

March 16, 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 Robert Rushing gave the invocation and the pledge of allegiance.

Chairman Nevil announced that the Board would proceed to swear-in Ray Mosley before conducting the Roll Call. Chairman Nevil stated that subject to the provisions of local legislation, Mr. Ray Mosley has been appointed by the Superior Court Judges of the Ogeechee Judicial Circuit to assume the Commission Seat for District 1-A which was formerly held by Commissioner George Jackson. Probate Judge Lee Deloach read the Order Appointing Ray Mosley as Commissioner for the term that will expire on December 31, 2012, and administered the Oath of Office to Mr. Mosley. Chairman Nevil thanked Judge Deloach, and welcomed Mr. Mosley to the Board.

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, and Commissioner Thompson. The following staff were present: County Manager Thomas Couch, Staff Attorney Jeff Akins, Chief Financial Officer Harry Starling, Public Safety Director Ted Wynn, Transportation Director Eddie Smith, Fire Chief Randy Walker, Probate Judge Lee Deloach, Purchasing Director Kenneth Trapnell, Warden Billy Tompkins, Tax Commissioner James Deal, Human Resource Director Heather McNeal, Deputy Clerk Christy Strickland, and Development Services Director Andy Welch.

After Roll Call, the first item of business was the approval of the Minutes for the Regular Meeting and Executive Session that were held on February 2, 2010, and the Workshop that was held on February 23, 2010. Chairman Nevil asked for corrections or modifications. Commissioner Thompson asked that the phrase, "at the present time", be added to a sentence in the Executive Session minutes. Without hearing any further corrections or modifications, Commissioner Tankersley offered a motion to approve the

minutes of the meetings with one modification. Commissioner Simmons 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 as Item #2 to the Unfinished Business Agenda to consider the discussion and/or action with regard to a bid for roadside mowing and spraying for the Transportation Department. Hearing no further amendments, Commissioner Simmons offered a motion to approve the General Agenda as amended. Commissioner Rushing 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 next item was a Presentation by Mary Wood regarding Horizons Bend road. However, Mrs. Wood was not present for the meeting. Chairman Nevil moved forward to the second Presentation by Mr. Dan Adams regarding Horace Mitchell Road. Mr. Adams discussed the potential for paving Horace Mitchell Road, decreasing the right-of-way from 80 feet to 60 feet, and having the County finish the deed work needed to pave the road. After in depth discussion regarding these issues, County Manager Thomas Couch stated that the Staff would make finishing the deed work for Horace Mitchell Road a priority. Chairman Nevil thanked Mr. Adams 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 County Manager to execute a contract renewal with Stubbs Oil Company for bulk oil and grease at the Fleet Maintenance Department (See Exhibit #2010-42); (2) to dispense with the reading and authorize a resolution to declare for sale unserviceable property pursuant to a lease-buyback provision with Yancey Brothers Equipment Company (See Exhibit #2010-43); (3) to dispense with the reading and adopt a resolution authorizing the execution of Ballot Voting accepting the Chapter 11 Reorganization Plan of Smurfit-Stone Container as it relates to debt owed to Bulloch

County (See Exhibit #2010-44); and (4) to authorize the Chairman of the Board to execute an intergovernmental agreement with the City of Statesboro on behalf of the County Fire Department for utilization of Fire Equipment for training purposes (See Exhibit #2010-45). 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.

Chairman Nevil stated that the first item of Old or Unfinished Business was the discussion and/or action to dispense with the reading and adopt a resolution to pre-authorize funding in the FY 2011 General Appropriations Budget to the Coastal Regional Commission (CRC) for demand-response public transportation services. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch summarized what had been discussed during previous meetings regarding the Coastal Coaches Program, and stated that a decision needed to be made at this meeting in order for the CRC to submit their grant application. Chairman Nevil, Commissioner Thompson, Commissioner Simmons, Commissioner Tankersley, and CRC Transportation Services Director Barbara Hurst discussed the public need for this program within Bulloch County and the future impact of the County's budget. After lengthy discussion, Commissioner Simmons offered a motion to approve the contract for Coastal Coaches Program. Commissioner Thompson seconded the motion, but added that the contract would be for a one year commitment for FY 2011. Staff Attorney Jeff Akins stated that Commissioner Simmons needed to withdraw his motion and restate the motion because the contract has not actually been presented to the Board. Commissioner Simmons withdrew his motion. Commissioner Simmons offered a motion to adopt a resolution to authorize the Coastal Regional Commission to apply for a grant for public transportation assistance pursuant to Section 5311 of Title 49 of the United States Code (See Exhibit #2010-46). Commissioner Thompson seconded the motion. Chairman Nevil and Mrs. Hurst further discussed the day-to-day operations of the program, how many trips would be made within Bulloch County, and the funding from the other counties involved. After further discussion, with a motion and a second on the floor, the motion passed with a four to one vote. Commissioner Rushing opposed the motion.

Chairman Nevil stated that the second and final item of Old or Unfinished Business was the discussion and/or action with regard to the lowest and most advantageous bid for roadside maintenance for the Transportation Department. Chairman Nevil called on County Manager Thomas Couch to initiate the discussion regarding the matter, and Mr. Couch stated that the previous bids had been rejected and that the bid was re-solicited. Mr. Couch stated that Mr. Jimmy Haire of Evans County, Georgia, was the lowest bidder. Mr. Couch called on Transportation Director Eddie Smith to summarize the reasons the bid was necessary, and Mr. Smith reminded the Board about the cost for roadside mowing, equipment and repair costs, and the liabilities associated with using inmate labor. After further discussion, Commissioner Tankersley offered a motion to approve the lowest and most advantageous bid from Jimmy Haire of Evans County, Georgia, for \$125.00 per center line mile for an approximate total of \$114,250.00, for roadside maintenance for the Transportation Department (See Exhibit #2010-47). Commissioner Rushing seconded the motion, and it carried unanimously.

With no further items of Old or Unfinished 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 Mrs. Tankersley and then proceeding down the bench accordingly. Commissioner Tankersley gave a summary of the National Association of Counties (NACO) meeting that was held in Washington, D.C., and stated that with airline ticket, registration, hotel room, and food, ACCG paid approximately \$2,000.00 per person to attend the meeting, and that only forty two officials from Georgia attended the meeting. Commissioner Tankersley stated that she was appointed to serve on the Economic Development Committee for NACO, and that she accepted the assignment with the understanding that her attendance at NACO meetings would depend on whether or not the Board would agree to out-of-state travel. After further discussion from Commissioner Tankersley, Commissioner Simmons stated that it is good management for the Board to decide whether or not commissioner travel outside of the state is paid for by the County, and that the Board is privileged that Commissioner Tankersley's travel was paid for by ACCG. Commissioner Simmons also thanked Commissioner Tankersley for reporting information that was discussed at meetings, such as NACO, to the Board. Next,

Commissioner Mosley thanked the Board and the Community for giving him the opportunity to serve in the capacity of a Commissioner for Bulloch County. Commissioner Thompson thanked Commissioner Tankersley for her NACO report, and stated that he looks forward to hearing a report from Commissioner Gibson, who also attended the NACO meeting. Commissioner Thompson also requested a Workshop be held in the near future to discuss the Sign Ordinance, Purchasing Policy, Street Paving Tax District, and people living in campers and storage buildings. For Staff Comments, County Manager Thomas Couch welcomed Commissioner Mosley back to the Board, and stated that he plans to hold a Workshop in the near future. Mr. Couch also discussed some of the “bottlenecks” that are currently being worked on by the Executive Staff. Clerk of the Board Maggie Fitzgerald discussed a possible date for an oyster roast being held by the Development Authority, and also discussed April 13<sup>th</sup> as a potential date for a bus trip to Atlanta with the Development Authority to visit the Capital. Development Services Director Andy Welch stated that the Census forms would be arriving in the mail this week, and encouraged the Board to fill out the form and mail it back as soon 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 Personnel Matters 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 Chief Legal Counsel, Mr. Jeff Akins, for the purposes of deliberating on Personnel Matters (See Exhibit #2010-48). Without further discussion, Commissioner Rushing offered a motion to enter into Executive Session to discuss Personnel Matters. Commissioner Simmons seconded the motion, and it carried unanimously. Commissioner Tankersley, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, and Commissioner Thompson voted in favor of the motion.

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

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J. Garrett Nevil, Chairman

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Attest: Maggie Fitzgerald, Clerk of the Board