

November 6, 2008  
Statesboro, GA

### Regular Meeting

The Board of Commissioners met at 5:30 p.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.

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 Rushing, and Commissioner Thompson. The following staff were present: County Manager Thomas Couch, Staff Attorney Jeff Akins, Statesboro Bulloch County Airport Manager Jeff Herrington, and Zoning Administrator Randy Newman.

Chairman Nevil asked for changes or modifications of the General Agenda. Hearing none, Commissioner Simmons offered a motion to approve the General Agenda as presented. Commissioner Tankersley seconded the motion, and it carried unanimously.

The next item of business was the approval of the minutes for the Regular Meeting held on October 21, 2008, the Workshop held on October 21, 2008, and the Special Called Meeting held on October 29, 2008. Commissioner Tankersley offered a motion to approve the minutes of the meeting as presented. Commissioner Simmons seconded the motion, and it carried unanimously.

Chairman Nevil asked for public comments from the audience at large or in writing. There were no petitions received in writing. Vice Chairman of the Hospital Authority Lee Cromley presented Chairman Nevil and the Commissioners with a check for 1.6 million dollars for 2008 and the annual report. Mr. Cromley stated that the check was a little less than last year because of the recent downturn in the economy. Chairman Nevil thanked Mr. Cromley and the Hospital Authority Board, and stated that the 1.6 million dollars is good for the citizens of Bulloch County because it provides property tax relief. With no other public comments, Chairman Nevil moved on to the next item on the Agenda.

A Public Hearing for the Community Assessment and Community Participation Program was the next item on the Agenda. Commissioner Tankersley offered a motion to open the Public Hearing. Commissioner Simmons seconded the motion and it carried unanimously. Staff Attorney Jeff Akins stated that the Public Hearing was advertised to the Public for 7:00 p.m., so the item should be tabled until 7:00 p.m. Commissioner Tankersley offered a motion to withdraw the motion to open the Public Hearing. Commissioner Simmons seconded the motion, and it carried unanimously. County Manager Thomas Couch made a recommendation of how to proceed with the Agenda. Following his recommendation, Commissioner Simmons offered a motion to amend the General Agenda by holding the Public Hearing and discussing the first item listed under New Business after the conclusion of the Zoning Agenda, and then move the Executive Session behind the Commission and Staff Comments. Commissioner Tankersley seconded the motion, and it carried unanimously.

The next item on the agenda was to approve the Consent Agenda as presented: (1) To Authorize the County Manager to Execute a Hangar Lease Agreement with Dr. William Daly with Nassau Aircraft Holdings of Garden City, Georgia, with proceeds from the lease to be credited to the Statesboro-Bulloch County Airport Operating Fund (See Exhibit #2008-134). Commissioner Simmons offered a motion to approve the Consent Agenda as presented. Commissioner Rushing seconded the motion, and it carried unanimously.

With the first item of New Business deferred, Chairman Nevil proceeded with the second item, which was the discussion and/or action to dispense with the reading and adopt a Resolution to approve the final Fiscal Year 2008 Amendments for the Rural Fire Fund and the Multiple Grants Fund (See Exhibit #2008-135). Commissioner Simmons offered a motion to approve the Resolution. Commissioner Tankersley seconded the motion, and it carried unanimously.

Chairman Nevil asked if there were any comments from the staff or Board, and reminded the Board about the District 12 ACCG meeting in Richmond Hill on November 19, 2008. After some discussion, Commissioner Thompson stated that Sally Daniel requested more American Flags be placed at the Courthouse Square for the 4<sup>th</sup> of July. County Manager Thomas Couch asked to address the Board to mention that he is

working on a list of Old Business items and would like to hold a workshop for these items before the end of the year. Chairman Nevil asked for further comments. Hearing none, Chairman Nevil stated that the next item of business was to close the Regular Meeting and enter into Executive Session. Commissioner Rushing offered a motion to close the Regular Meeting and enter into Executive Session to discuss Personnel Matters. Commissioner Tankersley seconded the motion, and it carried unanimously. Commissioner Tankersley, Commissioner Simmons, Commissioner Rushing, and Commissioner Thompson voted in favor of the motion. (See Exhibit #2008-136)

The meeting was reconvened for the Public Hearings regarding Zoning and Land Use matters. Chairman Nevil asked for any modifications before the approval of the Zoning and Land Use Agenda. With no modifications of the Zoning and Land Use Agenda, Commissioner Tankersley offered a motion to approve the Zoning and Land Use Agenda. Commissioner Simmons seconded the motion, and it carried unanimously. Chairman Nevil asked Zoning Administrator Randy Newman to present the two zoning items.

Zoning Administrator Randy Newman presented an application submitted by Nancy Powell and Brandon Cleary requesting a rezone from AG-5 to R-80. The intent is for the two co-owners to divide the tract and have single ownership of each tract. The property consists of 5.06 acres and is located on Doe Drive. The Zoning Commission recommended the approval of the request. Acting as agent, Mr. Lorenzo Merritt stated that the two owners would like to divide their land and have single ownership of their land. Commissioner Simmons offered a motion to approve the rezone request. Commissioner Tankersley seconded the motion, and it carried unanimously.

Mr. Newman presented an application submitted by John and Nan McPhatter requesting a conditional use to operate a personal care home. The property consists of 1.45 acres and is located on McPhatter Lane. The Zoning Commission recommended the approval of the request. Mr. McPhatter stated that his wife is a registered nurse and they intend to house four residents in the personal care home with one live-in caretaker. Commissioner Tankersley offered a motion to approve the conditional use request. Commissioner Simmons seconded the motion, and it carried unanimously. Sign-in sheets for zoning matters are shown in Exhibit #2008-137.

Chairman Nevil closed the Zoning Meeting, and County Manager Thomas Couch asked to address the Board. Mr. Couch recommended that the Board amend the General Agenda by adding a third item, as New Business, the discussion and/or action to approve the three nominations for the three vacant seats on the Statesboro-Bulloch County Library Board of Trustees. Commissioner Tankersley offered a motion to amend the General Agenda. Commissioner Rushing seconded the motion, and it carried unanimously. Mr. Couch stated that the three seats need to be filled because they have been vacant since July 1, 2008. Commissioner Simmons offered a motion to appoint Sally Adams, Liz Johnson, and Elynor Davis to the Statesboro-Bulloch County Library Board of Trustees. Commissioner Rushing seconded the motion, and it carried unanimously.

Chairman Nevil recommended recessing the Regular Meeting until 7:00 p.m. Commissioner Tankersley offered a motion to Recess. Commissioner Simmons seconded the motion, and it carried unanimously.

The Regular Meeting reconvened at 7:05 p.m. Commissioner Simmons offered a motion to open the Public Hearing in order to discuss the Community Assessment and Community Participation Program. Commissioner Rushing seconded the motion, and it carried unanimously. There were no comments from the audience. Commissioner Simmons offered a motion to close the Public Hearing. Commissioner Rushing seconded the motion, and it carried unanimously.

The final matter was to resolve the deferred first item of New Business, which was the discussion and/or action to dispense with the reading and adopt a Resolution to transmit the Community Participation and Community Assessment documents (See Exhibit #2008-138) to the Coastal Georgia Regional Development Center and the Georgia Department of Community Affairs for review and comment. County Manager Couch stated that Andy Welch, Director of Zoning and Development, saved the County at least \$100,000.00 by completing the Community Assessment without hiring a consultant. Commissioner Simmons offered a motion to approve the Resolution to transmit the Community Participation and Community Assessment documents to the Coastal Georgia Regional Development Center and the Georgia Department of Community Affairs for review and comment. Commissioner Rushing seconded the motion, and it carried unanimously.

Chairman Nevil asked for further discussion or comments from the staff or the board. Hearing none, Commissioner Rushing offered a motion to adjourn the meeting. Commissioner Simmons 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