

May 21, 2013
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 media and guests and called the meeting to order. Commissioner Ethridge gave the invocation and the pledge of allegiance.

Ms. Christy Strickland, Clerk of the Board, performed the roll call of the commissioners and staff. The following commissioners were present: Chairman Nevil, Commissioner Mosley, Commissioner Ethridge, Commissioner Rushing, Commissioner Thompson and Vice-Chairman Gibson. The following staff were present: County Manager Thomas Couch, County Attorney Jeff Akins, Chief Financial Officer Harry Starling, Developmental Services Director Andy Welch, Chief Deputy Jared Akins, County Engineer Kirk Tatum, Purchasing Director Kenny Trapnell, Public Safety Director Ted Wynn; and Public Facilities Director Bob Smith.

After Roll Call, Chairman Nevil asked for amendments or modifications to the General Agenda. County Manager Tom Couch asked to modify the agenda by moving Item # 3 under New Business to Item #5 and adding Item # 3 for the Discussion/Action to authorize the County Manager to execute a contract with Georgia Power to relocate a transmission pole in Gateway Industrial Park; and add Item # 4 for Discussion/Action to authorize the County Manager to expend up to \$20,000 individually (which is above the \$5,000 work authorization pursuant to road and bridge policies, but is below the cap for public work bids) for capital rehabilitation of small road sections in Hunters Pointe Subdivision and Westside Road. After hearing no further modifications or amendments to the agenda, Commissioner Ethridge offered a motion to approve the General Agenda with the modifications requested by the County Manager. Commissioner Mosley seconded the motion, and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, Commissioner Mosley, and Commissioner Ethridge voting in favor of the motion.

Next, Chairman Nevil asked for public comments from the audience at large or in writing. Dr. Ruth Green addressed the Board about concerns she had about the Development Authority and their Members and Ex-Officio Staff. She stated she had also

had some concerns about how funds were spent. Chairman Nevil thanked Dr. Green for coming and expressing her concerns. Commissioner Ethridge stepped out during Dr. Green's comments.

Chairman Nevil stated that the next item on the Agenda was to approve the Consent Agenda as follows: (1) To approve the minutes of the Regular Meeting and Executive Session held on May 7, 2013; (2) To Approve a Contract with Freestyle Connection for July 4, 2013 Firecracker Fest (Exhibit # 2013-047); (3) To Approve a Contract with OCS Entertainment, LLC for the Groove Eclectic for July 4, 2013 Firecracker Fest (Exhibit # 2013-048); (4) To Approve a Contract for Bulk Oil and Grease for the County Maintenance Shop (Exhibit #2013-049); (5) To approve nominations for Seat 1-B, 4-A and 4-B to the Hospital Authority (Exhibit #2013-050); (6) To Approve Nominations for two seats to the Coastal Area District Development Authority (Exhibit # 2013-051); (7) To Authorize the County Manager to execute three (3) lease renewal agreements with Georgia State Properties Commission (Exhibit # 2013-052); (8) To Approve an agreement with Ogeechee Technical College for the Bulloch County Animal Shelter and Recreation Department Stirrup Some Fun Program (Exhibit # 2013-053); and (9) To Approve a Contract Renewal with GSU for Recyclable Materials Collection and Disposal (Exhibit # 2013-054). Commissioner Thompson made a motion to approve the Consent Agenda as presented. Commissioner Gibson seconded the motion, and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, and Commissioner Mosley voting in favor of the motion.

Without any items of Old Business, Chairman Nevil stated the first item under New Business was for Discussion/Action to authorize the solicitation of Competitive Sealed Proposals for a Construction Manager-at-Risk for the Bulloch County Administrative Annex project. He called on County Manager Tom Couch to initiate discussion on the matter. Mr. Couch stated Palmer Architects had recommended using a Construction Manager-at-Risk (CMR) for the Administrative Annex Project. He explained the CMR will assist in the preconstruction phase with cost estimates and cost-saving suggestions, and will act as a general contractor during the construction phase. He stated prior to the construction phase the CMR will establish a guaranteed maximum

price (GMP), and the contract will be amended to include the GMP. Mr. Couch stated the CMR will be contractually obligated to construct the project at a total cost not to exceed the GMP, with the total cost to include the actual cost of the work plus CMR fees. He stated the CMR will be selected through a solicitation for competitive sealed proposals that complies with Georgia's public works construction laws and will be based on evaluation factors set forth in the request for proposals. Mr. Couch stated the evaluation factors will be weighted and will include factors such as qualifications, experience, and proposal presentation. He stated Mr. Garth Long with Palmer Architects was present if the Board had any questions. After hearing no further discussion, Commissioner Mosley made a motion to approve the authorization of the Solicitation of Competitive Sealed Proposals for a Construction Manager-at-Risk for the Bulloch County Administrative Annex. Commissioner Thompson seconded the motion and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, and Commissioner Mosley voting in favor of the motion.

Chairman Nevil stated the second item under New Business was for Discussion/Action to approve an agreement with Palmer Architects for Design Services for the proposed Bulloch County Administrative Annex. He called on County Manager Tom Couch to initiate discussion on the matter. Mr. Couch stated the agreement is for design services for the proposed County Administrative Annex from the schematic design phase through and including the construction phase. He stated it also anticipates using a Construction Manager-at Risk for delivery of construction services. After hearing no further discussion, Commissioner Thompson made a motion to approve an agreement with Palmer Architects for Design Services for the proposed Bulloch County Administrative Annex (See Exhibit # 2013-055). Commissioner Rushing seconded the motion and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, and Commissioner Mosley voting in favor of the motion.

Chairman Nevil stated the third item under New Business was for Discussion/Action to authorize the County Manager to execute a contract with Georgia Power to relocate a transmission pole in Gateway Industrial Park. Commissioner Ethridge returned to the meeting during this item. Chairman Nevil called on County

Manager Tom Couch to initiate discussion on the matter. Mr. Couch stated that this was discussed back in the fall and Georgia Power has given a binding estimate to move a high-wire transmission tower in the path of A.J. Riggs Road widening project. Mr. Couch stated the amount required to be taken from 02 SPLOST economic development funds is \$282,538.00, which is slightly less than the previous estimate of \$285,000.00, of which \$10,000.00 has already been spent for engineering. Commissioner Thompson stated for economic reasons he felt there was not any other choice but to approve the request. After hearing no further discussion, Commissioner Gibson made a motion to authorize the County Manager to execute a contract with Georgia Power to relocate a transmission pole in Gateway Industrial Park (See Exhibit #2013-056). Commissioner Mosley seconded the motion and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, Commissioner Mosley, and Commissioner Ethridge voting in favor of the motion.

Chairman Nevil stated the fourth item under New Business was for the Discussion/Action to authorize the County Manager to expend up to \$20,000 individually (which is above the \$5,000.00 work authorization pursuant to road and bridge policies, but is below the cap for public work bids) for capital rehabilitation of small road sections in Hunters Pointe Subdivision and Westside Road. Chairman Nevil called on County Manager Tom Couch to initiate discussion on the matter. Mr. Couch stated Pointer Road in Hunters Pointe Subdivision and a section of Westside Road at an intersection drainage culvert is in need of capital rehabilitation. He stated each section is likely to cost less than \$20,000, but to comply with County Policies and use of SPLOST funds, both projects need to be approved by the Commissioners and also for the authorization to waive sealed bid requirements pursuant to county purchasing policies. After hearing no further discussion, Commissioner Thompson made a motion to authorize the County Manager to expend up to \$20,000 individually (which is above the \$5,000.00 work authorization pursuant to road and bridge policies, but is below the cap for public work bids) for capital rehabilitation of small road sections in Hunters Pointe Subdivision and Westside Road. Commissioner Rushing seconded the motion and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, Commissioner Mosley, and Commissioner Ethridge voting in favor of the motion.

Chairman Nevil stated the fifth item under New Business was for Discussion only on Fingerprint Electric Time Clocks. He called on Commissioner Thompson to initiate discussion on the matter. Commissioner Thompson stated he has been researching the fingerprint metric time clocks and would like to see them implemented throughout the Departments in the County as soon as possible. He stated they would be beneficial in keeping more accurate time and attendance of employees. County Manager Tom Couch stated he agreed it would help with time and attendance but the staff is looking into a system that would automatically download into payroll to try and help with some errors that have been happening. He stated he would look into all options and report back to the Board when a solution was found that would benefit everyone. There was only discussion on this item, and no action was taken.

Next, Chairman Nevil asked for any general comments or statements from the Commissioners. Commissioner Ethridge, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson and Commissioner Gibson thanked everyone for their hard work and welcomed Public Facilities Director Bob Smith back after his medical leave.

Next, Chairman Nevil asked for comments from the Staff. Clerk of the Board Christy Strickland reminded the Commissioners about the Freedom Courtyard Celebration at the Center for Wildlife on May 28, 2013. Public Facilities Director Bob Smith thanked the Commissioners and staff for all their support and prayers during his medical leave.

Chairman Nevil asked if there were any further comments from the Commission or Staff. Hearing no further comments from the Board or Staff, Chairman Nevil stated that there was no further business expected for the open session of the regular agenda, and the Board must close the meeting and enter into Executive Session to discuss Potential Litigation. Chairman Nevil stated that at the conclusion of the Executive Session, which was expected to last about fifteen minutes, the Board would reconvene and in all likelihood move for adjournment. Chairman Nevil called for a motion to adjourn into Executive Session in accordance with the provisions of O.C.G.A. 50-14-2 (1) and other applicable laws, pursuant to the advice of the County Attorney, Jeff Akins, for the purpose of discussing Potential Litigation. Without further discussion,

Commissioner Gibson offered a motion to enter into Executive Session to discuss Potential Litigation (Exhibit #2013-057). Commissioner Mosley seconded the motion, and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, Commissioner Mosley, and Commissioner Ethridge voting in favor of the motion.

The meeting was reconvened, and Chairman Nevil asked if there were any further comments from the Commission or Staff. Hearing no further comments from the Board or Staff, Chairman Nevil asked for a motion to adjourn. Commissioner Ethridge offered a motion to adjourn the meeting. Commissioner Mosley seconded the motion, and it carried unanimously with Commissioner Gibson, Commissioner Thompson, Commissioner Rushing, Commissioner Mosley, and Commissioner Ethridge voting in favor of the motion.

J. Garrett Nevil, Chairman

Attest: Christy Strickland, Clerk of the Board