

Mr. Dodgen said that was correct, all requirements have now been met.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, renewal of Medical Hardship Variance for one year was approved for Valencia and Rufus Love.

Next item of old business was three nominees for Hospital Authority appointment. Chairman Anderson said three names proposed for submission to Authority were Mr. Preston Turner, Mr. W. Pratt Hill and Ms. Jean Ann Marsh. He commented three nominees are submitted for Authority to make one appointment.

Commissioner Hodges offered a motion to submit these three nominees to the Hospital Authority. Commissioner Lee seconded the motion and it carried.

Chairman Anderson asked Commissioner Smith to present the next item, Intergovernmental Agreement with Hospital Authority.

Commissioner Smith said the Commissioners had previously approved a Resolution which was essentially the same wording as this Agreement. But, after some research, attorneys determined an Intergovernment Agreement best served the need. He commented the terms were covered when the Resolution was adopted.

Chairman Anderson stated the Hospital Authority has approved this Agreement.

Commissioner Smith offered a motion to approve Intergovernmental Agreement with Hospital Authority. Commissioner Hodges seconded the motion and it carried. See exhibit #1996-18.

Chairman Anderson said the next item was adoption of Budgets for fiscal year 1996-1997. He asked Mr. Wood to comment.

Mr. Wood said budgets have been distributed to Commissioners and Public

Hearing was held as required, adoption of special budgets was new this year as requested by State Audit Department.

Upon motion by Commissioner Hodges, seconded by Commissioner Smith and carried, budgets for fiscal year July 1, 1996-June 30, 1997 were adopted.

General Fund	\$12,484,720
E911 Emergency Service	445,972
Jail Add-on Fee	45,330
Civil Defense	24,000
Multi-purpose Sales Tax	2,332,980
Extended Special Sales Tax	15,836,892
Lighting Districts	18,823
Employee Insurance Fund	561,895
Library Bond	97,713

Chairman Anderson said last year the Commissioners voted to put addition money in the employees' retirement fund and told employees if expenses were held within or below the budget, Commissioners would consider additional funding for retirement fund again. He stated employees are to be commended for holding expenses down and asked consideration of additional \$20,000 funding for retirement fund. He advised this funding is not additional money, it's part of a small amount left in the 1996 budget. He said taxpayer benefit when employees' support holding expenses down and this is a way to reward employees.

Commissioner Beacham offered a motion to fund an additional \$20,000 for Employees' Retirement Fund. Commissioner Simmons seconded the motion. Commissioner Lee clarified that Commissioners do not participate in this retirement plan, it's strictly an employee retirement plan. Mr. Wood said that was correct, no elected officials were included in this retirement plan. Motion carried.

Chairman Anderson asked for update on Settlement Road. Mr. Jones advised Motion for Summary Judgement was submitted last week, the Judge now has it under advisement and some ruling is expected in near future. He said he felt road would be opened.

There was no other old business for discussion.

Chairman Anderson asked Mr. Wynn to present first item of new business, Ambulance Ordinance.

Mr. Wynn explained this Ordinance insures the highest standard of care and reliability for anyone setting up an ambulance service in the county. He said as Bulloch County and Statesboro grow it's anticipated private ambulance services will want to come into the county and this Ordinance will insure standard of care Bulloch County citizens deserve.

Chairman Anderson asked for discussion of Ordinance. Commissioner Smith asked who would supervise compliance with this Ordinance if private service was established in the county.

Mr. Jones advised the Ordinance says the County Manager or his designee, probably the Public Safety Director, would monitor compliance.

Commissioner Hodges asked if a private ambulance service could respond to emergency calls. Mr. Wynn advised after a period of time, 18 months, of non-emergency transports they can petition the Regional 9 Council for a section of the county for emergency calls.

Chairman Anderson verified this was the first reading of this Ordinance. Mr. Jones said that was correct, adoption would come at the next meeting.

Chairman Anderson recognized Ms. Cathy Powell. He said Ms. Powell has worked as an intern for twelve weeks and thanked her for her contributions during this time. Ms. Powell commented she had enjoyed working with the

county staff.

Chairman Anderson asked for reports and updates from Department Heads.

Mr. Smith said City Recycling Center recently opened and center on Langston Chapel Road is under construction, hopefully to be completed by mid July.

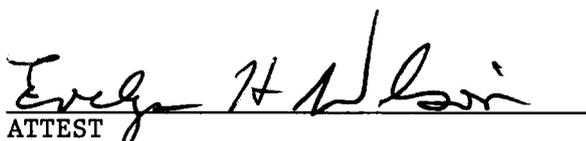
Commissioner Hodges asked for updated on past due taxes in the next meeting.

Mr. Tatum advised clearing of W.C. Hodges Road was progressing, three roads were ready for work to begin and an update on road paving list would be given as the next meeting.

Ms. Taylor said next bicentennial event was the Independence Day Celebration at Mill Creek Park.

Mr. Jones advised transaction for construction of Department of Family and Children Services building has been completed and building should be completed by March 1, 1997.

Chairman Anderson asked for other business or discussion. Upon motion by Commissioner Beacham, seconded by Commissioner Smith and carried, meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

July 2, 1996
Statesboro, Georgia

The Board met at 6:00 P.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and thirty-seven visitors. Commissioner Hodges gave the invocation.

Minutes of regular meeting on June 18, 1996, were presented. Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, minutes of meeting on June 18, 1996 were approved as presented.

Chairman Anderson recognized Rev. Craig Tremble who was appointed by the Board to serve on the Regional Board of the Pineland-Satilla MH/MR/SA and thank him for agreeing to serve.

Chairman Anderson recognized Tax Commissioner James Deal, who was giving an update on delinquent taxes.

Mr. Deal commented this was his first official report to the Board since taking office in late November of 1994. He reviewed problems in the Tax Office, saying he had been battling these problems for the last nineteen months and it was taking time to get records corrected. He advised delinquent taxes for tax years 1989 through 1993 were \$1,315,179 on December 2, 1994 and \$595,844 of this amount has been collected as of June 30, 1996 leaving a balance of \$719,335 for years 1989 - 1993. He added taxes for 1994 were \$11,109,705 and taxes for 1995 were \$12,256,661 and taxes remaining to be collected for the two year were \$1,702,148. This added up to \$2,421,483. delinquent taxes for years 1989 through 1995. Mr. Deal said, because of numerous internal problems, he has not been able to send letters on delinquent taxes but plan for these letters to go out in the next couple of months. He said he appreciated the support he has received from the

Commissioners.

Commissioners thanked Mr. Deal for his report.

The first item of old business was the Downtown Development Authority Parking Lot. Chairman Anderson recognized Mr. Jim Martin, Chairman of the Downtown Development Authority.

Mr. Martin introduced Mr. Jarell Jones, legal counsel for the Authority, and said they would like to make a statement and answer any questions the Commissioners had. He reviewed the Authority's projects in downtown area and thanked the Commissioners for their involvement in some of these. He said the Authority has been real aggressive and sometimes, when you're aggressive, things tend to fall through the crack and there were some questions concerning the parking lot developed jointly by the City, County and Downtown Development Authority. He commented he had delivered a letter to Chairman Anderson earlier today suggesting a Committee be setup to look at the project in question, the Walnut Street Parking Lot. He remarked that was their recommendation, a Committee be formed, next week if possible, to review transaction for this project. He said a review of the Authority's meetings minutes shows this project developed exactly as expected and met their goals and objectives of creating this parking lot downtown.

Chairman Anderson asked for any Board comments or questions. Commissioner Smith said he didn't recall some facts as stated. He said he looked at this project with Mr. Frank Parker before it was ever present to the Board and statements made then was it would enhance the public parking areas of downtown, one selling point was that it would give more parking for the Courthouse area. The cost of the project was estimated at \$100,000 for property acquisition, demolition and paving, and the end results were \$35,000 each from the County and City and, he assumed, the Downtown Development Authority. Commissioner Smith said public monies were put into this project with the trust it would enhance public parking facilities downtown but now realize it's been turned into a private parking lot with private spaces named and leased to individuals, not open to the public, not accessible by anyone other than those who have named spaces, many of these being adjacent property owners, some of them being members of the Downtown Development Authority, Mr. Parker's property being part of that. He remarked he thought the Commissioners had been lead astray, he felt he was undermined in making his recommendation to the Board, he was extremely disturbed that this has happened. He said steps need to be taken to have this changed or recoup public monies in the project.

Commissioner Hodges asked what the \$35,000 each from County, City and Downtown Development Authority was for, the Commissioners understood it was to purchase the property, tear down the old buildings and pave that part of the property. He ask if there was a survey which shows the property actually bought, a survey showing exactly what was bought and a survey showing exactly what was paved. He thought the Commissioners, on the day they acted to participate, were shown the property of the old feed and seed building, not the entire parking lot.

Chairman Anderson said he had a survey but it did not include the lot referenced by Commissioner Hodges, it includes parcel A and parcel B of lots previously owned by Mr. Parker and Mr. Wiggins. He added the other lot can be seen even though its not surveyed and marked.

Commissioner Hodges said his question was what was bought, just the old feed and seed building and property.

Mr. Jones commented this project began two years ago and the original

concept was to buy two parcels, the parking lot associated with the bank building and property were the Riteway building was located. He said this concept has been in the Authority's minutes since July or August 1994. Their minutes also included the plans to try to seek funding from the County and City and borrow funds for their participation to be recoup by leasing spaces to tenants, employees of tenants, along that strip which would free up other parking downtown. He said the concept was to alleviate parking downtown by taking employees who took up parking along the street, put them in a parking lot and recoup the money of Development Authority in producing this. He added they had documents, minutes, which they would share in the Committee meeting and would review history of how this took place. He remarked he thought there was some lack of communication, but their records show the project was completed as it was planned. He commented they would like to meet to compare what was presented and see where misunderstanding occurred.

Commissioner Smith said, in his opinion, it was never communicated this would be a private parking lot, it was communicated this would be a public parking lot, the entire tract would be purchased and the number of additional downtown parking spaces were pointed out. Commissioner Smith said it was pointed out there were some privately leased parking spaces already there at the time the location was being looked at and it was stated then that would not be allowed.

Commissioner Alston commented the idea which got his support was it being public parking.

Commissioner Smith said he thought the Board would be acting illegally if it participated in a contract to provide private parking.

Mr. Jones repeated he thought the issue was lack of communication or some failure between the two Boards and if that is the case, notes and minutes need to be compared. He also repeated that this project unfolded the way the Authority intended in terms of providing spaces for employees to free up public parking on the streets. He commented, at the point the parking lot was fully paid for, the decision could be made between the County, City and the Authority to continue leasing the spaces or open the lot for free parking.

Commissioner Lee said when the concept was sold to the Commissioners there was a big concern that some parking spaces would be lost because of the Courthouse Annex and this lot would compensate for some of those, he thought it was miss sold to the Board. At the time he didn't remember Mr. Parker ever saying anything about leasing the parking spaces. He said he thought it was to be a jointly owned parking lot, he even made the comment he hoped the City and Downtown Development Authority would joint with the County to buy more property nearer the Annex. He said he thought the consensus of the Commissioners was to see this as a public parking lot or the County be reimbursed for monies put into the purchase plus cost of removing the building and other work on the property.

Commissioner Lee offered his statement to have this as a public parking lot or the County be reimbursed for monies put into the purchase plus cost of removing the building and other work on the property in the form of a motion. Commissioner Simmons seconded the motion. Commissioner Hodges asked if Chairman Anderson planned to appoint a Committee to meet with Authority. Chairman Anderson said that was the Board's decision, when he was asked to take this item off the agenda, he asked Mr. Martin and Mr. Jones to be present to request it be tabled. Commissioner Simmons said he thought it should be on the table now, it was also his understanding it would be a public parking lot, can't take taxpayers money for a private parking lot.

Mr. Jones requested someone be appointed to meet with them to review the details, the parking lot is for the public, the spaces have been rented by individuals who are citizens and taxpayers. He said he respectfully suggested the Commissioners were acting prematurely to take action before reviewing all the relative facts. He asked for a continuous of this issue and asked for a meeting next week to thoroughly review the issue before action is taken.

Commissioner Beacham asked was the fact the Commissioners objected to parking for pay ever brought to the attention of the Authority Board.

Mr. ~~Parker~~^{Jones} said no, it was never an issue from the Authority's standpoint, the Authority does not have the ability to pay for parking lot, this is the reason the City and County were asked to participate with the Authority on a one-third basis.

Chairman Anderson asked if it was on a one-third basis. Mr. Jones said he wasn't sure, he thought the deed was in the name of the Downtown Development Authority.

Chairman Anderson commented, he didn't know if this was an issue, but the Board's minutes said the County would be partners in this parking lot.

Commissioner Smith commented there were also minutes documenting the Board's position of not supporting leased parking spaces.

Commissioner Beacham asked if Commissioner Lee objected to waiting a week before taken action on his motion.

Chairman Anderson said there was a motion and second on floor for action unless the motion was amended.

Commissioner Lee said he thought the Board's position is clear now and will be clear a week from now, the Board is stating it's position and he didn't think it would change. He added it was alright if Chairman Anderson wanted to appoint a Committee to meet with Downtown Development Authority and City, but he didn't see any reason for the Commissioners not to vote on their position.

Commissioners Hodges said he would like for the entire Board to meet with the City and Downtown Development Authority, some of their members have expressed different opinions and thoughts of what was communicated.

Commissioner Lee's motion, as stated, seconded by Commissioner Simmons, carried with Commissioners Alston, Simmons, Beacham, Lee and Smith voting in favor of the motion. Commissioner Hodges voted against the motion.

Chairman Anderson asked Mr. Martin and Mr. Jones to setup a meeting with Commissioners if they felt it was needed.

Next item of business was final adoption of Ambulance Ordinance. Chairman Anderson said this Ordinance was present for first reading at the last meeting.

Upon motion by Commissioner Smith, seconded by Commissioner Beacham and carried, Ambulance Ordinance was adopted. See exhibit #1996-19.

Chairman Anderson asked Staff Attorney Ken Jones for update on Settlement Road. Mr. Jones advised the Judge had granted the County's motion for Summary Judgement on Settlement Road, the road is a public road and, according to Warden Akins, work should begin on the road immediately.

There was no other old business for discussion.

Chairman Anderson asked Mr. Jones to present the first item of new business, Conditional Use Request for Methodist Home of South Georgia Conference.

Mr. Jones advised this request for conditional use was to allow a community boys' home at the corner of Burkhalter Road and Highway 24. He

said the Planning and Zoning Commission recommended approval of this Conditional Use.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, Conditional Use request for Methodist Home of South Georgia Conference was approved.

The next item was approval of a county contract for deceleration lane for T.J. Morris expansion. Chairman Anderson explained this was for approval to asked for a contract from Department of Transportation.

Commissioner Hodges offered a motion to request a county contract for deceleration lane for T.J. Morris expansion from Department of Transportation. Commissioner Alston seconded the motion and it carried.

Chairman Anderson submitted suggested appointments for Historic Preservation Advisory Committee, saying these people were presently serving and have to agreed to continue serving if appointed. People presently serving are: Mrs. Corlyn McCorsky, Dr. & Mrs. John Lindsay, Dr. Betty Lane, Ms. Libba Smith and Ms. Sue Smith.

Commissioner Simmons offered a motion to appoint these five people to service on the Historic Preservation Advisory Committee.

Chairman Anderson submitted suggested appointments for Aging Service Advisory Council, Dr. Andrew Edwards, Dr. Julius Abraham, Ms. Margie Peavey and Mr. Charles Denmark and said these people have agreed to serve.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and, these four people were appointed to serve on Aging Service Advisory Council.

Chairman Anderson advised, because of change in RDC status, two Commissioners need to be named to represent Bulloch County on the Coastal RDC Board. He said one appointment would be made now with the other one to made in near future. He said Commissioner Alston now serves on the Altamaha Georgia Southern RDC and suggested he be appointed to serve on the Coastal RDC Board.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, Commissioner Alston was appointed to serve on the Coastal RDC Board.

Chairman Anderson asked Mr. Wood to present the next bid results and recommendations for recycling bins.

Mr. Wood referenced memo from Mr. Bob Smith giving results of bids for 7 multi-bin 30 cubic yard roll-off containers. Bids were: Consolidated Disposal - \$42,531; Marathon Equipment - \$32,599.57; McClain Industries - \$31,972.29; May Specialty Fabricators - \$54,025.

Commissioner Hodges offered a motion to accept bid of \$31,972.29 from McClain Industries. Commissioner Alston seconded the motion and it carried.

Chairman Anderson presented the next items, Job Description for the Commissioners and revised Job Description for the County Manager. He advised the Carl Vinson Institute of Government at University of Georgia assisted in development of these job descriptions.

Commissioner Alston said he had reviewed the job descriptions several times and these outline what is being done, basically, formalizes the County's form of government.

Commissioner Smith commented the County is basically operating under a Court Order and this reiterates, in a Resolution, that Court Order.

Commissioner Smith offered a motion to adopt the Job Descriptions for Commissioners, adopt the revised Job Description for the County Manager and asked the local legislators to introduce legislation at next session of General Assembly which parallels this action so there will be State statue

which establishes Bulloch County's form of government. Commissioner Beacham seconded the motion and it carried. See exhibit #1996-20 & #1996-21

Commissioner Smith pointed out the County Manager's job description referenced the purchasing policy and said its been suggested the purchasing policy be amendment to copy the job description. Commissioner Smith offered a motion to amendment the purchasing policy to parallel the Job Description for the County Manager. Commissioner Beacham seconded the motion and it carried.

Chairman Anderson advised notification was received of expiring term on the Department of Family & Childern Board, Mr. Robert Lanier, who is presently serving, has agreed to serve again if reappointed. He said this item will be on the next agenda.

Chairman Anderson asked for other business or comments. Commissioner Alston advised a Receiver has been appointed to calculated the assets of the Altamaha Georgia Southern RDC.

Chairman Anderson asked for other business or comments. Upon motion by Commissioner Beacham, seconded by Commissioner Simmons and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

July 16, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Simmons, Commissioner Hodges, Commissioner Lee and Commissioner Smith present. Commissioner Alston and Commissioner Beacham were absent.

Chairman Anderson called the meeting to order and welcomed the news media and fifteen visitors. Commissioner Lee gave the invocation.

Minutes of regular meeting on July 2, 1996 were presented. Commissioner Hodges called attention to page four of the minutes and said reference to Mr. Parker should be corrected, Mr. Parker did not speak at the meeting. It was noted this speaker was Mr. Jarell Jones. Upon motion by Commissioner Hodges, seconded by Commissioner Smith and carried, minutes of July 2, 1996 meeting were approved as corrected.

First item of old business was a board appointment for the Department of Family and Children Services. Chairman Anderson advised the term of Mr. Robert Lanier expired on June 30th and Mr. Lanier had agreed to serve another term if reappointed.

Upon motion by Commissioner Smith, seconded by Commissioner Simmons and carried, Mr. Robert E. Lanier was reappointed to the Department of Family and Children Services Board.

There was no other old business for discussion.

First item of new business was Beer and Wine License Application. Chairman Anderson advised this was a request for a new off-premise Beer and Wine License for Lonnie Bradley for Oasis, Inc. Sheriff Akins had approved the application.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, off-premise Beer and Wine License was approved for Lonnie Bradley for Oasis, Inc.

Chairman Anderson announced the next meeting regularly scheduled for

Tuesday, August 6th had been changed to Wednesday, August 7th. This is the 6:00 P.M. meeting.

Chairman Anderson asked for other business. Commissioner Lee asked Ms. Taylor to give update on bicentennial activities.

Ms. Taylor advised the video tape of bicentennial play, "Wiregrass" was on sale at the Hen House for \$15 each and, hopefully, the cookbook will be available in the next couple of months, recipes are now being edited.

Chairman Anderson asked Mr. Tatum for update on road projects. Mr. Tatum said work was beginning on Twin Forks Road and paving contractor began preparations for paving on July 8th.

Chairman Anderson asked for update on Settlement Road. Mr. Jones announced the road was open for travel, road crew was to be commended for work on this road. He commented time for appeal has almost expired, hopefully, appeal won't be filed.

Commissioner Hodges said he thought the Olympic Torch Committee should receive an official commendation for the excellent job on the Olympic Torch Celebration.

Chairman Anderson asked for other business or discussion. Mr. Jimmy Hayes asked if the \$800,000 from earning on Hospital funds going to the Board of Education was for one year or would it continue year to year. Chairman Anderson advised it would a continuation but with stipulations. Mr. Hayes said if \$800,000 is given to the Board of Education, what prevents them from taking money they have already set aside for construction for other purposes and replace it with this money. Mr. Wood advised there would be a separate Intergovernmental Agreement to address this point.

Mr. Hayes asked if \$800,000 for tax reduction was included in tax notices now being sent. Commissioner Smith said no, there will be a reduction shown on the final tax bill this year.

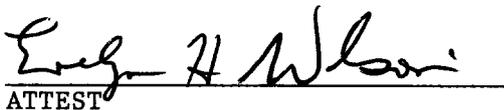
Mr. Hayes said his notice had shown an increase. Chairman Anderson said he thought this notice was an appraisal, millage rate hasn't been set for this year.

Commissioner Lee explained the millage rate will be rolled back each year according to projected amount of interest earnings from Hospital Authority.

Chairman Anderson asked for other comments. Ms. Marion Hunter asked to whom the Recreation Department reported. Chairman Anderson explained the Recreation Department had a Board to which the Recreation Staff reports. Ms. Hunter asked if they answered to the Commissioners. Chairman Anderson said only in the budget process. He added there has been an Agreement on the table for some time, the Commissioners have approved this Agreement which would have the Recreation Department reporting to either the City or County but that Agreement has not been finalized by the City.

Chairman Anderson announced a meeting would be held tomorrow at 4:00 p.m. with the Downtown Development Authority and the City.

Chairman Anderson asked for other business or comments. Upon motion by Commissioner Smith, seconded by Commissioner Simmons and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

August 7, 1996
Statesboro, Georgia

The Board met at 6:00 P.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present. Commissioner Simmons was absent.

Chairman Anderson called the meeting to order and welcomed the news media and thirty visitors. Commissioner Smith gave the invocation.

Minutes of regular meeting on July 16, 1996 were presented. Upon motion by Commissioner Alston, seconded by Commissioner Lee and carried, minutes of meeting on July 16, 1996 were approved as presented.

Before beginning the business meeting, Chairman Anderson recognized Mr. David Averitt, Mr. Ted Riner, Mr. Tommy Sisson, Georgia State Patrol Troopers from Bulloch County, and Mr. Tom Davis, Georgia Bureau of Investigation Officer from Milledgeville. These four people were a part of security force for the Olympic Games in Atlanta and, while trying to protect the safety of others, had been injured by terrorist bomb explosion at Atlanta's Centennial Olympic Park. Chairman Anderson said Bulloch County were very proud of these individuals who put others' safety before their own and recommended the Commissioners present each one a Proclamation, commending them for excellent serve and going beyond the call of duty.

Upon motion by Commissioner Hodges, seconded by Commissioner Smith and carried, Proclamations were issued for Mr. David Averitt, Mr. Ted Riner, Mr. Tommy Sisson and Mr. Tom Davis for their heroic actions during the bomb attack at Atlanta's Centennial Olympic Park.

Chairman Anderson presented Proclamations to Mr. David Averitt, Mr. Ted Riner, and Mr. Tommy Sisson who were present. Everyone stood and applauded these individuals.

The first item of old business was an Intergovernmental Agreement with the Bulloch County Board of Education. Chairman Anderson asked for discussion of this Agreement.

Chairman Smith said there was one correction needed in the Agreement, he thought the original motion stated the amount of interest monies paid to the Board of Education would be one-half of funds available to the Commissioners or \$800,000, whichever was the least.

Mr. Wood commented the Agreement read, "up to \$800,000", this implies it could be less.

Commissioner Smith said he would like this to be clarified so there would be no misunderstanding in the future.

There was some discussion of the wording of the Agreement. Mr. Jones will rewrite the Agreement with wording to clarify payment to Board of Education will be one-half of interest monies available to the Commissioners or \$800,000, whichever is least.

Upon motion by Commissioner Smith, seconded by Commissioner Alston and carried, Intergovernmental Agreement with Bulloch County Board of Education was approved with changes clarifying payment to the Board of Education. See exhibit #1996-20.

Chairman Anderson presented the next item of business, 1997 Paving Priority List, and said this was a recommended paving list from County Manager, County Engineer, County Warden and him.

There was some discussion of status of each road on the list and how those roads where right-of-way could not be obtained would be handled.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and

carried, 1997 Paving Priority List was approved. See exhibit #1996-21.

The next item for discussion was Downtown Parking Study. Chairman Anderson said there was a Local Development Fund Grant of up to \$10,000 available for a parking study, this grant requires 50-50 match. He added one half of this 50% match will come from the City, funding will be State - 50%, City - 25%, County 25%. He advised a bid has been received for the parking study.

Commissioner Smith asked if the City was aware of this grant and study. Ms. Taylor advised the City Council approved participation in this study in their meeting held on Tuesday.

Commissioner Smith offered a motion to approve funding for 25% of cost for parking study. Commissioner Beacham seconded the motion. In discussion Commissioner Hodges asked to whom this report would be made. Mr. Wood advised the report would be made to the Commissioners and City Council. Motion carried.

Chairman Anderson asked Mr. Jones for update of response from Downtown Development Authority on Commissioners' motion on the Walnut Street Parking Lot.

Mr. Jones advised there have been some suggested proposals from the Authority, but no official response has been received.

Commissioner Hodges said he thought some timetable should be set for the Authority to respond to the Commissioners. He continued he understood the Authority had proposed an exchange of the parking lot for City Hall, give the parking lot to the City and County, but he thought the City and County already own 1/3 of the lot. He commented if the Authority wants to make trades, he would like to know who owns what and who did what.

Commissioner Smith said he had concerns with the Downtown Development Authority owning more and more property downtown, each time they purchase additional property that property comes off the tax digests of the City and County. He added he thought it was beginning to get out of hand and being utilized by individuals who are using it for their own benefit, some who have some official input. He said he had hoped Commissioner Lee's motion would prompt a positive response and it would have been corrected to agree with plan as first presented to the Commissioners. He said he thought it was time to ask the Authority to review their actions and if they are unwilling to do that, look at their capacity and if they going beyond the bounds of their authority.

Commissioner Lee said, in the joint meeting, the Authority's attorney felt they were proper in their actions, had done nothing wrong or improper. But, he didn't think any decision was made of what their response would be to the Commissioners. He asked Mr. Jones if he was sure the County and City were not on the deed, the property was deeded to the Authority.

Mr. Jones said he wasn't sure, but as far as he knew, the property was deeded to the Authority. He and Mr. Brannen, City Attorney, have not seen any of the documents.

Commissioner Alston suggested writing a letter to the Authority and give them a deadline for their response. Mr. Wood said this could certainly be done, just need input of what Commissioners want included in this letter.

Commissioner Hodges said he understood City Council had withdrew its motion for an investigation, but he would like for someone to investigate who bought what, who's name the property is in, what exactly was bought, where the survey is, was money paid for the alley, someone to give full report from beginning to end.

There was some discussion of an investigation. Mr. Jones advised any investigation from the State level would be requested through the Governor's Office. Commissioner Smith commented it might be premature for ethics investigation, right now just need detailed, step by step, report of what happened, did it proceed in a legal and logical order.

Commissioner Smith offered a motion asking Chairman Anderson to direct the Staff Attorney or an appropriate person to review this matter, start from the very beginning to determine what actions were taken, discover what happened, and if legal action is warranted. Commissioner Lee seconded the motion. In discussion Chairman Anderson asked if the City should be invited to be party to this inquiry. Commissioner Smith said yes, this charge should come from the Chairman and Mayor. Commissioner Alston asked if deadline was included, would a thirty day deadline be feasible. Chairman Anderson asked if deadline should be handled separately. Commissioner Lee said he thought a letter should be sent to the Authority asking they respond to the Commissioners' motion by the next Commission meeting.

Motion was restated to write two letters to the Downtown Authority, one for a detail report of parking lot development from beginning to end, one for response to Commissioners' motion, response to both letters to be received by first Commission meeting in September. Motion as restated was carried.

There was no other old business for discussion.

Zoning issues were next on the agenda. Chairman Anderson asked Mr. Dodgen to present the first item, appeal of medical hardship variance for Mr. Donald James.

Mr. Dodgen explained this was a medical hardship variance for Mr. James' mother-in-law, Ms. Betty Morton, and a letter from her doctor was included in the Commissioners' information.

Commissioner Lee clarified the Planning and Zoning Commission did not have this information when they moved to deny the variance.

Mr. Dodgen said that was correct, no response was received from letters and telephone messages to Mr. James at time for annual renewal of the variance. He remarked the Planning and Zoning Commission had no alternative but to deny the variance. He advised the appeal was filed when notice to remove the manufactured home was sent. He also explained the situation had changed since the variance was originally granted, Mr. James and Ms. Morton's daughter were now divorced.

Mr. James was present and said it was his fault information was not provided. He asked the Commissioners grant this variance, Ms. Morton had no means to move the manufactured home and no where to go.

Commissioner Smith offered a motion to approve the renewal of medical hardship variance for Mr. Donald James. Commissioner Beacham seconded the motion and it carried.

The next item was a rezone request from RoseMarie Saxon. Mr. Dodgen explained this was a request for rezone from Ag-5 to Neighborhood Commercial of one acre on Highway 80 and Kendricks Road. The intent of the rezone was to allow Mrs. Saxon to open a bakery. Mr. Dodgen advised no objection were received for the rezone request and the Planning and Zoning Commission recommend approval.

Upon motion by Commissioner Hodges, seconded by Commissioner Hodges and carried, rezone from Ag-5 to NC was approved for Mrs. Rosemarie Saxon.

Mr. Dodgen presented an appeal of Planning and Zoning Commission decision by Mr. Wilbur G. Wilson, Sr. He said this was not a zoning issue,

it was a Subdivision Ordinance issue, Mr. Wilson wanted to deed one acre lots to each of six grandchildren which would be allowed under Zoning, but the Subdivision Ordinance requires a private road with more than five lots be paved, this parcel would be divided into seven parcels. Mr. Dodgen advised the Planning and Zoning denied the request for variance to the Subdivision Ordinance.

Commissioner Smith offered a motion to uphold the Planning and Zoning Commission action to deny the request for variance of the Subdivision Ordinance. Commissioner Alston seconded the motion and it carried.

Mr. Dodgen presented a request by Mr. James A. Brannen for a revision of final plat of Country Walk Subdivision. He explained the Subdivision Ordinance requires a dumpster site for any approved subdivision and Mr. Brannen had provided a dumpster site in Country Walk, but now requested dumpster site be released as it is not longer needed because of establishment of recycling centers. Mr. Dodgen explained dumpster sites are never deeded to the county, simply set aside to locate dumpster in subdivision.

Commissioner Smith offered a motion to approve release of dumpster site in Country Walk Subdivision for Mr. James A. Brannen. Commissioner Beacham seconded the motion and it carried.

Chairman Anderson said the Board of Education has discussed a County contract with Mr. Tatum for paving on Langston Chapel Road and parking lot for new school. He asked Mr. Tatum to explain this request to the Board.

Mr. Tatum said Mr. Mason Moore requested the county asked the Department of Transportation for a County contract for paving at the new school on Langston Chapel Road as has been done for other educational institutions in the County. Mr. Tatum remarked this project involved so much more money for base and paving and the State Aid Administrator said if D.O.T. participates, that participation will be charged directly against county's allotment for road paving and pipe contracts. He advised this paving is estimated at roughly \$500,000 and if D.O.T. participates at its normal percentage (\$230,000), it would equate to D.O.T. participation in paving of about seven miles of county roads.

Chairman Anderson clarified there were two parts to this project, one was widening and adding a lane to Langston Chapel Road, one was paving of parking lot.

Mr. Tatum said the widening and additional lane was not in their original request and now they are asking for D.O.T. assistance for four lanes or an additional lane on Langston Chapel Road from Old Register Road to Highway 301. He added this would require acquisition of right-of-way, would be a costly project.

Commissioner Alston commented the County would be giving up money if agreed to a County contract. Chairman Anderson responded this would equal a year's paving for the County.

Commissioner Alston asked if the Board of Education understood this fact. Mr. Wood answered yes, he had explained this to the interim Superintendent and also told him that he wouldn't recommend approval of the request to the Commissioners. Mr. Wood added his recommendation would be to deny the request to ask for County contract for paving and the Board of Education be responsible for "cuts" being contemplated on Langston Chapel Road. He remarked the Commissioners, under the current Ordinance, has to approve those "cuts". Thirdly, he would recommend the County work supportably with Board of Education on improvements on Langston Chapel Road.

Commissioner Hodges said it seems some sort of turning lane or deceleration lane will have to be done on Langston Chapel Road for safety purposes.

Mr. Wood said that has been discussed and he agrees, the County will help in any reasonable way on the County road to construct whatever is needed. He added what is needed has been not established, remains to be worked out.

There was some discussion of increase in traffic on Langston Chapel Road and the foreseeable future requirements for improvements to this road. Commissioner Hodges remarked it seems when the Board of Education plans to build a school on a County road it would involve the Commissioners and the County Engineer to study potential road improvements.

Commissioner Hodges offered a motion to deny request from Board of Education for County's participation in paving project with the Board of Education required to be fully responsible for repair or overlay, subject to approval of County Engineer, for "cuts" on Langston Chapel Road. Commissioner Beacham seconded the motion and it carried.

Chairman Anderson said the next item was a request for approval to advertise for bids for new excavator. He commented this excavator was larger than one the County had now and at times the County has had to lease an excavator which is costly. He asked Mr. Akins for estimated cost of excavator.

Mr. Akins said cost of excavator was approximately \$225,000.

Chairman Anderson commented this excavator would be purchased with sales tax proceeds, it was not a part of the operating budget.

Commissioner Lee asked what would be done with present excavator. Chairman Anderson said plans were to keep the present excavator, trade in would probably be about \$20,000, and with two machines work on one job wouldn't have to be interrupted to move excavator to another job and then back again.

Upon motion by Commissioner Smith, seconded by Commissioner Alston and carried, authority to advertise for bids on new excavator was granted.

The final item on the agenda was the Bulloch County Drug and Alcohol Abuse Council. Chairman Anderson advised the Council had asked to postpone their presentation to the Board until the first meeting in September.

Commissioner Anderson asked for other business. Commissioner Beacham said there has been a great deal of conversation and appeals by many citizens for the issue of "liquor by the drink" to be brought to the table. He said he understood there were some legal constraints as to appropriate meeting date and asked for the Staff Attorney's continued investigation for the Board's benefit. He added he also has asked the Staff Attorney for draft of a proposed ordinance that might accompany any vote. He said he thought it would also be appropriate to have the Probate Judge at the meeting to explain the options. He asked this issue be put on the agenda at the appropriate time.

Commissioner Lee asked Mr. Jones if this issue was on next meeting agenda for Board's review and discussion and a vote taken at the following meeting, would that be within legal time frame.

Mr. Jones said the last opportunity to call for the referendum on November's ballot would be meeting scheduled for September 3rd.

Commissioner Hodges said the City of Statesboro has asked the Probate to code the city ballots and asked if other cities, Brooklet, Portal and Register, should be notified this issue will be discussed at the next

Commissioners meeting.

Chairman Anderson said he thought they should be given notice if this is to be discussed at the next meeting.

Issue of "liquor by the drink" will be on agenda for discussion at the next meeting with Probate Judge asked to present to answers any questions. Cities will be notified this issue will be discussed.

Chairman Anderson said an item not on the agenda was an appointment to the "CEDO" Regional Board. He advised his term on this Board was expiring, Mr. Kenny Stone holds the other appointment. He said they have submitted a name for Board's consideration, Steve DeRaney of Ogeechee Tech. He commented this item was present for the Board's information, Mr. DeRaney has agreed to serve if appointed and would like to serve.

Commissioner Beacham suggested this appointment be on the next agenda to give consideration for any others who would like to serve.

Chairman Anderson asked Commissioner Alston if he had received any correspondence from Altamaha Georgia Southern RDC. Commissioner Alston said he had received a letter from Mr. Nail indicating the receivership and the process was ongoing. He added at the last RDC Board meeting, which he was unable to attend, he understood some monies were paid out to an individual threatening suit against the Altamaha Georgia Southern RDC, according to written communication that individual was paid \$4,000.

Chairman Anderson said Mr. Nail had called today and asked what Bulloch County wanted. He told Mr. Nail that Bulloch County wanted an audit, a copy of that audit be provided to the County when completed and when County knew what assets were, a formal request would be made.

Chairman Anderson asked for other discussion. Mr. Jones advised that Mr. McDilda, at the last opportunity, appealed the Judge's ruling on Settlement Road to the Supreme Court. Mr. Jones said he is now awaiting scheduling of oral argument before the Supreme Court, but the Supreme Court could deny the appeal which will end the matter.

Mr. Terry Patray asked the Commissioners to reconsider their decision to turn over monies from interest on hospital funds to the Board of Education.

Chairman Anderson remarked the Commissioners have discussed this agreement for some time, the Board of Education understood the terms of the Agreement, the Commissioners had heard from the public and had make a commitment to the Board of Education.

Chairman Anderson asked for other discussion. Upon motion by Commissioner Hodges, seconded by Commissioner Smith and carried, the meeting was ajourned subject to call.

Evelyn H. Wilson
Evelyn H. Wilson
 ATTEST

E. Raybon Anderson
 E. Raybon Anderson

August 20, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Beacham, Commissioner Hodges, Commissioner Lee, Commissioner Simmons and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the public. Commissioner Smith gave the invocation.

Minutes of the regular meeting on August 7, 1996, were presented. Upon motion made by Commissioner Alston, seconded by Commissioner Lee and carried, minutes of the meeting on August 7, 1996 were approved as written.

The first item on the agenda was a presentation made by Ms. Margie Peavy of the Senior Companion Program. Ms. Peavy was not present at this time. Mr. Scott Wood stated he had talked with her yesterday and knew she had intended to be here. Chairman Anderson stated this item would be heard later in the meeting.

The second item on the agenda was information on the Alcohol Referendum. Chairman Anderson stated that this item was on the agenda at the pleasure of the Board of Commissioners, at the last meeting the Board voted to place this item on the agenda. This is not an item that came from the public, not an item that came out of the Chairman's office nor the County Manager's office as has been indicated by some few people, this came from the Board of Commissioners at the last meeting. The motion was made and seconded and voted on to place this item on the agenda for information. He then asked Judge Lee Deloach to explain to the Board of Commissioners what takes place, how it has to happen and the dates.

Judge Deloach stated that the Board may call a liquor referendum and if so, he would advise to them to hold the referendum in conjunction with the November 5, 1996 elections. If it's not held then, two separate elections would be required. If it is not done in conjunction with the November 5, 1996 general elections, your cost factor is going to be approximately \$10,000. You will have two separate elections and that means you will have to have two different ballots, two lists of registered voters and different programs. If you call the special election, you should do it by September 6, 1996. That gives 45 days prior to the November 5, 1996 elections in order to have the ballots and absentee ballots in the Voters Registrars Office and have it in conjunction with the November 5, 1996 elections. He stated you have two ways you can go on this. The law states you can call for the referendum, a formal call, as little as 30 days prior to the election and as many as 60 days. His advice would be, if you are going to call it, to call it the earliest possible date; that is issuing the formal call in the Statesboro Herald in as many days ahead of time as you can, which is September 6. This way you prevent having two elections, the November 5 general election and the special election. If you wait as long as you can, which would be 30 days prior to the election, money wise we are talking about approximately \$10,000 more to hold the special election. That in itself would be reason enough to call it as quickly as possible, not to mention the liability, the increased number of poll workers it would take to hold this election and the more room for error.

Commissioner Hodges asked if the County decided not to call then the City can still call it. Judge Deloach explained the City of Statesboro has already adopted a resolution to have him,

as election superintendent, to code the ballots. This was put in place by the Legislator this past session whereby they can "boot strap" on the County. If the majority of the voters within the City vote in favor of it and it passes in the County, those two criteria have to be met, then the City Council can vote again among themselves without holding a liquor referendum. If the County decides not to call a referendum and if the City calls it for November 5, 1996, they would be holding the referendum in conjunction with the general election. We would have a City election and County election going on at the same time. We would have people in the City traveling to the Armory and the Fair Grounds to vote on the County election and then they would have to come back to the Gym to vote in the City election. The State will not permit voting outside of the precincts, so for the City election they would have to vote in two different places, not to mention that we have a County election going on at the same time at the Gym. We have three precincts, the Gym, the Fair Grounds, and the Armory. He said he did not feel you could educate the people so that everyone understood what they had to do. So if the Board desires to hold a liquor referendum the sensible thing to do is issue the formal call on or about September 7, 1996. Have it on the same ballot as the general election and code the ballots for the City so that if they desire they can vote among themselves. Also the other three municipalities, Portal, Brooklet and Register, should be extended the same courtesy as Statesboro and be asked if they want their ballots coded too. It would make more sense economically to do it this way and there would be less liability.

Commissioner Beacham asked what if it was held in March? Is there a confusion problem there or does that clarify things? Judge Deloach said that clarifies things. It makes sense to do it in March because you do not have a big general election going on at the same time. The cost of putting on the election would be approximately \$15,000 to \$18,000 to hold it in March.

Commissioner Beacham asked if there are some associated cost with coding the ballots, man hours, etc. that would not be present in a March election? Judge Deloach said there is some cost to coding the ballots but the cost compared to holding a whole new election just for that purpose is minimum. Coding these ballots is approximately \$3000.00 in addition to the cost of the general election.

Commissioner Smith asked what is the process of calling a referendum since the legislator changed a couple of years ago? The County Commissioners can call a referendum but is the option still there that a petition can be presented to call one as it was in the past? Judge Deloach said as far as he knows the option is still there for the 35% of registered voters on a petition to bring a referendum. The County Commissioner and City Council have the options as of this past session to call it on their own.

Commissioner Hodges said what exactly do we call if we decide to call it? Can we call for a dry County completely? Judge Deloach said no, not to his knowledge.

Commissioner Hodges said if we had beer and wine, we could not put it on the ballot yes or no for beer and wine and either have a dry County or a wet County? Ken Jones said no, it would have to be separate.

Commissioner Smith said he understood everything they are empowered to do cannot be represented on a referendum. Ken Jones states it is a one issue question.

Commissioner Hodges asked if they call it and it goes on the ballot liquor by the drink, does the percentage of food sold have to go on the at the same time, or is that done after it passes.

Judge Deloach said it would be spelled out in the call. It would read the same as the legal ad that would say "Shall liquor by the drink be instituted in Bulloch County to be served in restaurants that have a certain percentage of food sales." It is all spelled out in the resolution. Then the ballots are ordered accordingly.

Ken Jones stated the question that would be on the ballot is dictated by State Codes, it would not involve anything with respect to being in restaurants only or anything like that, it would just be a question about allowing the licensing of distilled spirits by the drink. Rules and regulations done have to be in place until licenses are being issued. So you have some time to define and adopt rules and regulations in that interim, between the call and the election and implementation. So his advice would be simply a matter of public education on the issue at hand, to have some guideline on those rules and regulations. He said he has done research on other Cities and Counties and the ones that do restrict it to restaurants, basically have 50% gross sales. There are a few that do not have that requirement that allows a bar. Also the City of Dublin's rules and regulations do allow night clubs, but the way the definition of a night club is structured they don't have any. It basically eliminates night clubs from a business perspective of being impractical to operate. You can structure your rules and regulations any way you want.

Commissioner Hodges asked if the City has the same option to structure their rules and regulations as the County. Ken Jones said yes. The only place that this would affect would be the unincorporated area of Bulloch County. Everybody in the County votes on it because everybody in the City lives in the County but everybody in the City does not live in the unincorporated areas of the County. They have their own set of rules and regulations that they can adopt. Register, Portal, Brooklet and Statesboro can all have four different sets of rules and regulations; however, they can "boot strap" on to this referendum if they ask the Probate Judge and have their City electors identified. Commissioner Smith asked if the revenues collected from licenses and taxes would be distributed among the various governments such as City and County? Ken Jones stated that they would only be distributed to the government issuing the license.

Commissioner Smith asked if the City and the County were to pass it, the City would have their revenue coming in and the County would get only revenue from the unincorporated areas, is that correct? Ken Jones replied yes. If a County wide referendum was held and it was passed in the County but the City voters did not pass it, then the only sales could be in the unincorporated areas of the County, the City wouldn't have any option.

Commissioner Hodges asked if the same thing could happen if the City passed it and the County didn't pass it, all the revenue would go to the City? Ken Jones said no, if the County wide referendum is held and it fails County wide but there were enough City electors to pass it in the City, it still fails. The City can't "boot strap" on that because they didn't call that referendum. They would have to call their own referendum at a later time to be able to do that. Also you have it or don't have it for two years that is another provision of the code. If the Board of Commissioners call a referendum and if it passes, there can't be another call from the Board of Commissioners to hold another referendum on repeal, or there can't be a petition delivered to

the Probate Judge to issue another referendum for two more years.

Chairman Anderson stated a large crowd was here this morning and a couple of citizens had called and wanted to address the Board. The first citizen to be recognized to address the Board was Hubert Tankersley.

Mr. Tankersley stated that his group came out of concern for the community. They believe the leadership of this County has a great responsibility to address the needs of this County and the citizens. They come this morning to encourage and support the Board to do right. He stated this question is an old question that has been asked and answered over a period of time. He remarked he had been sent a letter some time ago from a lady that was 80 years old, in her letter she said she had grown up in Statesboro during the time that Statesboro had the sale of alcohol and commented in her letter it was not safe for her to walk on the City streets as a young girl because of the many saloons and bars that Statesboro had. He stated that it is our responsibility to the young people of Georgia Southern University for a safe community. He remarked the County will get some revenue you, but the national average is for every \$1 taken in \$10 is spent to straighten out the problems. He ending by saying we are your best supporters and we encourage you to do right.

Roscoe Lariscy was the next speaker. He spoke of his friendship with the Commissioners. He said the Board did not have to call a referendum, he did not understand this morning listening to Lee Deloach telling you how much money it would cost, how much responsibility, how much is involved in something that you don't have to call. Why get involved in cost, losing friendships? There are a lot of people that won't love you because you brought about a referendum. Mr. Lairsey spoke of his love of GOD and his continued love of the Commissioners regardless of their action, however, he would wouldn't always remember the Board the same. I'll have that question in my mind why would we want to bring something into our County that will destroy our County. He asked if the Commissioners felt that Bulloch County really needed that little bit of revenue that they would get from the sale of liquor. If a referendum is called, the most beautiful place in the world, Bulloch County, is going to be destroyed. In conclusion he said don't leave here this morning with blood on your hands.

Jim Livingston, who is an ex-Marine, was the next speaker. He commented he has lived in many states and many cities and their main reason for moving to Statesboro was because it was so clean. He said in years to come they would be happy if the Board did not call for this referendum.

Ford Bailey was the next speaker. He said, in noticing the great seal of the State of Georgia, there are three items that are emphasized. One is wisdom. He appealed to the Board on voting on this issue to use wisdom. Second is justice. The people who want alcohol in this County have tried to petition and failed, they have tried in the past and it has been repealed. The people who want it, want it for selfish motivation for monetary gain not for the good of this Godly County. Third is moderation. We know from family and friends and observing, that if we make this more available there will be people who will not exercise moderation for various reasons. We are not to place temptation in their path. We do not need additional temptations. We can't handle what we have. He commented he appreciates this County and chooses to live here and people who do not like it have the freedom to move where they can get it. He asked the

Commissioners not to call for the referendum which is unnecessary, expensive and unwise.

Dorothy Morris read from her Sunday School Lesson for next Sunday, "Alcohol and Drugs: Warning from God's Word."

Paul NeSmith asked the Board not to call a referendum because it wasn't needed. He stated he loves Bulloch County and he does not want to put it up for a bunch of money grabbers to put up liquor stores.

Mike Easteridge from Bible Baptist spoke next, stating there are some issues that are bigger than money and this is one of those issues. He challenged the Commissioners to bring about some type of referendum to do away with beer and wine.

Chairman Anderson thanked everyone for being at the meeting. He then stated this was put on the agenda today by the Commissioners and asked what was their pleasure.

Commissioner Hodges stated he thought it was brought up just for discussion and he for one is not ready to vote on it.

Commissioner Alston said it was his understanding that it was for information. He added that maybe the other side could come to express their feelings and then maybe the Board could decide. He said to remember the people of Bulloch County will make the decision whether we will have liquor in Bulloch County, even if it passes for a referendum and goes to the vote. He remarked it does concern him that they may be taking a right away from some people that need to express their feelings. He commented he does not support liquor in this County but he does support this body bringing the question before the people so that they can vote on it.

Commissioner Hodges remarked what bothered him is that you can't put it on there yes or no to have a dry County or to have a wet County. He is hearing unless enough people get a referendum to, the Board can't take beer and wine off. He said he would like it to see it put on the ballot, liquor by the drink, yes or no, beer and wine, yes or no, have it or don't have it. Undoubtedly, according to what he hears from the attorney this morning, the Board doesn't have that option. He added he would like to let the people decide what the County is going to have. He commented he doesn't see a whole lot of difference between beer and wine and liquor and if we want to clean the County completely or do away with alcohol completely in the County, then do away with it. He said he is not much in favor of putting liquor on the ballot if you can't do away with beer and wine.

Commissioner Beacham stated it concerned him that while he was campaigning this time a lot of people mentioned they wanted this put on the ballot, but nobody is here. They had the same invitation that these people had.

Commissioner Smith stated over the years he remembers this coming for a vote in Bulloch County at least twice and both times it was overwhelmingly turned down. There is still opportunity out there if someone is willing, they can go out and get the signatures and bring it to the Board. That was the question he was asking earlier, if they can find enough people in support of it. Obviously this has not happened for some 20 years now. They have not been able to find enough support out there to even get it put on the ballot. I believe that if that support is not there, the Board didn't need to be battling it here. The Board has not heard anything from one side. We have a newspaper that advertises all the time that this is what we need but yet we have not heard one quote this morning of anyone who wants it.

Commissioner Smith offered a motion that this issue be dropped from this year. Commissioner Beacham stated, since he asked for this information and with indications received this morning, he would second the motion. Chairman Anderson asked for any other discussion on the matter. The motion carried by a show of hands, Commissioners Alston, Beacham, Hodges, Simmons and Smith voted in favor of the motion, Commissioner Lee voted against the motion.

Next item on the agenda was CEDO appointment. Mr. Steve DeRaney from Ogeechee Tech has been recommended for this appointment. Upon motion by Commissioner Alston, seconded by Commissioner Hodges and carried, Steve DeRaney was appointed to this position to represent the locale.

Chairman Anderson stated he had not have any names for the RDC Board appointment and said once a name is selected it will have to be sanctioned by the City of Statesboro, Portal, Brooklet and Register. This will be one County wide appointment. He advised this item was on the agenda to remind everyone that a name is needed for this appointment.

Chairman advised there would be a vacancy on the Tax Assessor's Board beginning October 1 and said he met with that Board this week and Ms. Lucy Peed has asked to be relieved on September 30, 1996. It was their request that the Commissioners name John Scott, not in his official title but John Scott individually, to replace Ms. Lucy Peed.

Commissioner Hodges made the motion to name John Scott to Tax Assessor Board to replace Ms. Peed. Commissioner Alston seconded the motion. In discussion Commissioner Lee stated he had a lot of respect of John Scott, he does an outstanding job and he hopes Mr. Scott will continue to do an outstanding job as Chief Tax Assessor. But he felt this Board should be made up of private individuals. This is not reflection on Mr. Scott what so ever, but he wanted the Board to know why he is going to vote against him for the appointment to this Board. This Board has always been made up of private individuals and he prefers for it to be kept that way. Commissioner Hodges asked if anyone else been contacted? Chairman Anderson said no. He remarked the Board told him, and Mr. Scott was not in the Board meeting at the time, they need people on that Board that has knowledge of values, appraisal education and it is hard to find these individuals that are willing to give their time. It is a time-consuming and it is, by what he is told by their members and even Ms. Peed, that the citizens aggravate them a lot, even at home. He explained he was one of the ones that asked Raymond Waters, who is on the Board now, to serve. Mr. Waters has the appraisal schooling, training that is needed, but it was not an easy thing to get him to serve. Someone with some knowledge and schooling of property values, training or a knowledge of it is needed and that was the reason that they were requesting John Scott, as an individual, to serve in that capacity on that Board. Commissioner Smith asked, at looking at other counties around the state, isn't there a sizable number that have their Chief Tax Appraiser on that Board as well. Chairman Anderson stated there are 34 or 38 counties that have their Chief Tax Assessor on their Board. Commissioner Smith said that shows that it is working in other places, other counties that have had the same problem have put that person on their Board. Commissioner Hodges asked if the Board was made up of three people. Chairman Anderson said yes. Ken Jones stated, as far as the law goes in respect to the Chief Tax Assessor or anyone on the appraisal staff serving, it's only allowed for Counties with less than 100,000.

However, someone on the appraisal staff serves on that Board, if they leave the employment of the County then they have to give up that position also. Chairman Anderson stated if he did leave his successor would not automatically go on, he would have to be named by the Board. Commissioner Beacham asked isn't their job to review the rulings that the Tax Assessor makes. Chairman Anderson said yes and his employees and staff. Commissioner Hodges after listening to Commissioner Lee and Commissioner Beacham talk about it, he can certainly see where it definitely could be a conflict of interest. Commissioner Hodges asked if it could be put off one meeting so a couple of people could be contacted to see if they would be interested. He states he would not mind being on that committee to go talk to a couple of people. Mr. John Scott stated he would be glad, and as he had mentioned to Chairman Anderson earlier, he wanted every member of this Board to feel completely comfortable with this, for any requirements that are necessary to share that with the Board of Commissioners. Commissioner Hodges withdrew the motion and tabled it until the next meeting. Commissioner Altson withdrew he second. Chairman Anderson stated this would be on the next agenda.

Chairman Anderson recognized Ms. Margie Peavy from the Senior Companion Program. Ms. Peavy presented a letter to Mr. Scott Wood giving static of the Senior Companion Program. She explained this is a federal program that was begun in 1973 to help older individuals, who were of moderate means, realize better quality of life by helping these individuals, who qualify as adults (age 21 and up), to remain at home where they usually stay healthier and happier longer. The Board had agreed previously to contribute \$3000 a year to supplement this program and this is appreciated very much. Last year the 22 volunteers donated 15,284 hours of volunteer service. She presented the Board with a certificate of appreciation for the contribution each year.

Ms. Susan Pajari of the Bulloch County Drug and Alcohol Abuse Council was recognized to address the Board. She presented some information on problems that we are having. She stated nationally about 2/3 of the people drink and 1/3 abstain, a survey in Bulloch County showed 44% were social drinkers and 59% were non drinkers. Also, nearly one-half of all college students binge drink. She stated under age consumption is a real problem in Bulloch County. The Council would like to recommend tightening the laws on under age drinking by making sure people under 21 cannot purchase alcohol, cannot consume alcohol and they cannot possess alcohol with the intent to purchase it. Law enforcement officials should be authorized to seize and destroy alcohol beverages. There should be penalties, fines, community service and suspension of driver's licenses. For those that sell alcohol there should be a fine for the first offense and revoking the license for the second offense. Also they recommend developing an ordinance that states anyone attempting to purchase alcohol be required to present a valid picture I.D. Also, if the Commissioners are considering a referendum, they would like someone from their council be allowed to sit on a committee to help with these policy implementations.

Sherri Hibbs, City of Statesboro Assistant Engineer, was the next speaker. She explained there are some ground water problems at the landfill and some investigation and waste characterization is needed. The Solid Waste Committee met and had two consultants to prepare a contract to carry out this investigation which will cost \$19,750. Chairman Anderson stated to the Commissioners will not have to vote this morning because it came in late and he will have to see the budget. If the Board doesn't vote, it you will carry it over to our next meeting.

Ms. Hibbs stated the second item for Board's consideration is a Transfer Station design. Two proposals were received, one from Hussey, Gay, Bell & DeYoung and the second from Hodges, Harbin, Newberry & Tribble. Hussey, Gay, Bell & DeYoung had the low bid but, after reviewing qualifications, it was felt that Hodges, Harbin, Newberry & Tribble had the most experience. They are familiar with the basic projects and their expertise and it was thought it would be well worth the additional cost of about \$3800.00.

Commissioner Lee asked if there was that much engineering to be done in one of these transfer stations? Ms. Hibbs stated there is a lot of structural work you have to do because you have retaining walls. She commented they are looking at using a half pit instead of a full pit, this is less expensive and you can get more compaction.

Bob Smith explained a half pit floor is raised and the trash is emptied into the top, the full pit you have a 48-foot trailer you push your trash into and the pit is deep enough that you push trash into the top of that truck.

Commissioner Hodges asked if a location had been decided.

Chairman Anderson said no, not yet. Ms. Hibbs stated they were looking at the 80 acres recently purchased from Mr. Allen. Mr. Scott Wood said (tentative plans show) it will be somewhere on or around the current landfill.

Chairman Anderson stated we would have this on the next agenda in two weeks. Mr. Wood stated if the Board has questions please ask them prior to the next meeting.

The next item concerned the Stilson Recreation Department. Chairman Anderson explained when deed for purchase of land to enlarge the Recreation Department was presented for signature one proposal came forward. He said an addendum to the deed was needed and asked Ken Jones to explain.

Mr. Jones said they want it to specify that it is solely to be used for the Recreation Department. Commissioner Smith added they were concerned that with the land is being deeded, some property has been given in the past, that future Commissioners would be bound to using it for recreational purposes in the community. Mr. Scott Wood commented the property is purchased with sales tax money dedicated for that purpose, don't have a choice on how the property will be used.

Commissioner Hodges made the motion to accept the addendum. Commissioner Beacham seconded the motion and it carried.

Ken Jones reported that the Downtown Development Authority is getting all the records to him, hopefully today, and they are putting it in a chronological order.

Chairman Anderson stated he has received a letter from Jim Martin stating they would like to arrange a meeting as soon as possible with the City and the County. Chairman Anderson said he would like to wait until the Mayor gets back in town before setting any meeting, that will be approximately two weeks.

Ken Jones states he got a motion from the attorney on Settlement Road yesterday. The court transcripts will not be ready until sometime the first of November. He advised it will probably be the first of the year before a full argument is set or the court denies certiorari and will let it stand as it is, that is probably what is going to happen.

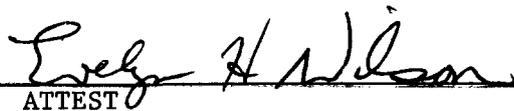
Chairman Anderson announced an Executive Session was needed to discuss acquisition

of property. Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, the meeting was moved into Executive to discuss the acquisition of property.

 The regular meeting was reconvened. Commissioner Beacham offered a motion to authorize the Chairman to close on a piece of property that is needed. Commissioner Lee seconded the motion and it carried.

Chairman Anderson advised Ms. Lucy Peed sent him a message during the break that she would serve her term. She has four years on her term and she will stay for the duration, that solves the problem.

Chairman Anderson asked for other business or discussion. Upon motion by Commissioner Beacham, seconded by Commissioner Simmons and carried, the meeting was adjourned subject to call.


 ATTEST


 E. Raybon Anderson

September 3, 1996
 Statesboro, Georgia

The Board met at 6:00 P.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and 40+ visitors. Commissioner Alston gave the invocation.

Minutes of the regular meeting on September 3, 1996 and the Executive Session on September 3, 1996 were presented. Commissioner Lee offered a motion to approve minutes of these two meetings as submitted. Commissioner Smith seconded the motion. Mr. Wood referenced his comment on location of transfer station which said "it will be somewhere on or around the current landfill" and asked this be modified to "tentative plans show it will be somewhere on or around the current landfill but this is not a certainty". Motion to approve minutes of regular meeting on September 3, 1996 and Executive Session on September 3, 1996 carried with correction noted.

The first item of old business was transfer station design. Mr. Wood said the recommendation, and in accordance with City's professional staff's recommendation, is the award be made to Hodges, Harbin, Newberry and Tribble, Inc. for the amount of \$22,975.

Commissioner Smith offered a motion to accept recommendation for transfer station design from Hodges, Harbin, Newberry and Tribble, Inc. for \$22,975. Commissioner Alston seconded the motion and it carried.

There was no other old business for discussion.

Chairman Anderson presented a resolution to create the Westover Streetlight Tax District and said this issue was discussed in the Public Hearing.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, resolution establishing Westover Streetlight Tax District was adopted. See exhibit 1996-22

Chairman Anderson asked Mr. Wood to relate request received from Downtown Development Authority.

Mr. Wood said Leslie Sharpe, Executive Director of Downtown Development Authority, advised a member of that Authority has resigned and, although this Authority is an extension of City government, the Chairman wanted to make Commissioners aware of this vacancy and if any Commissioner, individually, wants to make a recommendation of anyone to be appointed by the Authority, they are encouraged to do so. He said this recommendation didn't need to come back to the Commissioners but made directly to Leslie Sharpe. He added anyone recommended should be a property owner in the defined district.

Chairman Anderson asked for other business or comments.

Commissioner Alston commented he had received one letter and one note asking citizens be given an opportunity to vote on liquor referendum and, in addition, about six people have contacted him directly asking for opportunity to vote. He said in the last three months he has had less than 25 people ask for opportunity to vote. He added he wanted to represent the people while he was a member of the Board.

Chairman Anderson said most of mail received has been in support of Board's action at the last meeting.

Comment was made from audience that Commissioners had taken some abuse in the last two weeks but the stand the Commissioners have taken was appreciated. This comment received applause from the audience.

Another comment from the audience was that a church recently voted on an issue on which they disagreed and if they can vote, why can't the public vote.

Mr. Roscoe Lairsey asked what percentage of mail received asked for liquor referendum on ballot.

Chairman Anderson said 95%+ of mail congratulated Board on it's action.

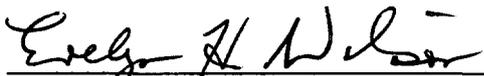
Ms. Kay Abercrombie said her son had gone through the D.A.R.E. Program and when this question came up her son said the Commissioner had decided, they support the D.A.R.E. program. She challenged the Board to D.A.R.E. to stand firm.

Chairman Anderson asked for other comments. He said an Executive Session was needed to discuss personnel matters.

Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, meeting was moved into Executive Session.

Regular meeting was reconvened. Chairman Anderson asked for other business or discussion.

Upon motion duly made, seconded and carried, the meeting was adjourned subject to call.


 ATTEST


 E. Raybon Anderson

September 17, 1996
 Statesboro, Georgia

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and seven visitors. Commissioner Simmons gave the invocation.

Minutes of the Public Hearing on September 3, 1996, regular meeting on September 3, 1996 and Executive Session on September 3, 1996 were presented. Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, minutes of these three meetings were approved as submitted.

Chairman Anderson asked Mr. Wood to present the first item on the agenda, presentation of certification to Mr. Kenneth Trapnell.

Mr. Wood recognized Mr. Trapnell and commented on Mr. Trapnell's completion of training and passing of necessary tests to earn the Certificate for a Certified Professional Public Buyer presented by the National Institute of Governmental Purchasing. He stated Mr. Trapnell is one person who has made difference in the accountability of tax dollars and the way goods and services are purchased by the County.

Chairman Anderson said the Commissioners appreciated the job Mr. Trapnell does for Bulloch County taxpayers and presented him with a Certificate for Certified Professional Public Buyer and lapel pin. Mr. Trapnell was applauded by Board for his accomplishment.

Chairman Anderson asked for any old business. There was no old business for discussion.

The first item of new business was a resolution for support of Health Management Associates' Certificate of Need. Chairman Anderson recognized Mr. Tommy David, Chairman of Hospital Task Force.

Mr. David introduced Mr. David Masterson, Associate Administrator of Bulloch Memorial Hospital. Mr. Masterson said the hospital had applied to the State Health Planning Agency for approval of a new 158 bed hospital. He added the present hospital is currently licensed for 158 beds and the request is to retain that license for new facility.

He stated it was felt the State Health Planning Agency recommendation of 103 bed would not be sufficient to continue to serve the residents of Bulloch County and surrounding areas. He said they were asking for the Commissioners' support of their appeal to the State Health Planning Agency for a new 158 bed hospital.

Mr. David said there has been no opposition to the move to building a new 158 bed hospital and it was interesting to note the 103 bed message from SHPA comes on the heels of two years ago (1994), when there was considerable opposition from Bulloch County citizens and medical staff, when SHPA agreed to give Bulloch County Hospital Authority a 143 bed expansion of the existing facility. He commented 103 beds is totally unacceptable for Bulloch County, especially in light of recruitment of eight new physicians and ten-eleven more being recruited. He remarked they appreciated the support from the Board.

Commissioner Lee commented building a new hospital has been a rallying point for the community and the hospital be a regional health care facility, large enough to service the health care of Bulloch County and surrounding areas. He said he thought it was important the Board support HMA in their efforts and hopefully the State Health Planning Agency will reconsider its original decision.

Commissioner Smith remarked, although it's been said there is no opposition to the new 158 bed facility, there may be some unseen opposition from medical facilities in adjoining areas. He said this possible unseen opposition along with some recent administrative changes in SHPA may have helped promote the reduction in number of beds. He stated he thought it was important to have a very strong message of support of HMA efforts from professional leaders, business leaders, political leaders and others.

Commissioner Beacham asked if it was appropriate for individual Commissioners to write letters of support.

Mr. David said it was very appropriate for individual letters from Commissioners and others, but the Task Force was trying to coordinate all letters of support and plan to present them directly to SHPA.

At Commissioner Lee's request, the Resolution of Support of Health Management Associates was read.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, the Resolution supporting HMA was approved. See exhibit #1996-23.

The next item for discussion was an appointment to the Bulloch County Board of Health. Chairman Anderson said Rev. Lee Hunter has served on the Board of Health for some time, but has been unable to attend many of the meetings because of health problems. He presented a letter from Ms. Carol Galasso, Nurse Manager of Bulloch County Health Department, requesting the Board consider naming someone to fill Rev. Hunter's unexpired term. She had submitted a suggested list of candidates for consideration.

Commissioner Simmons offered the name of Ms. Mary Wood to fill the unexpired term of Rev. Lee Hunter on the Bulloch County Board of Health. Commissioner Alston seconded the motion. Commissioner Simmons said he thought Ms. Wood would serve well on this Board. Commissioner Alston added that Ms. Wood had been contacted and was willing to serve. Chairman Anderson asked for other names or other discussion. Motion to appoint Ms. Wood to the Bulloch County Board of Health carried.

Chairman Anderson presented Beer and Wine License Application for a new, off-premise License for Jayson Carter Cribb for Jayson's Corner.

Commissioner Simmons commented on the notation on the Sheriff's information and said the Sheriff's did not make any recommendation for approval or disapproval.

Chairman Anderson remarked this was normal procedure, the Sheriff performs a background check and supplies information for the Board to make a decision. He advised, according to Sheriff Akins, the notation did not disqualify Mr. Cribb from obtaining a License, it was noted for information purposes.

Commissioner Hodges offered a motion to approved Beer and Wine License Application for Jayson Carter Cribb for Jayson's Corner. Commissioner Lee seconded the motion. In discussion Commissioner Alston asked that the Sheriff make Mr. Cribb aware of these types of incidents (D.U.I) in selling beer and wine. Motion carried.

Chairman Anderson asked for other business or comments.

Commissioner Smith remarked the competitive bid process has become a viable part of the County's operation, untold amounts of money has been saved through competitive bidding. He commented some professional services being bided are audit, insurance, surveying, professional engineering and architectural services and the fact that outside attorney services are not competitive bid have been pointed out on to Commissioners several occasions by attorneys and others. He said he thought it was time to set a committee to study the feasibility of bidding outside attorney services. He stressed this certainly had no reflection on the current County Attorney, his services or firm. He commented he was not saying this is something to do now, but it needs to be studied and a recommendation made for Board's consideration.

Commissioner Smith offered a motion to ask Chairman Anderson to appoint a committee to study the feasibility of bidding outside attorney services and make recommendation to the Board this year. Commissioner Hodges seconded the motion. In discussion Commissioner Lee asked if this would be effective January 1st. Chairman Anderson said he thought this would depend on how fast the committee proceeded in making recommendation to the Board. Chairman Anderson asked if the committee should set criteria for bidding if that was their recommendation. Commissioner Smith said the committee should have recommendations for criteria if bid process for attorney services is recommended to the Board.

Motion carried.

Chairman Anderson asked Commissioner Alston, Commissioner Lee and Commissioner Smith to serve on Committee to study bidding process for outside attorney services and make recommendation to Board. These Commissioners agreed to serve.

Chairman Anderson asked for other business or comments. Commissioner Alston said Coastal RDC formerly welcomed Bulloch County as a member at its annual meeting on September 6th.

Upon motion by Commissioner Lee, seconded by Commissioner Hodges and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

October 1, 1996
Statesboro, Georgia

The Board met at 6:00 P.M. with Chairman Anderson, Commissioner Alston, Commissioner Beacham, Commissioner Hodges and Commissioner Lee present. Commissioner Simmons and Commissioner Smith were absent.

Chairman Anderson called the meeting to order and welcomed the news media and twenty-nine visitors. Commissioner Beacham gave the invocation. Minutes of the regular meeting on September 17, 1996 and Public Hearing on September 24, 1996 were presented. Upon motion by Commissioner Alston, seconded by Commissioner Hodges and carried, minutes of the two meetings were approved.

The first item of business was an appointment to the Coastal RDC Board. Chairman Anderson stated Mr. Gene Waters has been nominated to serve in this appointment which is a representative at large from the community and will need approval of the Board as well as municipalities in the county.

Mr. Wood advised that Portal and Register have communicate concurrence of this appointment in writing. Other municipalities have been contacted.

Commissioner Alston offered motion to appoint Mr. Gene Waters to the Coastal RDC Board subject to approval of other municipalities. Commissioner Beacham seconded the motion and it carried.

There was no other old business for discussion.

Chairman Anderson asked Mr. Jimmy Dodgen to handle the first items of new business, Zoning matters.

Mr. Dodgen presented a rezone request for Parkway Place Partners and stated the request was to rezone 99.8 acres located on Williams Road from R-40 to R-25. He commented the Planning and Zoning Commission failed to make a recommendation on the request, their vote ended in a tie because one member was absent.

Commissioner Hodges asked if there was anyone opposing this request at the Planning and Zoning meeting.

Mr. Dodgen said there was no opposition, one gentleman and his daughter did attend the meeting and were satisfied once their questions were answered.

Commissioner Beacham offered a motion to approve rezone request for Parkway Place Partners. Commissioner Alston seconded the motion and it carried.

Mr. Dodgen presented a rezone request for St. Andrews Builders, Inc and stated the request was to rezone 3.91 acres located on Golf Club Road from R-25 to R-2. He explained Mr. Jamie Cartee had a plan approved to build 3 fourplex units prior to Zoning and began construction prior to expiration of grace period but changed his plan from fourplexes to duplexes. He would like to build 3 additional duplex units which requires a rezone. Mr. Dodgen commented there was considerable opposition at the Planning and Zoning Commission meeting, but there was also a number of people who spoke in favor. He said the Planning and Zoning Commission recommended approval of this request.

Chairman Anderson asked if anyone was present who wanted to speak for or against this rezone request. Ms. Denise Cribbs said she was a resident in Meadows Lake Subdivision and was familiar with Mr. Cartee's work, which was excellent. She added these townhouse units should added to the area and attract profession people.

Commissioner Beacham offered a motion to approve rezone request for St. Andrews Builders, Inc. Commissioner Lee seconded the motion and it carried.

Mr. Dodgen presented a rezone request for Gwendolyn Howard and stated this request was to rezone approximately 2.5 acres on Brookfield Road off the Brooklet-Leefield Highway from R-80 to R-40. He explained Brookfield Road was a private, dirt road and the intent was to place a manufactured home on the property. He stated the Planning and Zoning Commission recommended denial of this request.

Chairman Anderson asked if anyone wanted to speak for or against this rezone request. Mr. Russell Jerome Groover said he was an adjacent property owner and strongly opposed this property being rezoned. Mr. & Mrs. Johnson, adjacent property owners, also voiced opposition.

Commissioner Hodges offered a motion to deny rezone request for Gwendolyn Howard. Commissioner Lee seconded the motion and it carried.

Mr. Dodgen presented a conditional use request for Rick and Denise Cribb and said the request for conditional use was to allow multi-family dwellings on property on Highway 80 East which is in a Highway Commercial zone. He explained duplex apartments are allowed in a Highway Commercial as a conditional use. He advised there was opposition to this request by adjacent property owners. He stated the Planning and Zoning Commission recommended denial of this request.

Chairman Anderson recognized Ms. Denise Cribb. Ms. Cribb stated she and her husband purchased this property for the purpose of building duplexes, purchased the property away from University to avoid problems associated with the University. She said they have lived in Bulloch County for about a year but have experience of owning

rental property and understand the concern of neighbors. She added Statesboro and Bulloch County are growing at a rapid rate and what they plan is to improve the area.

Chairman Anderson asked for any comments in favor of this request. Mr. Jamie Cartee said he has had dealing with Mr. & Mrs. Cribb and had discussed a development of this type in another area. The plans which they had presented were upper scale plans of condominiums.

Chairman Anderson asked for comments opposing this request. Mr. Aubrey Prosser said this a quiet neighborhood, they would like to keep it quiet and he would not sure such a development on this small acreage would be helpful for the neighborhood.

Mr. Winston Lee said he was not opposed upgrading or improvement of property but he was concerned about a person creating something they think is positive for a neighborhood might not be positive. He stated he lived within 170 yards of placement of one of these units. He added if there are places in Bulloch County where five acres are needed to build a house or place a manufactured home, how can 13 duplexes be justified on 5.71 acres. He said the neighbor behind him had a pond below this property and he felt in years to come this pond would have some pollution from the number of septic tanks needed for this development.

Ms. Connie Brown said she had owned property in this neighborhood for twenty years and she would hate to see it change, she knew things change but didn't want to see this much change.

Commissioner Hodges asked how many units could be put on this property. Mr. Dodgen explained the number of units will be determined by the Health Department, soil sample will regulate number of septic tanks on the property.

Commissioner Lee said this property was zoned Highway Commercial when Zoning was enacted. Mr. Dodgen said that was correct.

Commissioner Lee asked what was allowed in a Highway Commercial zone. Mr. Dodgen read development allowed in this zone, some of these were gas service station, truck stop, drive-in theater, hotel, lumberyard, bulk fuel storage, etc.

Commissioner Lee said any of these permitted uses could be put on this property. Mr. Dodgen said yes, with proper building and other permits.

Mr. Dodgen said this was actual a split zone, part is Highway Commercial and part is R-80, about 300 feet from the center of Highway 80 is zoned Highway Commercial..

Chairman Anderson asked reason the Planning and Zoning Commission recommended denial of this request. Mr. Dodgen said Standard #10, whether the change suggested is out of scale with the needs of the neighborhood or the County.

There was some discussion of area of property zoned Highway Commercial and, because this was a split zone, area that could be used to build duplexes.

Commissioner Hodges offered a motion to deny conditional use request for Rick and Denise Cribb. Commissioner Beacham seconded the motion and it carried with

Commissioner Alston, Commissioner Beacham, Commissioner Hodges in favor of the motion and Commissioner Lee opposed the motion.

Mr. Dodgen presented a conditional use request for Gordon Rawls to develop an automobile storage yard on one acre of property Highway 301 South zoned Highway Commercial. He explained Mr. Rawls owns a wrecker service and he would like to store automobiles until they are claimed by owners or insurance companies. He added this will not be a junkyard or a salvage yard but a storage yard. He advised there was some opposition to this request. He said the Clean Community Ordinance has been explained to Mr. Rawls and he has said he will comply with all the rules. Mr. Dodgen said the Planning and Zoning Commission recommended approval of this request.

Chairman Anderson asked if anyone wanted to speak for or against this request. He commented that Mr. Rawls was present.

Commissioner Beacham offered a motion to accept the Planning and Zoning Commission recommended to grant conditional use request for Gordon Rawls. Commissioner Alston seconded the motion and it carried.

Mr. Dodgen presented a rezone request for Carl and Faye Hunter to rezone 4.59 acres on Highway 80 west at Akins Pond Road from R-80 to Highway Commercial. He said there was some opposition to this request from the Hunters Point area. He remarked one of Mr. & Mrs. Hunter's point was that the property directly across Akins Pond Road was already zoned Highway Commercial. He said they have no plans to development this property at present but want to increase the appraised value of the property. He advised the Planning and Zoning Commission recommended denial of this rezone request.

Mrs. Hunter said they planned to open a business in Statesboro and the reason they wanted the property rezoned Commercial was to have a higher appraisal value for lending purposes. She added the Planning and Zoning Commission recommended denial because there was no specific purpose for use of the land. She said she thought Hunters Point residents were satisfied, they would not do anything to be detrimental to others' property and certainly would not do anything to be detrimental to their own property. She remarked the property across the road was zoned Highway Commercial and they thought their property should be given the same consideration.

Chairman Anderson asked if anyone presented opposed this request. Commissioner Hodges asked the distance of this property from the school, would a convenient store be allowed to sell beer and wine in this location.

There was some discussion of distance from school. Mr. Dodgen said the location is far enough to allow sale of beer and wine, however, even if this rezone is approved, a Beer and Wine License is a conditional use in every zone and the Board would have to approve the conditional use.

Commissioner Beacham offered a motion to reverse the Planning and Zoning Commission recommendation and grant rezone request for Carl and Faye Hunter. Commissioner Hodges seconded the motion and it carried.

Chairman Anderson said the next item was not on the agenda, it was received late on Monday. He asked Mr. Bob Smith, Environmental Manager, to present this item.

Mr. Smith said the closure of the landfill was an ongoing project and he wanted to make the Board aware of two projects at the landfill for consideration at a future meeting. However, there was one project he would ask the Board to consider at this meeting. He explained methane gas has to be dealt with when the landfill is closed, there is a proposal from Golder Associates to construct two test wells on landfill site for purpose of testing the extraction process of methane gas and volatile organic materials. This project has been proposed to be about \$500,000 for the entire landfill and Golder would like to put these two test wells in before the entire system is put into place. The two test wells will cost \$30,000 and will be jointed to the entire extraction system if prove effective. He said the second project is cover material for the entire fifty acres of the landfill which is estimated to take about 153,000 cubic yards of material necessary for cover material. He added it has been difficult to find adequate type soil necessary for cover material. There has been several sites inspected for cover material, only two sites have been found to be satisfactory, one on Westside Road and one on the property adjacent to the landfill which the County and City recently purchased. He explained there are two types of clay on the property adjacent to the landfill, neither one is adequate for cover material, however, the consultants believe the two blended together will be adequate cover. The consultants advise the only way to determine if this blending will work is to have a test pad, which they will supervise the blending of material and test for permeability and compaction. He advised the engineering cost, consultant fees and moving the fill is about a \$30,000 project, the actual test pad is \$7,000 of the \$30,000. Mr. Smith said if the test pad does not prove to be satisfactory after the soil is blended, then the consultant fees and engineering cost will not be necessary, will have to search for suitable cover material. He remarked, according to estimates, the City and County can buy the equipment and haul the coverage material to the landfill about \$200,000 less than an outside contractor. He said the specific request for the Board's consideration at this meeting was approval of \$7,000 to build the test pad to determine if fill material is satisfactory.

Commissioner Lee offered a motion to approve \$7,000 for test pad to determine if fill material is satisfactory for cover of the landfill. Commissioner Alston seconded the motion and it carried.

Chairman Anderson presented the next item, adoption of 1996-1997 Fire District Budget. He explained the Fire District covers a five mile radius from the Courthouse and required a separate budget.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, 1996-1997 Fire District Budget of \$243,339.00 was approved.

The next item was adoption of amended 1996-1997 General Fund Budget. Chairman Anderson explained the changes in the 1996-1997 General Fund Budget were discussed in the Public Hearing held on September 24th.

Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, amended 1996-1997 General Fund Budget of \$12,624,720.00 was approved.

Chairman Anderson presented the 1996 Millage Rate. He remarked the millage rate had been reduced by 1.61 mils decrease due to hospital interest funds.

Upon motion by Commissioner Hodges, seconded by Commissioner Beacham and carried, millage rate for 1996 was adopted. See exhibit #1996-24.

Chairman Anderson presented an off-premise Beer and Wine License Transfer Application for Time Saver #80 (formerly Northside Minit Mart).

Upon motion by Commissioner Hodges, seconded by Commissioner Alston, Beer and Wine License transfer for Time Saver #80 was approved.

Chairman Anderson advised the next item was for information, three (3) terms were expiring on the Planning and Zoning Commission and need to be filled this year.

Chairman Anderson said Mr. Wood had a message from the Horsemen Association. Mr. Wood remarked that Mr. Dennis Pope had asked the Board be advised their project has proven to be very successful. Several events have been held at the facility and the Horsemen appreciate the Boards' commitment to the project.

Chairman Anderson asked Mr. Wood to present item for judicial complex. Mr. Wood stated the name for the judicial annex needed to be formalized, the name which has evolved is the Bulloch County Judicial Annex. He commented Commissioner Smith, who could not attend the meeting, asked this name be presented as a recommendation from him.

Upon motion by Commissioner Beacham, seconded by Commissioner Hodges and carried, the new judicial building was named the Bulloch County Judicial Annex. Chairman Anderson advised a request has been received from Timber Ridge to designate that subdivision as a Streetlight Tax District. He recognized Mr. Chip Bates.

Mr. Bates introduced himself and Mr. Stan York as residents for Timber Ridge Subdivision. He presented a petition for Streetlight Tax District signed by 100% of the property owners. He said Georgia Power has drafted a lighting diagram for 11 lights throughout the subdivision.

Commissioner Beacham offered a motion to approve a Streetlight Tax District for Timber Ridge Subdivision. Commissioner Hodges seconded the motion and it carried. See exhibit #1996-25.

Chairman Anderson asked for other business or discussion. Commissioner Alston said he had been given a proposal by Rev. Donald Logan for transportation among counties and include Sylvania, Millen, Claxton, Metter, Brooklet, Register, Statesboro. He continued this proposal is through the Department of Transportation but operated by Rev. Logan and financial participation would come from each of the counties of Bulloch,

Screven, Jenkins, Evans, Candler and cities in those counties. He said he understood participation amounts would be: Bulloch County-\$20,000; Statesboro-\$10,000; Evans County-\$20,000; Screven County-\$15,000; Jenkins County-\$15,000; Candler County-\$15,000; Georgia Department of Human Resources-\$120,000; Federal Government-\$500,000; etc. He explained this is a grant that would be in place, should it be approved by all counties and cities, to received federal funding for a period of three years. Commissioner Alston said his initial question to Rev. Logan was to certify the need for transportation to and from Millen, Sylvania, Metter, etc. He added he understood Rev. Logan had this data but it hasn't been presented. He concluded he was presenting this information at Rev. Logan's request and asked Rev. Logan to comment.

Rev. Logan advised Mr. Jeffery Griffith of the 5th District, Department of Transportation is very much in favor of this program. He said all this money is reimbursable, the funds are guaranteed and are assured to be available. He added what he is asking is a grant of "seed" money to put a proper Board of Directors and group in place. He said he would be happy to come formerly, on the agenda, to present the program to the full Board.

Commissioner Alston commented, should the Board opt to have this presentation, whatever data Rev. Logan can gather should be shared with the Board in a formal manner. He dais he would like to see the need certified. He added he didn't know if this proposal could materialize without all other counties involvement, this will have to be addressed at a later time.

Chairman Anderson said this concept had been discussed several times, Department of Transportation representatives have presented the plan. He remarked the only catch is what happens when the grant "sunssets", once a service begins it is hard to stop and who pays when the grant ends. He said that is the question this Board has asked, the question a previous Board asked and future Board with probably also ask. He agreed with Commissioner Alston that more information is needed.

Chairman Anderson asked for other business or discussion. He said an Executive Session was need to discuss recently acquired property.

Upon motion by Commissioner Alston, seconded by Commission Beacham and carried, the meeting was moved into Executive Session to discuss acquisition of property.

Regular meeting was reconvened. Chairman Anderson asked for other business or discussion. Upon motion duly made, seconded and carried, the meeting was adjourned subject to call


E. Raybon Anderson


ATTEST

October 15, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called meeting to order and welcomed the new media and twelve visitors. Commissioner Hodges gave the invocation.

Minutes of the regular meeting on October 1, 1996 and Executive Session on October 1, 1996 were presented. Upon motion by Commissioner Hodges, seconded by Commissioner Lee and carried, minutes of two meetings on October 1, 1996 were approved.

The first item presented was a Proclamation proclaim week of October 23 - October 31, 1996 as "Red Ribbon Week". Upon motion by Commissioner Beacham, seconded by Commissioner Alston and carried, Proclamation for "Red Ribbon Week" was approved.

Chairman Anderson said the Board of Commissioner support this campaign each year and appreciate the people who make this campaign a success. Chairman Anderson presented the Proclamation to Ms. Joyce Stubbs and Ms. Susan Pajari.

Chairman Anderson said the first time of old business was ad hoc committee report on county attorney bid process.

Commissioner Smith spoke for the Committee, saying the Committee had basically met via telephone and has developed criteria to be presented as a request for proposal by anyone interested providing county attorney services. He reviewed several points in the criteria and specifications to be met.

Commissioner Smith offered a motion to accept Request for Proposals for Position of County Attorney and to ask the County Manager to have the criteria and specifications sent to all local legal firms or interested parties. He commented time was of essence and asked if the next meeting was too soon. Commissioner Hodges suggested the first meeting in December. Commissioner Lee seconded the motion. Motion carried. See exhibit #1996-26

There was no other old business for discussion.

Item of new business was salary of the Tax Commissioner. Chairman Anderson commented this request came from the Tax Commissioner and asked for any discussion.

Commissioner Hodges offered a motion to support the Tax Commissioner's request for salary adjustment with the request to be submitted to local state legislators for their approval in 1997 General Assembly. Commissioner Alston seconded the motion. In discussion Commissioner Smith said it should be noted the extensive work was done to present this request, shows the salary of Bulloch County's Tax Commissioner is well below salary of Tax Commissioners in counties of comparable size. Commissioner Alston added the confusion which existed for a long while in the Tax Commissioner's

Office seems to be a minimum, a professional image has been brought to this Office.
Motion carried.

Chairman Anderson asked for other business or discussion. Two visiting Georgia Southern University students were recognized.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, the meeting was adjourned subject to call.

E. Raybon Anderson

 E. Raybon Anderson
see back

ATTEST

November 5, 1996
 Statesboro, Georgia

The Board met at 6:00 P.M. with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Hodges, Commissioner Lee and Commissioner Smith present. Commissioner Beacham was absent.

Chairman Anderson called the meeting to order and welcomed the news media and fifteen visitors. Commissioner Lee gave the invocation.

Minutes of the regular meeting on October 15, 1996 were presented. Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, minutes of October 15, 1996 meeting were approved as presented.

Chairman Anderson asked Mr. Bob Smith, Environmental Manager, to present the first item of old business, landfill closure and transfer station for solid waste.

Mr. Smith presented eight items for the Board's consideration and action.

Upon motion by Commissioner Hodges, seconded by Commissioner Smith and carried, \$8000 was approved for Golder Associates to delineate the wetlands in the area of the Allen property.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, \$4000 was approved for Golder Associates to survey and delineate the wetlands for the area of the transfer station.

Commissioner Smith offered a motion to approve \$30,000 for Golder Associates to install Methane/Soil Vapor Extraction wells. Commissioner Alston seconded the motion. In discussion Commissioner Hodges asked if there would be any revenue from these wells. Mr. Smith said there has been some consideration in the possibility of using this to power a generator for some electricity for the transfer station or recycling center. Mr. Wood added the distance of transport will have a major impact on feasibility of use. Motion carried.

Upon motion by Commissioner Lee, seconded by Commissioner Alston and carried, \$45,000 was approved for Project Management Contract with Golder Associates.

Upon motion by Commissioner Hodges, seconded by Commissioner Alston and carried, a maximum of \$50,000 was approved to cover additional unforeseen cost due to groundwater and methane problems at the landfill.

Upon motion by Commissioner Alston, seconded by Commissioner Smith and carried, trade of current bulldozer for a larger bulldozer from Carlton Company at difference in cost of \$86,655 was approved for payment from special local optional sales tax.

Commissioner Smith offered a motion to approve by purchase of Caterpillar rubber tire loader from Carlton Company at cost of \$103,589.28 with payment from joint landfill account. Commissioner Hodges seconded the motion. In discussion Commissioner Lee asked if leasing this equipment has ever been considered. Mr. Smith remarked there was a buy back option of this machine at the end of five years, but City hardly ever exercises this option because machine is usually worn out. Motion carried.

Chairman Anderson asked Commissioner Smith to present next item, Courthouse Annex utility lines.

Commissioner Smith discussed relocation of utility lines around Courthouse Annex and the Courthouse and presented drawing of existing overhead utility lines to be removed and replacement lines to be put underground.

Commissioner Smith offered a motion to approved estimated \$80,000 for utility line plans for Courthouse Annex and the Courthouse. Commissioner Hodges seconded the motion and remarked it was important that conduit from Courthouse Annex to Courthouse be sufficient to handle future communication needs. Motion carried.

There was no other old business for discussion.

The first item of new business was Recreation Board re-appointments.

Chairman Anderson advised three terms on the Recreation have expired, terms of Commissioner Alston, Councilman Wendell Hagins and Wil Grant from the community. He asked Commissioner Alston to comment.

Commissioner Alston said these terms expired at end of June, these people are willing to serve another term and the Recreation Board recommends these people be re-appointed. He added Recreation Board appointments are coordinated with City and they have been notified of this recommendation.

Commissioner Alston offered a motion these re-appointments be confirmed provided they are confirmed by City Council. Commissioner Simmons seconded the motion and it carried.

Next item was rezone request for Eldora Church of God. Chairman Anderson recognized Ms. Rosemary Bush, Zoning Department, to present this item.

Ms. Bush said the Eldora Church of God was requesting a rezone of 2.5 acres from Ag-5 to R-80 on property on Highway 119 adjacent to Olney Station Solid Waste

Site. She stated there were small lots in this area and this rezone would be consistent with land use.

Mr. Wood commented he thought this was designated as wetlands. Chairman Anderson added he thought that was issue, there are some problems and a lot of other requirements will have to be met.

Commissioner Hodges said if the Board approves the rezone, that does not give any approval to build, other requirements dealing with wetlands have to be met. Chairman Anderson said that was correct.

Upon motion by Commissioner Smith, seconded by Commissioner Lee and carried, rezone from Ag-5 to R-80 for Eldora Church of God was approved.

Chairman Anderson asked Ms. Bush to present the next item, conditional use request for Rick and Denise Cribb.

Ms. Bush said this request was previously presented to the Board on October 1st, but was presented with some incorrect information. She explained it was presented as a split zone but it is not a split zone, it is all zoned Highway Commercial. She remarked multi-family dwellings are a permitted conditional use in a Highway Commercial zone.

Chairman Anderson recognized Mr. Cribb. Mr. Cribb presented a layout of proposed project for fourteen duplexes on this property and said he had reviewed standards to be make sure he was not doing anything wrong for the neighborhood.

Chairman Anderson asked about access to the proposed project. Mr. Cribb said there was a thirty foot easement and he has discussed use of easement with Georgia Power.

The access to property was discussed and the need for proper access for public safety vehicles. Chairman Anderson said he thought a sixty foot right-of-way was required and thought the County Engineer signed off on roads for any development.

Mr. Wood remarked, if conditional use is approved, entire development will have to meet all requirements of Subdivision Regulations and that requirement, as well as others, will be addressed when the plans are submitted to the Planning and Zoning Board.

Ms. Bush explained steps which would have to be taken for development if the conditional use is approved.

Upon motion by Commissioner Lee, seconded by Commissioner Alston and carried, conditional use request was approved for Rick and Denise Cribb.

Chairman Anderson commented the ad hoc committee for county attorney was prepared to make their report.

Commissioner Smith spoke on behalf of the committee. He advised request for proposals was sent to a number of legal firms and several proposals were received. He remarked, after review of the proposals received, the committee's recommendation was to enter into an "at will" contract with the firm of Brown and Livingston to perform legal service for the County effective immediately. Commissioner Alston seconded the motion. In discussion Commissioner Smith explained the Staff Attorney would handle

the majority of the legal requirements for the County and the County Attorney would handle matters referred by the Staff Attorney, the County Manager or the Board. He added he did not think there had even been any long time contract for legal services. Commissioner Hodges referenced letter from present County Attorney which stated this Board could not bind a future Board and said this action for "at will" contract was not binding a future Board. Chairman Anderson said that was correct, County Attorney could be terminated at any time. Motion for "at will" contract with firm of Brown and Livingston for legal services was unanimously carried.

Chairman Anderson asked for other business or discussion. He recognized Mr. Ronnie Tremble.

Mr. Tremble commented on the need for stripping on Burkhalter Road between Clito Road and Highway 24. He added the road has been paved, it's still rough, but has never been stripped. He asked if this could be investigated and this road stripped.

Chairman Anderson said everyone agrees with Mr. Tremble that the road is rough, it needs resurfacing and that is probably the reason it hasn't been stripped. He stated this road is on the priority list to be resurfaced. He asked Mr. Wood to give Mr. Tatum this message.

Commissioner Lee commented on need for re-stripping on Nevils-Daisy Road and said he had discussed this with Mr. Wood. He said it might be better to go ahead and have this road stripped if it not scheduled for resurfacing soon.

Mr. Wood advised he had asked the County Engineer to obtain quotes to re-strip this road since it would not be resurfaced for another three-four years because of its position on the priority list.

Chairman Anderson asked for other business or comments. He advised an Executive Session was needed to discuss land acquisition.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, meeting was moved into Executive Session.

Chairman Anderson reconvened the meeting. He asked for action on response to demand letter from Mr. Holmes Ramsey's attorney.

Upon motion by Commissioner Smith, seconded by Commissioner Alston and carried, a letter will be sent saying a Special Master Court has made a recommendation and the Board upholds this recommendation, also the recommendation was considerably higher than appraisals of the property and the Board feels it is ample payment for the property.

Commissioner Hodges commented on the county retirement plan and said he thought the Commissioners being eligible to participate in the retirement plan should be considered again. He said he wasn't sure if he remembered why the Commissioners weren't considered in the beginning.

Commissioner Lee said one consideration was it would effect the amount of retirement allocated to employees if Commissioners were included.

There was some discussion of other constitution officers who are not in a retirement plan.

Mr. Wood suggested data be developed for including Commissioners and other constitution officers not included in a retirement plan retroactive to November 1, 1994. When information is researched it will be relayed to Board via letter.

Commissioner Hodges offered a motion for Commissioners and Constitutional Officers not included in a State sanctioned retirement plan to be included in the County Retirement Plan with supplemental funding retroactive to November 1, 1994. Commissioner Alston seconded the motion and it carried with Commissioner Alston, Commissioner Simmons, Commissioner Hodges, Commissioner Smith voting in the favor of the motion. Commissioner Lee opposed the motion.

Chairman Anderson asked for other business or discussion.

Mr. Wood said a resolution is need to change bank signature cards and he would recommend the Board authorize change of signature cards commensurably with provisions adopted the Board in the Purchasing Policy.

Commissioners agreed with Mr. Wood 's suggestion.

Chairman Anderson asked for other discussion. Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

November 19, 1996
Statesboro, Georgia

The Board met at 8:30 A.M. with Chairman Anderson, Commissioner Alston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and nine visitors. He recognized Mr. Wayne Groover, Commissioner-Elect, Mr. Ricky Nessmith, Zoning and Planning Commission Chairman and Mr. Jeff Akins, County Staff Attorney. Commissioner Smith gave the invocation.

Minutes of the regular meeting on November 5, 1996 and minutes of Executive Session on November 5, 1996 were presented. Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, minutes of these two meetings were approved as presented.

There was no old business for discussion.

The first item of new business was a Resolution for County participation in a grant for a van for Community Services. Chairman Anderson explained the County participation would be at 20% with 80% funding from a Federal Grant. Mr. Wood added the county has participated in funding of a van in the past and the need for this funding is not anticipated until August of 1997.

Commissioner Alston said he had spoken with Ms. Ophelia McIntosh and Ms. Grace Waters who oversee the operation of the van which is used to transport elderly citizens to the Center for meals and other activities. He remarked this is an opportunity for them to replace a van with the county participation of up to \$5,200.

Commissioner Alston offered a motion to adopt the Resolution for County to provide a 20% cash match, estimated at \$5,200, for purchase of van for Concerted Services. Commissioner Smith seconded the motion, under protest of this being another example of the County being handed an unfunded item from the State, the State has eliminated its participation leaving the County to cover the difference. Motion carried. See exhibit #1996-27

Chairman Anderson presented the an Application for transfer of off-premise Beer and Wine License for Leefield Grocery to Bayne Morgan, Jr.

Upon motion by Commissioner Alston, seconded by Commissioner Lee and carried, transfer of off-premises Beer and Wine License for Leefield Grocery to Bayne Morgan, Jr. was approved.

Chairman Anderson said the next item was not on the agenda but it had been presented in an earlier meeting. He continued terms of three members of the Planning and Zoning Commission were expiring and they do not wish to be reappointed. He presented names of three people who have agreed to serve, Johnny Parrish, Charles Deal and June Waters. He said the Planning and Zoning Commission recommends these people be appointed. Chairman Anderson advised another person, Mr. Holmes Ramsey, had called this morning and said he would like to serve on the Planning and Zoning Commission.

Commissioner Hodges asked which terms were expiring. Mr. Ricky Nessmith advised terms expiring were Ms. Lynn Lee, Ronnie Nesmith and Garrett Nevil.

Commissioner Lee offered a motion to appoint Johnny Parrish, Charles Deal and June Waters to a two year term on the Planning and Zoning Commission. Commissioner Simmons seconded the motion and it carried.

Commissioner Smith commented that the people whose terms are expiring and the current Commission should be congratulated for their efforts. Mr. Wood suggested, if the Board approves, a Resolution acknowledging their service be presented to the three people retiring. Mr. Akins will draft Resolution acknowledging services rendered for the three retiring Planning and Zoning Commission members.

Chairman Anderson asked for other business or discussion. Commissioner Alston called attention to presence of the Veterans Service Coordinator. Mr. Lamar Faircloth

was recognized and said his office, based in Bulloch County, serves a six county area and offered any assistance he could give.

Chairman Anderson asked for other business. Commissioner Beacham offered a motion for an Executive Session to discuss a condemnation case. Commissioner Lee seconded the motion and it carried.

Chairman Anderson reconvened the regular meeting. He asked for other discussion.

Commissioner Hodges offered a motion to hire the firm of Edenfield and Cox to represent the County in the Holmes Ramsey condemnation case and if Edenfield and Cox has a conflict of interest, hire Mr. Kenny Stone. Commissioner Alston seconded the motion and it carried.

Upon motion by Commissioner Alston, seconded by Commissioner Simmons and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

December 3, 1996
Statesboro, Georgia

The Board met at 6:00 P.M., with Chairman Anderson, Commissioner Altston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed the news media and 45+ visitors. Commissioner Alston gave the invocation.

Minutes of the regular meeting on November 19, 1996 and minutes of Executive Session on November 19, 1996 were presented. Upon motion by Commissioner Simmons, seconded by Commissioner Smith and carried, minutes of these two meetings were approved and accepted.

The first item on the agenda was old business, regarding the Hospital Authority. Commissioner Smith said fourteen months ago the county sold the Hospital Authority to the HMA. Mr. Richard Bird from the Hospital Authority introduced Dr. Brewton, Mr. Tommy Blich, Mr. Freddie Blich, Mr. Bob Via, Administrator and Mr. Charles Brown, counsel. Mr. Bird explained the funds were invested and the net earnings would be returned to the county. Eighty percent of net earnings are being presented to the County Commissioners tonight. Mr. Bird explained to the Board how the

remaining 20 percent was distributed, ten percent would go for other related health care and administration and the remaining ten percent is deposited in a separate account for the health grant committee. Mr. Bird presented a check to Chairman Anderson for \$1,363,256.51, and stated this is the first check for years to come and anticipate next year the net returns should be larger. Chairman Anderson accepted the check for the citizens of Bulloch County and praised everyone that worked together. Commissioner Smith related to the Board that the net earnings being returned to the county would bring about a tax reduction for the county.

Next on the agenda under old business was the amended position description. Chairman Anderson said this was the first reading of the amended position description and action would be taken at the next meeting. Chairman Anderson accepted public comments on this item.

Mr. Jarrel Jones, attorney, represents Chairman Elect Louis Woodrum who was unable to attend. Mr. Jones said Mr. Woodrum would like to relate to all that he fully supports and appreciates and expects to operate and continue under commissioners/manager form of government and does not wish to change that. The issue is the changes that were adopted in July of 1996. There were two changes, one was for the County Manager and the other was for the Commissioners including Chairman and Vice-chairman. Mr. Jones told the Board the one for the Commissioners seemed to advocate all the executive authority to the County Manager, except for three items; appointing of the County Manager, County Auditor and the County Attorney. All other executive decisions except for those were to be made by the County Manager. Georgia Code separates executive and administrative powers. Executive is policy making and administrative is carrying out orders for which the policy has been made. Mr. Jones said they are only trying to get a clear understanding of the description. Mr. Jones had asked the Board to consider delaying action on the descriptions until the new Board takes place in January of 1997.

Mr. Eugene Brown, Planning & Zoning Commissioner, said timing was everything and feels the old Board should finish all old business and approve the proposed revisions.

Mr. Charles Brown, County Attorney, said the important concept is that we agree on the legislative responsibility. Mr. Brown said this Board did not and does not want to change the executive responsibility nor the administrative responsibility. He said Jeff Akins, county staff attorney, who has corresponded with Mr. Jones on this matter, said the job descriptions fall well within the state statute and recommends no changes be made in the proposed revised position descriptions. Mr. Brown agreed with the recommendation of Jeff Akins. Mr. Charles Brown said that issue of timing

is a matter which addresses itself to the wisdom of this Board. He feels that timing is a discretionary matter that needs to be decided by this Board. Mr. Brown related to the Board the job description that was adopted in July regarding the county manager position falls within the powers granted you by the Georgia State Statute. With that Mr. Brown recommended that the Board make an affirmative action in two weeks, so that when the new Board starts in January, they can start with a clean slate. Chairman Anderson said this item will be on the next agenda as old business.

The first item of new business was a zoning matter. Jimmy Dodgen presented the rezone request to the Board concerning Mr. Scott Joyner. Mr. Dodgen said the request is to change 5.2 acres from zone MHP to HC, located on north Highway 301 and Kyle Sorrell Road. He said Mr. Joyner plans to have a convenience store and laundry mat. Mr. Dodgen said the Planning & Zoning Commission recommended that only three acres be approved, due to the fact no plans were submitted for the remaining two acres. Commissioner Beacham asked Mr. Dodgen if Mr. Joyner would be restricted to his plans if the zoning were approved. Mr. Dodgen responded by saying, if the property is zoned highway commercial, the applicant can do anything that is permitted in the highway commercial zone. Commissioner Hodges offered a motion to approve the rezone request for Mr. Joyner. Commissioner Lee seconded the motion and it carried.

Next item was the authorized use of City/County property at the Holland Industrial Park for a Training and Firing Range for Law Enforcement. Chief Malone and Lt. Robert Seamans from the City of Statesboro Police Department gave thanks to the county for use of the property at the airport for the firing range. Lt. Seamans said the reason for the change in property is for safety and security concerns. He explained the new proposed project will be done in two phases. Chairman Anderson stated the property is owned by the city and county and no change in the title will take place. The request is just for authorized use of the property. Lt. Seamans explained Phase I will be a city/county joint effort, which is to move the existing range to the new location. Phase I will consist of an external cost involving a fence being placed around the property for security reasons. Phase II would be included as a requested project in one percent sales tax proposed next year.. The funding would fall under Public Safety, and would be applied to the training, education, class rooms, live fire houses and more. Chairman Anderson said the City Council had approved this request this morning in their meeting. Commissioner Hodges offered a motion to approve the use of city/county property for a Training and Firing Range for Law Enforcement. Commissioner Beacham seconded the motion and it carried.

Next item on the agenda, was the signature authority of the County Clerk and County Manager. Chairman Anderson said, the banks require a resolution from this Board authorizing certain people to sign checks. He referenced memo from Mr. Jeff Akins recommending the Board adopt a resolution to authorize check sign authority to be consistent with current policy. Commissioner Smith offered a motion to approve the resolution to give the County Manager and/or County Clerk and/or one Commissioner, presumably Mr. Alston since he has been an authorized signer in previous administrations, single signatory authority on all County bank accounts. This resolution also authorizes the County Clerk to certify the adoption of this resolution on any resolution forms provided by local banks and give the Chairman authorization to sign such resolutions. Commissioner Simmons seconded the motion and it carried.

Next item on the agenda was the GBI building. Chairman Anderson informed the Board the GBI has committed to construct a building in Bulloch County. The city and county have agreed to make property and other assistance available which includes grading the lot and base and paving with the help of the state DOT. The Atlanta Office of the GBI requested this agreement be officially formalized by this Board. Mr. Wood reviewed the list of items to be provided by the County under a State contract, grading, installation of drain pipe, curb and gutter, sidewalks, base and paving. Commissioner Hodges offered a motion to approve providing items listed to assist the GBI in locating a new building in Bulloch County. Commissioner Alston seconded the motion and it carried.

Next item on the agenda was the matter of sales tax allocation. Mr. Wood stated there are some remaining funds for some projects from the first Multi-purpose Sales Tax which could be appropriate for other projects. He explained the Health Department project has funds remaining and the Board has the discretion of appropriate "overage" funds once a project is completed. Commissioner Lee asked if funds remaining for the Health Department project were to be moved to the Courthouse project and leave the recreation project funds and road project funds. Chairman Anderson said that was the recommendation. Commissioner Smith offered a motion to approve the recommendation. Commissioner Lee seconded the motion and it carried.

Next item on the agenda was a new application for an off-premise Beer and Wine License for Doris Ann Thompson, Thompson's G&G located at Highway 67. Commissioner Hodges offered a motion to approve the Beer and Wine license for Doris Ann Thompson. Commissioner Alston seconded the motion and it carried.

Next item on the agenda was the renewals of Beer and Wine License: on-premise Andre M. Pittman, Sr. [Southern Links Golf Club]; Mary Beth Stafford [Bill's Place]; R. Stacy Webb [Forest Heights County Club]; off-premise - Lonnie

Bradley [El Cheapo]; Jayson C. Cribb [Jayson' s Corner]; Joe I. Anderson (Po-Jo' s); William H. Mills, Jr. [Lakeview General Store]; James M. Brown [301 Grocery]; William R. Dyches [Bob' s Country Store]; Wayne Lindsey [The Eagle' s Corner]; David Mincey [David' s Depot]; Travis Lee Phillips [Community Grocery]; Robert Lindsey [Middleground Convenient Store]; Michael R. Hatten [H' s Foodmart]; Jack E. Edenfield [The Country Store]; Jimmy Eason [Time Savers, Inc. #8, #9, #17, #22, #24, #26, #54, # 77, #79, #80]. Commissioner Smith offered a motion to approve the renewal of the Beer and Wine Licenses referenced. Commissioner Simmons seconded the motion and it carried.

Chairman Anderson said the next item was not on the agenda, however, a copy of a petition for a road closing had been distributed. The request is to close County Road 94. This item will be on the agenda at the next meeting.

Chairman Anderson asked for other business. Commissioner Simmons offered a motion to close the regular meeting and go into Executive Session to discuss land acquisition. Commissioner Alston seconded the motion and it carried

Chairman Anderson reconvened the regular meeting and asked other business or discussion.

Commissioner Hodges offered a motion to give the Commission Chairman and Mayor of City of Statesboro authorization to negotiate an amount not to exceed the appraised value for purchase of five acres of property needed for the landfill. Commissioner Beacham seconded the motion and it carried.

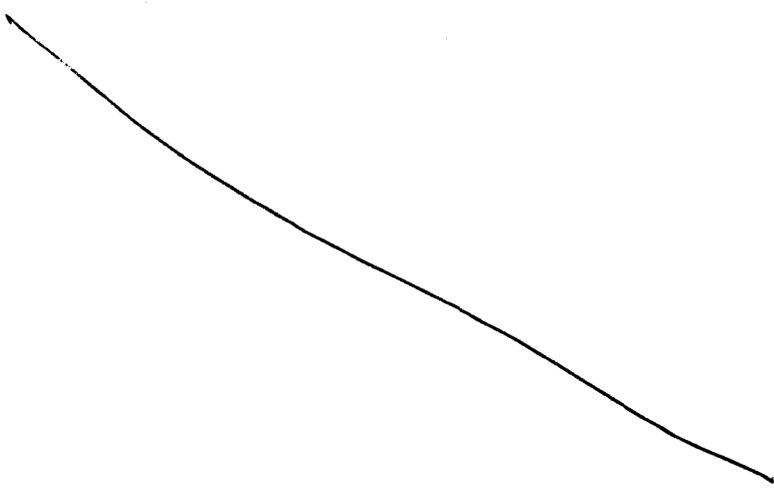
Chairman Anderson asked for other business or comments. Upon motion duly made, seconded and carried, the meeting was adjourned subject to call.



E. Raybon Anderson



ATTEST



December 17, 1996
Statesboro, Georgia

The Board met at 8:30 A.M., with Chairman Anderson, Commissioner Altston, Commissioner Simmons, Commissioner Beacham, Commissioner Hodges, Commissioner Lee and Commissioner Smith present.

Chairman Anderson called the meeting to order and welcomed 38 visitors and news media. Commissioner Simmons gave the invocation.

Minutes of the regular meeting on December 3, 1996 and minutes of Executive Session on December 3, 1996 were presented. Upon motion by Commissioner Hodges, seconded by Commissioner Simmons and carried, minutes of these two meetings were approved and accepted.

First item on the agenda was the Mayor of the City of Statesboro, Mr. Hal Averitt. Chairman Anderson recognized the Honorable Mayor Hal Averitt. Mayor Averitt stated the City of Statesboro appreciates the relationship the city and county had over the past four years and because of this relationship a lot of progress was made. Mayor Averitt said the city would like to show appreciation to the three board members that will be leaving at the end of this year. He presented a "Key to the City" to Commissioner Lee and Commissioner Beacham. Mayor Averitt presented Chairman Anderson a "Key to the City" and a Proclamation for his four years as Chairman of the Board. Mayor Averitt said Chairman Anderson dedicated his time to the county, always put the county first and made some hard decisions, some of which were not popular. Chairman Anderson thanked Mayor Averitt for the Proclamation and expressed his appreciation to Mayor Averitt for being available when he needed some advice.

Next on the agenda was the Chipper. Chairman Anderson asked Becky Taylor to introduce Chipper to the public. Ms. Taylor said Chipper represents a recycling program to turn Christmas trees into mulch. She advised the recycling of Christmas trees will be on January 4, 1997, between 8:00 a.m. and noon at the railroad tracks off Main Street.

Next on the agenda was the recognition of the Bicentennial Committee. Commissioner Lee said 1996 is the 200th Birthday of Bulloch County and he would like to thank all the people involved with the Bicentennial Committee. He said there have been hundreds of people involved in the Bicentennial Committee and he would like to thank them all. Commissioner Lee gave special thanks to the Chairman and the Board of Commissioners for all their support, to Julian Deal who was the Co-Chairman of the committee, and to Becky Taylor who did a tremendous amount of work and was the coordinator for the committee. Commissioner Lee went on to thank Dr. Barbara Henry, Libba Smith, Dr. Del Presley, Esther Mallard, Dr. Patti Pace, Mr. David Addington, all the people that participated in the Wire Grass Program and Georgia Southern for all their help. He also thanked Joy and Dennis Pope, Fred Hodges, Dr. Charles and Lella Bonds. Commissioner Lee also acknowledged Jennie Pullen and Myrtis Akins for their participation in the cookbook project. Commissioner Lee said they would seal the Time Capsule Program on February 7, 1997, that will be the end of the Bicentennial year. Chairman Anderson also thanked everyone who participated in the Bicentennial Committee.

Next on the agenda was recognition of three retiring Planning & Zoning Commissioners.

Chairman Anderson stated he would like to thank these three members for all their hard work and dedication. Chairman Anderson presented Lynn Lee, Garrett Nevil and Ronnie NeSmith with a Proclamation for serving on the Planning & Zoning Commission. Ricky Nessmith, Chairman of the Planning & Zoning Commission accepted the Proclamation for Garrett Nevil. Ricky Nessmith also thanked the three retiring board members and said it was an honor to have worked with them.

Next on the agenda under old business was the final adoption of the amended Position Description. Chairman Anderson informed the Board that this amended Position Description was read at the meeting on December 3, 1996. Commissioner Smith offered a motion to approve the amended Position Description. Commissioner Alston seconded the motion and it carried. See exhibit #1996-28

Next item under old business, was a petition for the closing of County Road 94 {Honey Bowen Road}. Chairman Anderson referred to a letter from Ricky McCoy of the Department of Transportation advising of assistance to Candler County for bridge repair on this road. Commissioner Hodges stated he feels there is no reason to close the road after receipt of the letter from Ricky McCoy. Commissioner Hodges offered a motion to deny the petition concerning the closing of Honey Bowen Road. Commissioner Lee asked if work could be monitored on Honey Bowen Road to see the progress of the road work. Commissioner Hodges amended the motion to deny the petition and to have the road work monitored. Commissioner Simmons seconded the motion and it carried.

Next item on the agenda of old business was the Defined Benefit Retirement Plan (Old Plan), Auditor's Recommendation. Chairman Anderson asked Mr. Wood to speak on the Retirement Plan. Mr. Wood said this plan had been frozen since 1994 when this Board authorized the New Retirement Plan. Mr. Wood stated a recommendation has been made by Richard Deal, auditor, to terminate this Defined Benefit Plan.. Mr. Deal stated funds would be allocated to employees involved and rolled into the new plan. Commissioner Hodges asked if the employees have been notified of this retirement plan. Chairman Anderson responded that he has spoken with some employees and Mr. Wood and Ms. Evelyn Wilson spoke with some employees concerning this matter, and the response was in favor of the new plan. Commissioner Alston offered a motion to proceed with all the changes required for the Defined Benefit Retirement Plan. Commissioner Beacham seconded the motion and it carried.

Next item on the agenda of new business, was the Proposed Fee Schedule for the Bulloch County Health Department. Glen Bray from the Health Department advised the fee schedule has been the same for two years and the new fee schedule is to cover the increase in the operational cost of the Health Department. He explained this is a District wide fee change that includes sixteen counties. He said the Board of Health had approved the new fee schedule on November 1, 1996 and the Board of Commissioners must also approve the new fee schedule. Commissioner Beacham offered a motion to approve the new fee schedule for the Bulloch County Health Department. Commissioner Simmons seconded the motion and it carried. See exhibit #1996-29.

Next on the agenda was a Resolution for an application for GEFA Funds for a solid waste building. Ms. Taylor said the grant allows the city and county to apply for funds up to two hundred fifty thousand dollars for a transfer station. Commissioner Hodges offered a motion to approve the Resolution for city and county to make application for GEFA Funds. Commissioner Alston seconded the motion and it carried. See exhibit #1996-30.

Next item on the agenda was a renewal application for beer and wine license. The renewal is for off premise license for the Stilson County Corner. Commissioner Hodges offered a motion to approve the renewal of a Beer and Wine License for the Stilson County Corner. Commissioner Smith seconded the motion and it carried.

Chairman Anderson recognized Commissioner Alston. Commissioner Alston said he would like to reflect on the three Commissioners leaving the Board. Productive is the one word that we should remember said Commissioner Alston. He said Chairman Anderson, Commissioner Lee and Commissioner Beacham should be remembered for all their time and dedication to the County. He presented a book called "The Spirit of the People" to Chairman Anderson, Commissioner Lee and Commissioner Beacham. Commissioner Alston reflected back on the past four years by presenting an overview of the accomplishments of the county. The sale of the hospital - 1.3 million dollars in interest in 1996; drainage - \$869,000 during 1993-1996; roads paved - 38 miles, 1.54 million dollars during 1993-1996; library - 1.56 million dollars from state, \$606,000 from county and \$60,000 in donations; airport improvements - 2 million dollars; and the increase for inmates per day payment from \$10.00 to \$12.50 per day for the county correctional institute. Commissioner Alston said teamwork with county and city governments has been the key for being effective and efficient and open communications have played an important part in the success of the past four years as well. Chairman Anderson thanked Commissioner Alston for the recognition. Chairman Anderson said in his six and one-half years on the Board he missed two meetings as a member of the Board and attended all meetings as Chairman. He said the Board made a lot of progress and did not always agree but he always stood behind the majority of the Board once a decision was made. He added the Board tackled some unpleasant issues but by working together made the best decisions for the county. With the Commissioners, County Manager and the county staff all working together as a team, the results have been cost effective and productive. He remarked Mr. Wood, County Manager, has brought a professional staff together, making progress a team effort. Chairman Anderson said he hopes the next Board works with team effort, with all the staff and other government agencies and businesses. He remarked his wishes for the next Board is to be better than this Board.

Commissioner Smith said the sale of the hospital helped the county tremendously, and the proceeds will benefit the county for many years. He remarked the road projects will always be an ongoing challenge. Commissioner Smith said it was a pleasure to work with this Board. Commissioner Hodges said it takes a special person to run for the Chairman of the County Commissioners. Teamwork is the answer and he looks forward to working with the new Board.

Commissioner Simmons said it has been an experience. He appreciated the leadership and the great team effort. He said the Board tried to look at what was best for the county, and that is what they try to do.

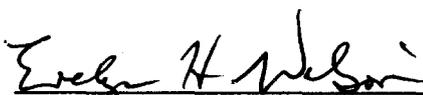
Commissioner Lee said it had been a pleasure to serve on this Board for three years. Commissioner Beacham said he appreciated the opportunity to serve on the Board. He added they are a great group of people working together for the best of the county.

Chairman Anderson advised the Board of a special called meeting for Friday, December 20, 1996 at 8:30.am., regarding the Bulloch County Board of Education Bond Referendum.

Chairman Anderson recognized Chairman Elect Louis Woodrum and Commissioner Elect Bobby Deal. Mr. Woodrum said he appreciated the past Boards for their accomplishments, and the new Board will be for the betterment of the county. Mr. Deal said he also appreciated all the members as well.

Chairman Anderson recognized Ms. Miram Hunter, who said she had been to more Board of Commissioners' meetings than anyone in this county. She invited all the people to hear and see how the Board of Commissioners is doing. Ms. Hunter said she hopes more people in the county take time to attend the meetings in the future.

Chairman Anderson asked for other business or comments. Upon motion duly made, seconded and carried, the meeting was adjourned.



 ATTEST



 E. Raybon Anderson

December 20, 1996
 Statesboro, Georgia

Called Meeting

The Board met at 8:30 A.M. in the Community Room of the North Main Annex with Chairman Anderson, Commissioner Alston, Commissioner Beacham, Commissioner Hodges and Commissioner Lee present.

Chairman Anderson called the meeting to order and announced the purpose of this called meeting was to adopt a Resolution for the Board of Education to provide for the collection of an annual tax sufficient to pay the principal and interest on bonds.

Commissioner Alston offered a motion the Resolution to levy taxes be adopted provided, however, that the County anticipates adequate revenue from the Bulloch County Hospital Authority trust fund to pay the principal and interest on the bonds without the necessity for levying an additional tax; and provided further that the terms of the intergovernmental agreement dated August 8, 1996 between the Bulloch County Board of Commissioners and the Bulloch County Board of Education are incorporated

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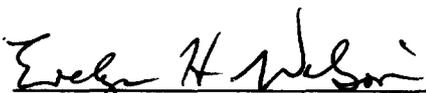
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Chairman Anderson asked for other business or comments. Upon motion duly made, seconded and carried, the meeting was adjourned.



 ATTEST



 E. Raybon Anderson

December 20, 1996
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Called Meeting

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into the recommendation that we adopt the Resolution. Commissioner Beacham seconded the motion.

Commissioner Lee asked why this Resolution is coming from the Commissioners rather than the Board of Education.

Mr. Van Poole explained any time any tax is levied for school purposes it comes as a request from the Board of Education and the Commissioners simply act upon that request. He added it is not discretionary on the part of the Commissioners, the request is acted on as a matter of form by the Commissioners.

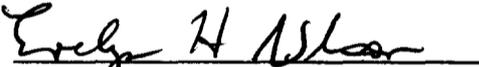
Mr. Jim Pannell explained the State Constitution requires the assessment and collection of the tax be provided for before General Obligation Bonds are issued. He added the Board of Commissioners is the Body that has the power to levy the tax and provide for the assessment and collection of taxes. He stated there is nothing that prohibits using other monies to pay General Obligation Bonds indebtedness but that does not eliminate the necessity for providing for the assessment and collection of taxes before the bonds are issued, that is a specific requirement of the Constitution.

Commissioner Hodges remarked when tax is mentioned it automatically raises a "red" flag that taxes are going and that is not the case in this instance, monies from interest on the hospital sale funds will be used to pay for this bond issuance.

Chairman Anderson said he thought it was very important the news media gets this message to the public.

Motion to adopt Resolution carried. See exhibit #1996-31.

Chairman Anderson asked for other discussion. Upon motion by Commissioner Alston, seconded by Commissioner Beacham and carried, the meeting was adjourned subject to call.


ATTEST


E. Raybon Anderson

January 7, 1997
Statesboro, Georgia

The Board met at 6:00 P.M. in the Community Room of the North Main Annex with Chairman Woodrum, Commissioner Alston, Commissioner Simmons, Commissioner Groover, Commissioner Hodges, Commissioner Deal and Commissioner Smith present.

Chairman Woodrum welcomed everyone to the first meeting of 1997 and the first meeting for this Board of Commissioners. He said this Board would be pursuing matters in such a way to, hopefully, have the best plan for all the people of Bulloch County. He commented this Board was made up of seven intelligent individuals with a lot of history