

April 20, 2010
Statesboro, GA

Regular Meeting

The Board of Commissioners met at 8:30 a.m. in the Community Room of the North Main Annex. Chairman Nevil welcomed guests and called the meeting to order. Commissioner Walter Gibson gave the invocation and the pledge of allegiance.

Ms. Maggie Fitzgerald, Clerk of the Board, performed the roll call of the commissioners and staff. The following commissioners were present: Chairman Nevil, Commissioner Tankersley, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson, and Commissioner Gibson. The following staff were present: County Manager Thomas Couch, Staff Attorney Jeff Akins, Chief Financial Officer Harry Starling, Public Safety Director Ted Wynn, Statesboro Bulloch County Parks and Recreation Director Mike Rollins, Transportation Director Eddie Smith, Airport Manager Jeff Herrington, Purchasing Director Kenneth Trapnell, and Development Services Director Andy Welch.

After Roll Call, the first item of business was the approval of the Minutes for the Regular Meeting that was held on April 6, 2010. Chairman Nevil asked for corrections or modifications. Without hearing corrections or modifications, Commissioner Gibson offered a motion to approve the minutes of the meeting as presented. Commissioner Mosley seconded the motion, and it carried unanimously.

The next item of business was the approval of the General Agenda. Chairman Nevil asked for amendments or modifications of the General Agenda. County Manager Thomas Couch asked to address the Board, and requested that the following amendment be made to the General Agenda: (1) To add a Public Hearing before the Public Comment Period to consider citizen input regarding Item #6 under New Business pertaining to the proposed action to adopt an amendment to the County Code of Ordinances regarding Occupational Business Registration and Taxes. Hearing no further amendments, Commissioner Tankersley offered a motion to approve the General Agenda as amended. Commissioner Simmons seconded the motion, and it carried unanimously.

As added to the Agenda, Chairman Nevil stated that the Board would conduct a Public Hearing to consider the addition of Article Five (5) to Chapter Twelve (12) of the

County Code of Ordinances that will require the registration of businesses, trades, professions or occupations, except where they are limited or exempt pursuant to local ordinance and State law, and which includes a levy for applicable taxes and administrative fees. Chairman Nevil also stated that the notice for the Public Hearing was duly advertised on Friday, April 16, 2010, in the Statesboro Herald (See Exhibit #2010-58), and called for a motion to open the Public Hearing for citizen input. Commissioner Simmons offered a motion to open the Public Hearing. Commissioner Mosley seconded the motion, and it carried unanimously. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch stated that at the Board's direction, the staff prepared an ordinance draft so that all eligible trades and businesses with a location in Unincorporated Bulloch County will pay a \$50.00 Administrative Fee and a \$75.00 Flat Tax except where certain practitioners and occupations may elect to pay \$400.00 as provided for in the State Enabling Act. Mr. Couch further stated that there are also certain exemptions and limitations as provided for in State law, and that the registration deadline has been set for July 1, 2010. Without further comment, Chairman Nevil called for comments and/or questions from the public. Hearing none, Chairman Nevil called for a motion to close the Public Hearing. Commissioner Tankersley offered a motion to close the Public Hearing. Commissioner Mosley seconded the motion, and it carried unanimously.

Chairman Nevil asked for public comments from the audience at large or in writing. Clerk of the Board Maggie Fitzgerald and County Manager Thomas Couch both stated there were no formal requests or petitions received in writing. Hearing no public comments, Chairman Nevil moved forward to the scheduled Presentations.

The first Presentation was petitioned by Mr. Tommy David, the Chairperson for the 2010 Great American Cleanup, regarding this year's Great American Cleanup in Bulloch County. Mr. David discussed the activities for the April 24th Cleanup, shared some information regarding litter, and asked the Board to support the 10th Annual Cleanup. Chairman Nevil stated that the Board appreciates the information, and that the Great American Cleanup and the Keep Bulloch Beautiful has the Board's full support.

The second Presentation was petitioned by Ms. Donna Whitt on behalf of the Bulloch County Human Services Commission. Chairman Nevil stated that he did not see

Ms. Whitt in the audience, and asked if anyone was present to represent Ms. Whitt. Hearing no response, Chairman Nevil moved forward with the next presentation.

The third and final Presentation was petitioned by Mr. Danny Bennett on behalf of the residents of Kevin Deal Road and Harmony Baptist Church. Mr. Bennett stated that he was turning in a petition, signed by the property owners, to have Kevin Deal Road paved. Chairman Nevil asked if Mr. Bennett was seeking to have the entire road paved, and Mr. Bennett stated that he was requesting the paving of one mile down the road to the Church from Harville Road. Chairman Nevil thanked Mr. Bennett for his presentation, and moved forward to the next item on the Agenda.

The next item on the Agenda was to approve the Consent Agenda as presented: (1) to authorize the Chairman and/or County Manager to execute an equipment lease agreement and resolution based on the lowest and most advantageous bid from Jerry Pate Turf and Irrigation for turf equipment at the Parks and Recreation Department (See Exhibit #2010-59); (2) to authorize the County Manager to execute a hangar lease agreement on behalf of the Statesboro-Bulloch County Airport with Southern Aviation Enterprises and Kenneth Olliff individually (See Exhibit #2010-60); and (3) to authorize ratification of a second amendment to an Intergovernmental Agreement with the Secretary of State's Office with regard to voting equipment (See Exhibit #2010-61). Without discussion from the Board, Commissioner Simmons offered a motion to approve the Consent Agenda as presented. Commissioner Tankersley seconded the motion, and it carried unanimously.

Without any Old or Unfinished Business, Chairman Nevil stated that the first item of New Business was the discussion and/or action to amend the County Purchasing Policies to include an Appendix to govern the use of purchasing cards. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch stated that the purpose of the amendment is to execute a cross reference regarding Section 2.2 of the policies discussing small purchases and the use of the purchasing or procurement cards. Mr. Couch stated that the Staff had BB&T place security controls on the cards to deny certain types of purchases, and that the policies are very strict and require multiple controls. After further discussion from Mr. Couch, Chairman Nevil called for questions or comments from the Board. Hearing none,

Commissioner Mosley offered a motion to approve an amendment to the County Purchasing Policies to include an Appendix to govern the use of purchasing cards (See Exhibit #2010-62). Commissioner Simmons seconded the motion, and it carried unanimously.

The second item of New Business was the discussion and/or action to amend the personnel allocation list in the General Appropriations Budget for recurring intermittent part-time positions in the Roads and Bridges Department. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch stated that the County has relied on inmate labor to drive dump trucks, but that it is difficult to find and retain an inmate that is eligible to earn a CDL license. Mr. Couch stated that the Roads Department needs to hire four part-time dump truck drivers with CDLs, and that the estimated annual cost would be \$83,000.00. After discussing the budgetary issues with hiring these drivers, Mr. Couch referred to Roads Superintendent Eddie Smith for further discussion, and Mr. Smith stated that hiring three part-time drivers to work thirty two hours a week would enable the Roads Department to be more efficient. After further discussion, Commissioner Rushing offered a motion to amend the personnel allocation list in the General Appropriations Budget for recurring intermittent part-time positions in the Roads and Bridges Department. Commissioner Thompson seconded the motion, and it carried unanimously.

The third item of New Business was the discussion and/or action to amend the personnel allocation list in the General Appropriations Budget for recurring temporary part-time positions in the Elections Department. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch stated that the Elections Department needs to hire two temporary part-time data entry clerks to assist with the computer input of voter information and scanning voter cards into the new system for the upcoming elections. Mr. Couch stated that the estimated annual cost would be \$8,800.00 per year, or \$2,200.00 through the end of the fiscal year, but a monetary budget amendment would not be needed because the department is currently under budget. Mr. Couch stated that the Election Department is also requesting five new touch screen voting (DRE) machines, and that the machines are not listed in the Capital Improvements Budget until FY 2012, but that the machines are needed for the Primary

and can be purchased from their FY 2010 operating budget. Without further discussion, Commissioner Mosley offered a motion to amend the personnel allocation list in the General Appropriations Budget for recurring temporary part-time positions in the Elections Department and to purchase five touch screen voting (DRE) machines. Commissioner Simmons seconded the motion, and it carried unanimously.

The fourth item of New Business was the discussion and/or action to consider the approval of an Alcoholic Beverage License Renewal for package retail beer and wine sales for Brook Hallat at the Fast & Easy located at 235 Lanier Drive, Statesboro, Georgia, in Unincorporated Bulloch County. Chairman Nevil called on Clerk of the Board Maggie Fitzgerald to initiate the discussion regarding the matter, and Ms. Fitzgerald stated that the Board has issued Mr. Hallat two temporary licenses for 2010 in order for Mr. Hallat to reconcile his ownership documentation, and that Mr. Hallat provided the proper documentation last week. Ms. Fitzgerald recommended approval of the license renewal. Without further discussion, Commissioner Tankersley offered a motion to approve an Alcoholic Beverage License Renewal for package retail beer and wine sales for Brook Hallat at the Fast & Easy located at 235 Lanier Drive, Statesboro, Georgia, in Unincorporated Bulloch County. Commissioner Simmons seconded the motion, and it carried unanimously.

The fifth item of New Business was the discussion and/or action regarding an amendment to the County Code of Ordinances pertaining to Flood Damage Prevention. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch stated that Bulloch County is required to adopt the most recent Georgia model ordinance for Flood Damage Prevention when FEMA updates the Flood Insurance Rate Map (FIRM). Mr. Couch stated that FEMA updated the map last year and requires the County to update the ordinance and adopt the new maps by August 5, 2010, and that after that date, residents no longer living in the floodplain can petition their insurance company to remove them from requiring the purchase of flood insurance. After further discussion from the Board and Development Services Director Andy Welch, Commissioner Tankersley offered a motion to approve an amendment to the County Code of Ordinances pertaining to Flood Damage Prevention (See Exhibit #2010-63). Commissioner Gibson seconded the motion, and it carried unanimously.

The sixth item of New Business was the discussion and/or action regarding an amendment to the County Code of Ordinances pertaining to Business and Occupational Registration and tax levies. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch stated that he summarized the amendment during the Public Hearing, but would be glad to answer any further questions from the Board. Without further discussion, Commissioner Thompson offered a motion to approve an amendment to the County Code of Ordinances pertaining to Business and Occupational Registration and tax levies (See Exhibit #2010-64). Commissioner Rushing seconded the motion, and it carried unanimously.

With no further items of New Business, Chairman Nevil asked if there were any comments from the Commission or Staff. Chairman Nevil asked each Commissioner to take thirty seconds for any general comments or statements, beginning with Commissioner Tankersley and then proceeding down the bench accordingly. Commissioner Tankersley stated that she will qualify on Monday to run for Bob Lane's seat in the Georgia House of Representatives, because Mr. Lane is retiring. Commissioner Tankersley stated that she will resign from her seat on the Board very soon, and that she will be able to better serve and represent the citizens of Bulloch County from the state level. Commissioner Tankersley stated that it has been an honor to serve with the Board. Commissioner Tankersley also discussed an email she had received from a resident of Harville Road inquiring about resurfacing the road. After further discussion, Commissioner Tankersley stated that she would forward the email to the County Engineer and the County Manager. Next, Commissioner Simmons congratulated Commissioner Tankersley for her willingness to serve at the State level, and also stated that he will seek re-election for his Commission Seat this year. Next, Commissioner Mosley wished Commissioner Tankersley the best, and thanked her for all that she has done for Bulloch County. Next, Chairman Nevil thanked Commissioner Tankersley and all the public servants for dedicating their time to our fellowman. Next, Commissioner Rushing congratulated Commissioner Tankersley on her decision to run for a seat in state government, and also stated that he will seek re-election for his Commission Seat this year. Next, Commissioner Thompson wished Commissioner Tankersley well with her new endeavor, and asked Public Safety Director Ted Wynn

when the new ISO rating for the County would become effective. Mr. Wynn stated that the new ISO rating will become effective on May 1, 2010. Next, Commissioner Gibson stated that he would be glad to assist Commissioner Tankersley in any way that he can, and also congratulated her for decision to run for election in the House of Representatives. Chairman Nevil asked for comments from the Staff, and County Manager Thomas Couch wished Commissioner Tankersley well on her new endeavor, and stated that we could not ask for a better person to represent Bulloch County at the State level. Mr. Couch also reminded the Board about the Twenty Year Employee Dinner on April 29th, and discussed the baselines for General Fund for the upcoming FY 2011 General Appropriations Budget. Next, Clerk of the Board Maggie Fitzgerald stated that she would dearly miss Commissioner Tankersley. Next, Staff Attorney stated that he has enjoyed working with Commissioner Tankersley and appreciates all the work she has done for Bulloch County. Development Services Director Andy Welch also congratulated Commissioner Tankersley, and stated that she should visit the County office as often as possible.

Without any further comments from the Commission or Staff, Chairman Nevil stated that there was no further business for the Open Session of the Regular Agenda, and the Board must close the meeting to discuss Real Estate Acquisition in Executive Session. Chairman Nevil stated that at the conclusion of the Executive Session, which was expected to last fifteen to thirty minutes, the Board would reconvene in all likelihood to move for adjournment and may or may not take further action on the items discussed in Executive Session. Chairman Nevil called for a motion to adjourn into Executive Session in accordance with the provisions of O.C.G.A. 50-14-2, 50-14-3, and other applicable laws, pursuant to the advice of the County Staff Attorney Jeff Akins for the purposes of deliberating on Real Estate Acquisition (See Exhibit #2010-65). Without further discussion, Commissioner Gibson offered a motion to enter into Executive Session to discuss Real Estate Acquisition. Commissioner Tankersley seconded the motion, and it carried unanimously. Commissioner Tankersley, Commissioner Mosley, Commissioner Simmons, Commissioner Rushing, Commissioner Thompson, and Commissioner Gibson voted in favor of the motion.

After adjourning from Executive Session, Chairman Nevil asked for any further comments from the Commissioners or Staff. Hearing none, Chairman Nevil asked for a motion to adjourn the Regular Meeting. Commissioner Tankersley offered a motion to adjourn the meeting. Commissioner Simmons seconded the motion, and it carried unanimously.

J. Garrett Nevil, Chairman

Attest: Maggie Fitzgerald, Clerk of the Board