

**CAMDEN COUNTY BOARD OF COMMISSIONERS MEETING
TUESDAY, APRIL 1, 2003, 6:00 P.M.
WOODBINE, GEORGIA**

A regular meeting of the Camden County Board of Commissioners was held on Tuesday, April 1, 2003, at 6:00 p.m. in the Commissioners' Meeting Room at the Courthouse in Woodbine, Georgia

Present: Commissioner Stephen L. Berry, Commissioner Sanford S. Feller, Commissioner David L. Rainer, Commissioner E. B. Herrin, Jr., Commissioner Preston Rhodes, County Attorney O. Brent Green and Interim County Administrator Penny Woodard.

Commissioner Rainer called the meeting to order at 6:00 p.m.
Commissioner Rhodes delivered the invocation.
Commissioner Rainer led the Pledge of Allegiance.
The roll call indicated all Commissioners were present.

AGENDA AMENDMENTS:

Motion by Mr. Rhodes, seconded by Mr. Feller and voted unanimously to delete the Presentation: Preliminary Transportation Plan by Jordan, Jones & Goulding [JJ&G] from the agenda.

Motion by Mr. Rhodes, seconded by Mr. Feller and voted unanimously to adopt the agenda

PROCLAMATION: The Board accepted a proclamation by acclamation declaring April 6-12, 2003, National Library Week.

PUBLIC HEARING: None

PRESENTATION: None

WORK SESSION: Contract with Terrabind International for unpaved road stabilization

Road Superintendent Mr. Larry Lampe informed the Board about a potential contract in the amount of \$14,273.27 with Terrabind International for stabilization of 2 miles of Incachee Road, south and west of New Post Road. He said the soil stabilization product, patented by Terrabind, contains citrus fibers to improve the binding. Mr. Lampe said the Road Department has been conducting a study of the product for 2 years and has concluded that its improved version will work with the county's soil conditions. Mr. Lampe told the Board that Terrabind International has agreed to apply the product to 2 miles of road for the price of 1 to allow the County to analyze the effectiveness of their new product. The process should stabilize the road for 5 to 6 years, minimum, according to Mr. Lampe. Board members also thought it a good idea to take a field trip to Pierce County, which has applied the product to some of their roads, and view those roads' condition.

PUBLIC COMMENTS: None

Approval of Minutes for the March 18, 2003 Regular Commission Meeting

Motion by Mr. Feller, seconded by Mr. Herrin, and voted unanimously to approve the minutes for the Regular April 1, 2002 Commission Meeting, as amended by the Clerk.

1. Reports:

Ms. Woodard reviewed the April and May calendars.

2. Unfinished Business: Creekside Oak Estates

Motion by Mr. Feller, seconded by Mr. Heron, and voted unanimously to approve the Planning Commission's recommendation on Creekside Oak Estates. Bluff Properties, Inc. requested Final Plat approval for Creekside Oak Estates at the March 18th, 2003 Board Meeting, but the item was tabled because the developer did not present a letter of credit. Creekside Oak Estates is a 42-lot subdivision in the R-1 zoning district on Dover Bluff Road. The property is identified as a portion of Parcel 12 on Zoning/Tax Map 126.

3. NEW BUSINESS:

a. Tax Release Applications

Motion by Mr. Herrin, seconded by Mr. Rhodes, and voted unanimously to approve the tax release applications.

b. Road Department Business

Motion by Mr. Rhodes, seconded by Mr. Heron, and voted unanimously to accept a resolution to declare the Bull Head Bluff neighborhood a disaster area due to flooding from heavy rains. Via the resolution, the Road Department has been authorized to grade the private road on a one-time basis only, in order to alleviate the current impassable road conditions. Road Superintendent Larry Lampe said the road is in such bad condition that emergency vehicles and school buses cannot get in and out of the Bull Head Bluff area, affecting about 35 families.

Motion by Mr. Rhodes, seconded by Mr. Heron, and voted unanimously to accept the Quit Claim deed to Trader Lane from C. McNeill Baker, Jr. This deed parcel consists of .24 of an acre. Trader Lane has now been established as a public road, and was in the past maintained by the County.

Motion by Mr. Rainer, seconded by Mr. Rhodes, and so voted to accept the Quit Claim deed to Oakwell Road South from Davis & Sons, Enterprises. This deed parcel consists of .50 of an acre. Oakwell Road South has now been established as a public road, and was in the past maintained by the County.

So Voted 4-1

Mr. Berry - yea
Mr. Feller - nay
Mr. Rainer - yea
Mr. Heron - yea
Mr. Rhodes - yea

The motion carried.

Motion by Mr. Feller, seconded by Mr. Herrin, and voted unanimously to table consideration of the contract with Terrabind International for unpaved road stabilization.

c. Resolution, Kellie Lane and Ware Streets

Motion by Mr. Rhodes, seconded by Mr. Berry, and voted unanimously to adopt the resolution to accept Kellie Lane and Ware Streets as public roads of Camden County, Georgia.

d. Resolution, Third Street

Motion by Mr. Herrin, seconded by Mr. Rhodes, and so voted to adopt the resolution to accept Third Street as a public road of Camden County, Georgia.

So Voted 4-1

Mr. Berry - yea
Mr. Feller – nay
Mr. Rainer – yea
Mr. Herrin – yea
Mr. Rhodes - yea

The motion carried.

4. Adjourn into Executive Session to discuss Litigation, Real Estate and Personnel (6.34 p.m.)

Motion by Mr. Rhodes, seconded by Mr. Feller, and voted unanimously that this Board now enters into closed session as allowed by O.C.G.A. Sec. 50-15-4, and pursuant to advice by the County Attorney, for the purpose of discussing litigation, real estate and personnel.

That upon conclusion of the discussion or deliberation in the closed session portion of the meeting that this body enter back into open session, open to the public, at which point an announcement will be made in the Commissioner's Meeting Room that this Board is back in session.

That upon coming back into open session that this body ratify the consensus taken in closed session; and

That this body, in open session, adopt a resolution authorizing and directing the chairman to execute an affidavit in compliance with a.C.G.A. Sec. 50-14-4, and that this body confirm the actions of the Board in closed session were as required by law and approved by the County Attorney.

6. Reconvene: (7:25 p.m.)

Motion by Mr. Feller, seconded by Mr. Herrin, and voted unanimously to reconvene the meeting.

Chairman Rainer signed the affidavit as required by O.C.G.A. Sec. 50-14-4(b). The original copy of the affidavit is on file in the County Clerk's office, and a copy is attached to these minutes.

Motion by Mr. Rhodes, seconded by Mr. Herrin, and so voted to have Interim County Administrator Penny Woodard prepare a reorganization to be presented to the Board at the next regular meeting.

Mr. Berry said this plan would be an initial set of reorganizations which the Board will consider during the next three months.

So Voted 4-1

Mr. Berry – yea
Mr. Feller - nay
Mr. Rainer - yea
Mr. Herrin - yea
Mr. Rhodes – yea

The motion carried.

7. Adjournment: (7:26 p.m.)

Motion by Mr. Rhodes, seconded by Mr. Feller, and voted unanimously to adjourn the meeting.

Respectfully submitted,

David L. Rainer
Chairman

Denise Etheridge
Executive Secretary/County Clerk

RESOLUTION OF THE CAMDEN COUNTY
BOARD OF COMMISSIONERS

BE IT RESOLVED by the Camden County Board of Commissioners as follows:
At the meeting held on the 1st of April, 2003, the Board of Commissioners entered into closed session for the purpose of discussing personnel, litigation, and real estate. At the close of the discussions on this subject, the Board did agree to reconvene into open session and herewith takes the following action in open session:

- (1) The actions of the Board and the discussions of the same regarding the matter set forth for closed session purposes are hereby ratified.
- (2) Each member of this body does hereby confirm that to the best of their knowledge, based upon the advice of the County Attorney, who was present during said closed session, that said subject matter of the meeting and the closed session portion was devoted to matters within the exceptions provided by law and the specific relevant exception is the subject matter as set forth above.
- (3) The Chairman of this Board, or the presiding officer, is hereby authorized and directed and pursuant to the Resolution shall execute an affidavit, in full support of the members of this Board, in order to comply with O.C.G.A. Sec. 50-14-4(b).
- (4) The affidavit shall be included and filed with the official minutes of the meeting and shall be in a form as required by the statute, which shall be substantially as follows:

AFFIDAVIT AS REQUIRED UNDER O.C.G.A. Sec. 50-14-4(b)

Personally appeared before the undersigned attesting officer duly authorized to administer oaths, David L. Rainer, who, after being duly sworn, deposes and on oath states the following:

- (1) I was the chairperson/presiding officer of a meeting of the Camden County Board of Commissioners held on the 1st day of April, 2003.
- (2) The subject matter of the closed portion of the meeting which was closed for the purposes of discussing personnel, litigation & real estate as allowed by the O.C.G.A. Sec. 50-14-2 and Sec. 50-14-3 was devoted to matters within those exceptions and as provided by law.
- (3) This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. Sec. 50-14-4(b) that such an affidavit be executed.

This 1st day of April, 2003.

David L. Rainer
Chairperson/Presiding Officer

Sworn to and subscribed before me
this 2nd day of April, 2003.

Denise Etheridge
Notary Public

Motion by Preston Rhodes, seconded by Sanford S. Feller, and voted unanimously that this Board now enters into closed session as allowed by O.C.G.A. Sec. 50-15-4 and pursuant to advice by Brent Green, County Attorney, for the purpose of discussing personnel, litigation, & real estate.

That upon the conclusion of the discussion or deliberation in the closed session portion of the meeting that this body enter back into open session, open to the public, at which point an announcement will be made in the Commissioners' Meeting Room that this Board is back in session.

That upon coming back into open session this body ratify the consensus taken in closed session; and

That this body, in open session, adopt a resolution authorizing and directing the chairman to execute an affidavit in compliance with O.C.G.A. Sec. 50-14-4, and that this body confirm that the actions of the Board in closed session were as required by law and approved by the County Attorney.