

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

October 2, 2012

POST SUMMARY MINUTES

PRESENT: Chairman Eldrin Bell, Vice-Chairman Wole Ralph, Commissioner Sonna Singleton, Commissioner Michael Edmondson, Commissioner Gail Hambrick, and Clerk Shelby D. Haywood.

1. Chairman Bell called the meeting to order.
2. Invocation was led by Clayton County Police Department Chaplain Wally Woodcock, and a Moment of Silence was observed for Chaplain Woodcock's daughter, who is in Southern Regional Hospital. Pledge of allegiance to the flag was led by Chairman Bell.
3. Adopted the agenda with the addition of Resolution 2012-205 – Authorizing the County to enter into service agreements with Motorola Solutions, Inc., providing for the terms and conditions under which services will be rendered to the County to maintain the E-911 Communications System. Also, five (5) appointments were made to the Community Service Board. The vote was unanimous. (Note: Carol Rogers, Contracts Administrator, Central Services/Risk Management, stood in for Theodis Locke, Interim Director Central Services/Risk Management, to present requests before the Board.)
4. Approved the minutes of the September 18, 2012 Special Called Meeting, the September 18, 2012 Regular Business Meeting, and the September 24, 2012 Special Called Meeting. Chairman Bell noted for the record that he will abstain from those portions of the September 24th meeting where he was not present. The vote was unanimous.
5. Carol Rogers, Contracts Administrator, Central Services/Risk Manager, presented one (1) item which resulted in the following Board action:
 - 1) Approved a contract for Clayton County Police vehicle equipment. The annual contract is for an indefinite quantity for a variety of vehicle equipment to be supplied and installed in various levels of command vehicles, as requested by the Chief of Police. The contract is with Trans Comm Services, Inc., located in Griffin, Georgia. Section I of the contract is for uniform vehicle equipment at a cost of \$11,485.50 per vehicle; Section II is for police Uniform K-9 at \$13,135.50 per vehicle; and Section III is for administration at \$1,749.00 per vehicle. The contract is renewable for two (2) additional one (1)-year periods. The vote was unanimous.
6. Angela Jackson, Director of Finance, presented three (3) "Clean-Up Budget Amendments" for FYE 6-30-12 to recognize and/or amend in revenue, three (3) Budget Amendments, and one (1) Request for Refund which resulted in the following board actions:

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- 1) Approved Budget Amendment #2-67/Superior Court/FYE 6-30-12, in the amount of \$243.00, to cover the cost of fees. The vote was unanimous.
- 2) Approved Budget Amendment #2-68/District Attorney/FYE 6-30-12, in the amount of \$37.00, to cover the cost of additional office supplies. The vote was unanimous.
- 3) Approved Budget Amendment #2-69/Landfill Fund/FYE 6-30-12, in the amount of \$438.00, to cover the cost of additional tire disposal. The vote was unanimous.
- 4) Approved Budget Amendment #2-11/Senior Services/FYE 6-30-13, in the amount of \$75,000.00, to add the costs for the Kinship Care Grant (Grandparents Raising Grandchildren) which is not funded by the Georgia Department of Human Services. The vote was unanimous.
- 5) Approved Budget Amendment #2-12/Police Department/FYE 6-30-13, in the amount of \$1,050,000.00, to purchase 30 police vehicles. The motion carried 3-1. Commissioner Edmondson voted in opposition.

During the question period for the motion, Commissioner Edmondson questioned how much money the County has in unreserved Fund Balance and if the County can afford the purchase. He referred to a pre-meeting in September when he asked Ms. Jackson if she knew how much was in unreserved Fund Balance. Commissioner Edmondson further stated that Ms. Jackson did not have a clear answer at the time, but that Mr. Starr said the County had \$1,000,000.00 the Board could use in excess revenues.

Ms. Jackson said the auditors came in on the morning of Monday, Oct. 1, 2012, to evaluate and review the County's books; i.e., outstanding entries and invoices. Once all of that is completed, Ms. Jackson said she would have a better idea of the actual balance, but she estimated that the Fund Balance is about \$40,000,000.00 with an unreserved amount of between \$30,000,000.00 and \$33,000,000.00.

Commissioner Edmondson said last month during his conversation with Ms. Jackson, she said the Fund Balance was about \$5,000,000.00, but that the County could not use all of that because some of it was allocated toward previous years budgets and receipts and invoices that are still outstanding.

Ms. Jackson said \$5,000,000.00 is set aside for litigation involving the City of Atlanta, and some is reserved for encumbrances where the purchases were made last year but the County has not been

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invoiced for those yet. The County, however, will have to pay for those goods or services that have been ordered.

Commissioner Edmondson responded that he understood that, but he still wanted to know how much money the County had to spend in its budget. Ms. Jackson said an estimate of unreserved funds would be between \$33,000,000.00 and \$35,000,000.00. Commissioner Edmondson asked if the County had that amount in excess money in the General Fund, to which Ms. Jackson responded that would be the amount at the end of the year. The cause of this was the County's sale of the airport, and several other areas that have caused the County to have additional funds for the end of the fiscal year.

Commissioner Edmondson said that was wonderful news, but he sought clarification because last month Ms. Jackson said she was comfortable saying the County had as much as \$5,000,000.00 and the County Manager said there was at least \$1,000,000.00 probably in excess revenue.

County Manager Wade Starr asked for permission to interject. He said that Ms. Jackson did not say \$5,000,000.00, but had in fact said \$40,000,000.00 in response to Commissioner Edmondson's query as to if there was enough money in the budget. Mr. Starr stated that good budget practices dictate that the County keeps \$25,000,000.00 at minimum in unrestricted Fund Balance. Furthermore, to keep the County's bond rating, Mr. Starr said, it is suggested that the amount be in the mid-\$30,000,000.00 range because of the County's dependency on Delta Airlines and the size of Delta relative to the County's tax digest.

Commissioner Edmondson said he understood the concept of why that excess amount needs to be maintained, but his concern was that Budget Amendment #2-12 (Police Department/FYE 6-30-12, in the amount of \$1,050,000.00, to purchase 30 police vehicles) would cause the County to spend \$1,000,000.00 that it does not have. He referred to his conversation last month with Ms. Jackson and Mr. Starr, in which Mr. Starr said the County has at least \$1,000,000.00 in excess revenue collected in response to Commissioner Edmondson's question to Ms. Jackson, where she said the County had \$5,000,000.00 but could not spend it all.

Mr. Starr rebutted that this was not what Ms. Jackson said. Mr. Starr stated that during that conversation, Commissioner Edmondson asked if the County could spend \$1,000,000.00, to which Mr. Starr responded that the County could spend over \$1,000,000.00. To clarify, Commissioner

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Edmondson stated that right now the County has \$40,000,000.00 of unreserved Fund Balance, with which it can do anything it wants, but that balance should be kept in the mid-\$30,000,000.00 range.

Mr. Starr said Ms. Jackson believed that when everything was reconciled, the amount would be somewhere between \$33,000,000.00 and \$35,000,000.00. Commissioner Edmondson asked Mr. Starr to allow Ms. Jackson to speak for herself. He surmised that the request is to pull \$1,000,000.00 out of the estimated \$33,000,000.00 to \$35,000,000.00 the County has available. Commissioner Edmondson asked for a bottom line of what the County can spend. As he continued to re-state his question, Chairman Bell asked Commissioner Edmondson to allow Ms. Jackson to answer. Ms. Jackson said the County could spend \$1,000,000.00.

6) Approved Budget Amendment #2-13/Sheriff's Office/FYE 6-30-13, in the amount of \$6,700.00, to provide for a required update to the Automated Fingerprint Identification System. The vote was unanimous.

7) Approved a Request for Refund – Demolition Bond, in the amount of \$500.00, for Ray Hall of Duluth, Georgia, for clean-up of the lot at the property located at 652 Johnson Road, Jonesboro, Georgia. The vote was unanimous.

7. Renee Bright, Director of Human Resources, presented one (1) item which resulted in the following board action:

1) Approved a request to renew the Humana Medicare Advantage coverage for the policy period January 1, 2013 – December 31, 2013. The plan was in effect for Clayton County retirees that were enrolled in Medicare. There were no coverage changes for the upcoming year, but there was a 4.8% increase in premiums. There had not been an increase in the coverage since its inception on January 1, 2010. The number of participants enrolled in the coverage is 291, and the total estimated additional cost for the County would be \$36,588.00 annually. The motion carried 4-1. Commissioner Edmondson voted in opposition.

8. Approved Resolution 2012-199 authorizing Clayton County to enter into a Grant Agreement with the Governor's Office of Highway Safety and, in accordance therewith, accept grant funds (\$90,800.00 with no local match from the County required) on behalf of the Clayton County Police Department associated with the H.E.A.T. Program; to authorize the Chairman to execute the agreement,

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and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; etc. The vote was unanimous.

9. Approved Resolution 2012-200 authorizing Clayton County to enter into a Memorandum of Understanding with the Georgia Public Defender Standards Council for FY-2013, providing for the delivery of indigent defense services under the Georgia Indigent Defense Act; to authorize the Chairman to execute the Memorandum of Understanding and to perform all acts necessary to accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; etc. The vote was unanimous.

During the question period, Commissioner Edmondson asked Interim County Attorney Jack Hancock if the agreement were the same as in years past, to which Mr. Hancock responded that it was.

10. Approved Resolution 2012-201 authorizing Clayton County to collaborate with county agencies and representatives in support of the Kids Outdoors Initiative and the Georgia Children's Outdoor Bill of Rights, and to sponsor the 4th Annual Clayton County Parks and Recreation/Lake Spivey Road Race for the Kids Outdoors Initiative at the First Christian Church; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; etc. The vote was unanimous.

11. Approved Resolution 2012-202 authorizing the Clayton County Department of Parks and Recreation, in conjunction with Commissioner Gail Hambrick's recognition of volunteers in District 2, to host its Annual Fall Festival at Flat Shoals Park; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; etc. The vote was unanimous.

12. Approved Resolution 2012-203 authorizing Clayton County to enter into a Memorandum of Understanding (M.O.U.) with Fulton County, Georgia, for the operation of a Joint Anti-Drug Task Force; to authorize the Chairman to execute the M.O.U.; and otherwise perform all acts necessary to

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accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the M.O.U.; to provide an effective date of this resolution; etc. The vote was unanimous.

13. Approved Resolution 2012-204 authorizing Clayton County to enter into a Memorandum of Understanding (M.O.U.) with the United States Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) to participate in a Joint Task Force to focus on violent crimes and firearms trafficking within the County; to authorize the Chairman or the Chief of Police as his designee to execute the M.O.U. and Overtime Authorization Agreement; and otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the M.O.U. and the Overtime Authorization Agreement; to provide an effective date of this resolution; etc. The vote was unanimous.

14. Approved Resolution 2012-205 authorizing the County to enter into service agreements with Motorola Solutions, Inc., providing for the terms and conditions under which services will be rendered to the County to maintain the E-911 Communications System; to authorize the Chairman to execute the agreements and otherwise perform all other acts necessary to accomplish the intent of the resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required; to provide an effective date of this resolution; and for other purposes. The vote was unanimous.

15. Approved one (1) appointment to the Housing Authority Board. The term of James Searcy is unexpired due to his resignation. Remaining term expires on May 11, 2014.

Motion by Commissioner Singleton, second by Vice-Chairman Ralph, to appoint Kenneth Gilmore of Jonesboro, Georgia to the Housing Authority Board to fill the unexpired term of Mr. Searcy. The vote was unanimous.

16. Approved three (3) appointments to the Library Board. The term of Tonya L. Clements expired on July 31, 2012, and the terms of Gwen McQueen, Judy M. Serritella, and Arlene Webster expired on June 30, 2012. New terms are for three (3) years; expiring on July 31, 2015 and June 30, 2015, respectively.

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Motion by Commissioner Singleton, second by Vice-Chairman Ralph, to appoint Daniel Small of Jonesboro, Georgia to serve on the Library Board. The vote was unanimous.

Motion by Commissioner Hambrick, second by Vice-Chairman Ralph, to reappoint Ms. Webster to the Library Board. The vote was unanimous.

Motion by Commissioner Edmondson, second by Chairman Bell, to reappoint Ms. McQueen and Ms. Serritella to the Library Board. The motion carried 3-0. Vice-Chairman Ralph and Commissioner Hambrick did not vote.

17. Approved two (2) appointments to the Tourism Authority Board. The term of Tom Maples expired on April 30, 2012, and the term of Clint Magby expired on June 30, 2012. New terms are for four (4) years; expiring on April 30, 2016 and June 30, 2016, respectively.

Motion by Vice-Chairman Ralph, second by Commissioner Singleton, to reappoint Mr. Magby to the Tourism Authority Board. The vote was unanimous.

Motion by Commissioner Edmondson, second by Vice-Chairman Ralph, to reappoint Mr. Maples to the Tourism Authority Board. The vote was unanimous.

18. Approved five (5) appointments to the Community Service Board.

Motion by Commissioner Singleton, second by Chairman Bell, to appoint Tim Carter of Ellenwood, Georgia and Gabrielle Starr of Rex, Georgia to the Community Service Board. The vote was unanimous.

Motion by Vice-Chairman Ralph, second by Chairman Bell, to appoint Kysha McPherson of Jonesboro, Georgia to the Community Service Board. The vote was unanimous.

Motion by Commissioner Edmondson, second by Chairman Bell, to reappoint Bob Reynolds to the Community Service Board. The vote was unanimous.

Motion by Commissioner Hambrick, second by Chairman Bell, to appoint NaJeebah Butler of Riverdale, Georgia to the Community Service Board. The vote was unanimous.

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(Note: Birney Bomaster was originally nominated by Commissioner Singleton to serve on the Community Service Board, but Dr. Aundria D. Cheever, Executive Director of the Community Service Board, informed the Board that Mr. Bomaster asked that he not be nominated. Commissioner Singleton withdrew the nomination prior to the nomination of Mr. Carter and Ms. Starr.)

PUBLIC COMMENT:

1. Mr. Carl Swensson of Morrow spoke about the County's handling of SPLOST funds.
2. Ms. Stella Gorman of Jonesboro asked that community members be given longer than just two minutes to make comments and that property taxes in the County be reduced. Chairman Bell responded that the Board had done that.
3. Mr. Joseph Brown of Jonesboro said that he did not feel the County should enforce drug laws because the "War on Drugs" does not work.

Motion by Vice-Chairman Ralph, second by Commissioner Singleton, to go into Executive Session in the Commissioners' Conference Room to discuss litigation and personnel matters at 7:37 p.m. The vote was unanimous.

The Executive Session adjourned at 7:50 p.m.

Motion by Commissioner Hambrick, second by Commissioner Singleton, to reconvene the Regular Business Meeting in the Commissioners' Boardroom at 7:50 p.m. The motion carried 4-0. Vice-Chairman Ralph was absent.

Chairman Bell made a motion to appoint Theodis Locke as Director of Central Services/Risk Management. Mr. Locke had been serving as the Interim Director. The motion was seconded by Commissioner Hambrick and carried 4-0. Vice-Chairman Ralph was absent.

There being no further business to discuss, motion by Commissioner Hambrick, second by Commissioner Singleton, to adjourn the Regular Business Meeting of October 2, 2012 at 7:51 p.m. The motion carried 4-0. Vice-Chairman Ralph was absent.