

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

July 15, 2014

POST SUMMARY MINUTES

PRESENT: Chairman Jeffrey E. Turner, Vice-Chairman Shana M. Rooks, Commissioner Sonna (Singleton) Gregory, Commissioner Gail Hambrick, and Clerk Shelby D. Haywood. [NOTE: Commissioner Michael Edmondson was absent].

1. Chairman Turner called the meeting to order.
2. Invocation was led by Reverend Cherry Hymes. Pledge of allegiance to the flag was led by Chairman Turner.
3. Amended the agenda by deleting the following subsections under item #9; subsection 10 (**RFP Pkg. #13-75 Commissary Services at the Clayton County Jail, Annual Contract** (A'viands, LLC, located in Roseville, Minnesota – No cost to the County), as requested by the Sheriff's Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater); subsection 13 (**RFP Pkg. #14-10 Inmate Pay Phone for Clayton County Jail and Prison, Annual Contract** (Multi-Award: Secures Technologies, located in Dallas, Texas and Global Tel*Link Corporation, located in Reston, Virginia. Funding is available through the General Fund), as requested by the Sherriff's Department and the Correctional Institute/Prison Departments. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater); subsection 14 (**RFB Pkg. #14-13 Inmate Uniforms & Bedding Supplies, Annual Contract** (Multi-Award: Bob Barker Company, Inc., located in Fuquay-Varina, North Carolina and Uniforms Manufacturing, Inc., located in Scottsdale, Arizona. Funding is available through the General Fund), as requested by the Sheriff's Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-

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budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval); subsection 13 (**RFP Pkg. #14-17 Inmate Food Services for the Clayton County Sheriff's Office, Annual Contract** (A'viands, LLC, located in Roseville, Minnesota; Average Meal cost .84 cents. Funding is available through the General Fund), as requested by the Sheriff's Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater); subsection 18 (**RFP Pkg. #14-34 Inmate Health Care for Clayton County Jail, Annual Contract** (Correct Care Solutions, LLC, located in Nashville, Tennessee; Average cost \$9.30. Funding is available through the General Fund), as requested by the Sheriff's Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater); adding an Emergency Request for a sixty (60)-day) Contract Extension, 2nd Amendment for Inmate Pay Phone Services at the Clayton County Prison; revising the language for item #20 from (Resolution 2014-175 – A Resolution authorizing Clayton County to adopt and submit the Clayton County's Comprehensive Plan (2014-2034) to the Atlanta Regional Commission and the Georgia Department of Community Affairs for review and certification; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes) to (Resolution 2014-175 – A Resolution authorizing Clayton County to submit the Clayton County's Comprehensive Plan (2014-2034) to the Atlanta Regional Commission and the Georgia Department of Community Affairs for review and certification; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes); and revising the language from item #21 (Resolution 2014-176 – A Resolution authorizing Clayton County to review (**to renew**) an Agreement for General Engineering and Consulting Services with Jacobs Engineering Group, Inc. to perform additional consulting services for Fiscal Year 2015; to authorize the Chairman to execute the agreement and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the

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Chief Financial Officer 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; and for other purposes). The agenda was adopted, as amended, as all commissioners had copies before them. The motion carried 4-0.

4. Approved the June 23, 2014 Special Called Meeting, the July 1, 2014 Regular Business Meeting, and the July 5, 2014 Special Called Meeting minutes.

Motion by Vice-Chairman Rooks, second by Commissioner Sonna (Singleton) Gregory, to approve the June 23, 2014 Special Called Meeting minutes. Commissioner (Singleton) Gregory abstained. The motion carried 3-0-1.

Motion by Vice-Chairman Rooks, second by Commissioner Sonna (Singleton) Gregory, to approve the July 1, 2014 Regular Business Meeting minutes. The motion carried 4-0.

Motion by Vice-Chairman Rooks, second by Commissioner Sonna (Singleton) Gregory, to approve the July 5, 2014 Special Called Meeting minutes. Commissioner Hambrick abstained. The motion carried 3-0-1.

5. **PUBLIC HEARING:** To solicit citizen input on the abandonment of a portion (1.13 acres) of Sherman Road.

1) Mr. John Holloway, SPLOST Administrator for the Construction Department at Clayton County Public Schools, stated that the school system had a vested interest in the abandonment of Sherman Road due to its interest in building a school on that property. He affirmed that the roadway has been abandoned for many years, but it was never legally entered into public record. Mr. Holloway requested that the Board approve the resolution being presented in tonight's meeting, formally abandon Sherman Road, and place it on the county records.

6. **PUBLIC HEARING:** To solicit citizen input on the Police Department's request to apply for and accept a \$101,647.00 grant from the Edward Byrne Memorial Justice Assistance Grant Program to be used to purchase equipment and provide training.

No one was present to make comments about the Edward Byrne Memorial Justice Assistance Grant program.

7. **PUBLIC COMMENT:** Citizens will be given a three (3)-minute maximum time limit to speak

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Before the Board of Commissioners about various topics, issues, and concerns. Following thirty minutes of hearing from the public, the Board of Commissioners will allow the remainder of citizens who have signed up to be heard at the next Tuesday business meeting.

1) Timothy Jefferson expressed to the Board his ideas for economic development and revenue generating opportunities for Clayton County. Mr. Jefferson voiced that he has his own comprehensive plan, has sown seeds in the community and invested his own money to move the County forward. He concluded he would like to partner with Economic Development Director Grant Wainscott in order to move the county forward in the entertainment industry.

2) Dr. Henry Anderson, a Clayton County resident, greeted the commissioners and expressed appreciation to the Board for televising the Board meetings. He gave accolades and recognized the good decisions that have been made by the Board to help benefit the citizens of Clayton County. Dr. Anderson also evaluated the county's agencies as being dedicated, professional and providing service far above and beyond his expectations. He acknowledged the Board's approval to hire two (2) additional code enforcement officers for the County and thanked the Board for its time and attention.

3) Cynthia Freeman, a Clayton County resident, came before the Board to express her willingness to serve on the Homeowners' Association Board. Ms. Freeman emphasized that she moved from the West Coast to the County for the amenities and cost of living. She voiced her concerns about the rules and powers of the HOA Board which have left her dismayed, and she requested some tool of mediation regarding issues of best practices and principles. In closing, Ms. Freeman thanked Chairman Turner for his leadership and support.

Chairman Turner thanked Ms. Freeman for her willingness to serve and asked her to keep in touch with his office.

4) Danny Kirby, a Clayton County resident, came before the Board and requested that the County allocate the funds for a free spay/neuter program for Clayton County residents which will reduce over-population of animals that result in euthanizing these animals. Per Mr. Kirby, Animal Control is killing animals and this Board needs to make Clayton County a "No Kill County."

5) Kimberly Kirby, a Clayton County resident, thanked the Board for making positive changes in Animal Control and having a detective there for the animal cruelty cases. Although changes have been made, she expressed to the Board a few complaints about the staff. Ms. Kirby stated she was still concerned that Lake City, Georgia asks Forest Park, Georgia to bring animals to

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Clayton County Animal Control without payment, which only over-populates and puts more stress on the County's Animal Control. She concluded that more pens are needed at the shelters to hold animals for rescue, and the County needs to take the necessary actions expeditiously.

Chairman Turner asked Ms. Kirby how long she thought it would take the County to build a new Animal Control Facility.

Ms. Kirby replied the facility was supposed to be built five (5) years ago.

Chairman Turner affirmed that the County is moving forward and, even with a signed contract today, the facility would not be built today.

Ms. Kirby answered she understood what Chairman Turner meant, but she has been asking questions and getting no answers.

Chairman Turner asked if she had taken her concerns to Police Chief Greg Porter.

Ms. Kirby responded that she spoke with Deputy Police Chief Gina Hawkins but did not get any assistance.

6) Maria Dorough, co-founder of Partners for Pets, thanked the Board for its continuous support of Clayton County Animal Control. Ms. Dorough gave accolades and recognized Chief Greg Porter and Deputy Police Chief Gina Hawkins for the tremendous strides they have been making in moving the Animal Control Facility forward. She noted that Partners for Pets has saved approximately ten thousand animals over three (3) years. Mr. Dorough stated her dream is to see every animal at the Clayton County Animal Control Facility healthy and spayed and neutered. She concluded that Chief Porter is doing a great job by working to put more kennels in and she was grateful for his work.

7) Linda Ingram, a Clayton County resident, stated that Clayton County citizens have waited patiently for five (5) years for the new Animal Control Facility. Ms. Ingram requested the Board to inform citizens about the plans for the Animal Control Facility. She stressed that the Animal Control Facility needs to be a high priority and more kennels are needed to rescue animals. Ms. Ingram asked the Board to expeditiously proceed with the Animal Control Facility because the existing Animal Control Facility is much too small to support incoming cats and dogs.

Commissioner (Singleton) Gregory requested the Ordinance for "Public Comment" to be reiterated at every business meeting as it applies to conduct in terms of civility and courtesy.

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8) Sue Verner confirmed she did not live in Clayton County but there were people outside the county who supported the new Animal Control Facility. Ms. Verner stated she has been fostering for Clayton County Animal Control for many years and encourages a “No Kill County.”

Chairman Turner asked the next speaker, Miyoshi Bourget, to be mindful of the “Public Comment” Ordinance.

9) Miyoshi Bourget greeted the commissioners and commended them on their approval of the whole penny sales and use tax levy for public transportation. She thanked the Board for listening to Clayton County residents and moving forward in assuring that the County is not unlivable and it is also positioned for prosperity in the future. Ms. Bourget stated now is the time to put strategies in place to strengthen retail structures and get retailers to fill the gaps to prevent citizens from going outside the County to shop. She further stated the County must create core thinking strategies that would retain the County’s existing retailers and stop the sales tax leakage out of the County that is currently gushing into Henry, Fayette and Fulton Counties. Ms. Bourget stressed that the County needs a comprehensive, robust retail retention and improvement plan designed to increase sales tax activity throughout all of Clayton County. In addition to strategies, the County needs a leader in the Office of Economic Development who will tirelessly work to find ways to create a robust retail economy in Clayton County. Ms. Bourget requested that the County ensure that the whole penny sales tax will be successful enough to sustain transit in the County long term. She implored the Board to continue building Clayton County by putting the right people in place for retail enhancement.

Vice-Chairman Rooks asked Maria Dorough, co-founder of Partners for Pets, to identify animals that her organization is unable to adopt.

With enough time, Ms. Dorough stated Partners for Pets can get any animal out of Animal Control, except aggressive animals.

Vice-Chairman Rooks then asked if these animals had been identified as vicious or dangerous; for instance, pit bulls.

Ms. Dorough responded yes, her organization had pit bulls in foster groups.

For clarification, Commissioner (Singleton) Gregory told Ms. Bourget that her public comment stated the Board voted on the whole penny sales and use tax levy for public transportation. In reality, the Board voted to simply allow the referendum for the whole penny sales and use tax levy for public

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transportation to be put on the November ballot. She said she did not want that to be misunderstood by the citizens.

8. PRESENTATION: "Update on the 2014 Livable Centers Initiative" (presented by Senior Transportation Planner Wade Carroll of Jacobs Consulting).

Economic Development Director Grant Wainscott came before the Board and noted that one of the many hats his office wears is overseeing redevelopment district; one being the old Mountain View Area, North to Northeast portion of Clayton County, that includes the land North of Interstate 285 and east of Interstate 75 up to the Fulton County border. He stated that the Economic Development Department applied for the Atlanta Regional Commission/LCI (Livable Centers Initiative) \$100,000.00 grant and was awarded and engaged services from Jacobs Engineering. Mr. Wainscott introduced to the Board and the audience Senior Transportation Planner Wade Carroll of Jacobs Engineering.

Mr. Carroll appeared before the Board and noted that LCI is co-founded by the Atlanta Regional Commission. The Livable Centers Initiative (LCI) is a program that awards planning grants on a competitive basis to local governments and non-profit organizations to prepare and implement plans for the enhancement of existing centers and corridors consistent with regional development policies, and it also provides transportation infrastructure funding for projects identified in the LCI plans. Mr. Carroll stated the focus of the study is to take a look at the issues and opportunity in the Mountain View area and try to develop an economic development strategy and infrastructure plan. This strategy and benchmarks will help the County to promote better network and activity with the roadways and transit. The Mountain View area is directly adjacent to the east of the International terminal and this is what brought this study to the forefront. The momentum behind this study from the ARC perspective resulted from the location at the Porsche Headquarters. Mr. Carroll stressed that there is a lot of opportunity to build off the momentum in this area by looking at what exists there now, what is in the plans, and how to develop a strategy.

Mr. Carroll gave a brief overview of the aerial site by showing a split by Norfolk Southern and Old Dixie Road and Old Dixie Highway corridors. The west side is fairly developed; there is no space in field development; and there is the Aviation Museum. The east side shows a large vacant area which is the old city of Mountain View that the City of Atlanta bought for the airport expansion. That area is primarily one of the main areas Jacobs Engineering would be studying to create new plans for quality growth and what this area can support. Mr. Carroll further stated Jacobs Engineering would also be looking at different industries around the region, the new Aerotropolis concept, and coming up with an overall economic development and marketing strategy based on current regional trends for an overall vision for this area. He expressed that there are a lot of opportunities for this area and one of the

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critical issues is that the City of Atlanta does own a lot of this property east of Old Dixie. He explained that the City of Atlanta is a partner and Jacobs Engineering is working with the airport as well. The City of Atlanta would need to sign off and have a cohesive vision with them. Additionally, Jacobs Engineering also has stakeholders from the Community Development Department, Transportation and Development Department, ARC, and Georgia Department of Transportation (GDOT). Mr. Carroll reiterated that there are a lot of opportunities and the C.W. Grant Parkway Project is going to essentially make a viable transportation corridor from the International Terminal into the Mountain View area. This is going to spawn development and improve access, and this alignment would not only promote a new east/west corridor that has a lot of development potential but also the Old Dixie new corridor as well. Most of that property is on vacant land with a lot of opportunity, and a good market study needs to be completed. His firm will also work with the property owners in the County to come up with something that is feasible. Mr. Carroll explained that Jacobs Engineering is in the middle of the study and undertaking the market analysis, preliminary ideas, land use development policy, and possible zoning changes. He concluded that this presentation is more of an introduction and he planned on coming back before the Board to produce the preliminary results. At the end of the study, he would be coming back to produce recommendations. Mr. Carroll thanked the Board for its time and asked if it had any questions.

Chairman Turner asked if there were any questions form the Board.

Vice-Chairman Rooks asked Mr. Carroll when he would discuss his vision with the City of Atlanta as it relates to the vision for that area.

Mr. Carroll replied he has reached out to the City of Atlanta Community Development Department and is still trying to determine who the right contact is. He stated as of this moment his only City of Atlanta contact is with the airport and the airport is the core team. Mr. Carroll further stated that he is in the process of identifying the person to contact, and it would be remiss of him not to include the City of Atlanta.

Vice-Chairman Rooks stated she understood that the area identified was property belonging to the City of Atlanta and she wondered if Jacobs Engineering would have to get the COA to buy-in in order to do anything in that area.

Mr. Carroll responded that the official position for the City of Atlanta is to give the airport coordinator the voice to speak on the City of Atlanta's behalf.

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Vice-Chairman Rooks next asked who was speaking for the Mountain View area, the City of Atlanta or the airport.

Mr. Carroll answered right now it is the airport.

Vice-Chairman Rooks then asked who has the authority for speaking on that area.

Mr. Carroll stated it would be the Hartsfield-Jackson Airport, and it would have to coordinate internally.

Vice-Chairman Rooks questioned if it were even necessary to go to the City of Atlanta since he has authority from the airport and the Airport Authority to speak for them.

Mr. Carroll replied he would have a greater comfort level if he had participation from the City of Atlanta.

Vice-Chairman Rooks asked if failing to speak to the City of Atlanta would derail his plans.

Mr. Carroll responded no.

Vice-Chairman Rooks inquired if Mr. Carroll had reviewed the Comprehensive Plan that the Board intended to pass at tonight's meeting.

Mr. Carroll stated some sections of the Comprehensive Plan have been reviewed. He has coordinated with the County's Community Development Department and conveyed that the Jacobs Engineering recommendation can be integrated in the Comprehensive Plan so that the LCI could match up.

Vice-Chairman Rooks next asked what looks good preliminarily for that area.

Mr. Carroll responded one of things that have been found out is that there is a demand for office space and an interest in industrial development, but it is really too early to tell.

Vice-Chairman Rooks then asked Zoning and Planning Administrator Kc Krzic if this is the area just approved for the parking garage.

Mr. Carroll answered yes, and that is a service parking lot, but Mr. Wainscott has been in touch with those persons who are open to seeing something more there. This would be just a temporary use to keep the property and keep it profitable.

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Vice-Chairman Rooks told Kc Krzic that she thought the Zoning Advisory Group allowed variances and the area was being built-out.

Ms. Krzic replied that is correct, and a surface parking garage is being built so there are not any vertical structures (except for the main building which is upfront where the fees will be collected). The variances are for the site design and are regarding the setbacks as relative to furniture and lot coverage.

Chairman Turner asked Mr. Carroll if he had reached out to the Aerotropolis Board, which has been discussing a mixed-used development, entertainment district and office space.

Mr. Carroll stated he has reached out to key members on that Board and Jacobs Engineering is not afraid to solicit other opinions. Jacobs Engineering has coordinated with ARC and, since the Aerotropolis is still in its infancy stage, there are no hard policies in place.

Chairman Turner agreed and noted there are stakeholders who are members of the Aerotropolis Board. Their input would be vital in terms of moving forward with any kind of vision for that area.

9. Ramona Thurman, Interim Purchasing Agent of Central Services, presented the following items which resulted in these Board actions.

(NOTE: The entire Purchasing Ordinance for Clayton County, Georgia can be viewed on the MuniCode website. Citizens can access this website via the following website address: <http://library.municode.com/index.aspx?clientId=10562>.)

1) Approved **Vigilant Solutions Agreement for License Plate Reader for Clayton County Police Department** (Vigilant Solutions, located in Livermore, California), as requested by the Police Department. Per Section 2-136 (7) of the Clayton County Purchasing Ordinance, Central Services must determine if other products or service providers can satisfy the procurement requirements before making a determination of sole source procurement. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The Purchasing Agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners. The motion carried 4-0.

2) Approved **RFB Pkg. #04-59 Widening and Reconstruction of Mt. Zion Boulevard and Battle Creek Road, Clayton County, Georgia, Change Order Request, First Contract**

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Amendment (Kimley-Horn and Associates, Inc., located in Norcross, Georgia; \$828,424.28. Funding is available through 2004 SPLOST Funds), as requested by the Transportation & Development Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

3) Approved **RFB Pkg. #10-21 Clayton County Alarm & Sprinkler Inspections & Services, Annual Contract, Request for 60-Day Contract Extension, Second Amendment** (Alliance Fire Protection Services, Inc., located in Loganville, Georgia), as requested by the Building Maintenance Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

4) Approved **RFB Pkg. #12-58 Widening and Reconstruction of Forest Park/Panola Road from East of Ellenwood Road to the Henry County Line, Commission District #1, Clayton County, Georgia, Change Order Request, First Amendment** (Construction Management Engineering Services, Inc., located in Lilburn, Georgia; \$7,200.00. Funding is available through the 2009 SPLOST Funds), as requested by the Transportation & Development Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

5) Approved **RFB Pkg. #13-02 Widening and Overlay of Mt. Zion Boulevard/CR28 from Somerton Drive to Rex Road, Clayton County, Georgia, Clayton County Commission District #1, Request for Contract Extension, First Amendment** (Baldwin Paving Company, located in Marietta, Georgia – No cost to the County), as requested by the Transportation & Development Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County

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utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

6) Approved **RFP #13-28 SPLOST Architectural/Engineering Services for the Construction of Clayton County Multi-purpose Fire Building, Design Development Document Approval** (Wiley + Wilson, Inc., located in Atlanta, Georgia.) Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. The motion carried 4-0.

7) Approved **RFB Pkg. #13-50 Stockbridge Road Sidewalk, Clayton County, Georgia, Change Order Request, First Contract Amendment** (SD&C Inc., located in Clarkston, Georgia; \$4,000.00. Funding is available through the 2004 SPLOST Funds), as requested by the Transportation & Development Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

8) Approved **RFB Pkg. #13-51 Widening and Overlay of Norman Drive from S.R. 314/W. Fayetteville Road to S.R. 139/Riverdale Road, Clayton County, Georgia, Change Order Request, First Contract Amendment** (C.W. Matthews Contracting Company, Inc., located in Marietta, Georgia; \$67,231.79. Funding is available through the 2004 SPLOST Funds), as requested by the Transportation & Development Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods

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and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

9) Approved **RFP #13-72 Electronic Filing Solutions for Clayton County State Court** (Tyler Technologies, Inc., located in Plano, Texas – No cost to the County), as requested by the State Court Clerk's Office. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. The motion carried 4-0.

10) Approved **RFB Pkg. #14-04 Transportation & Development Landfill Earthen Material Services, Annual Contract** (Multi-Award: Stephens Rock & Dirt, Inc., located in College Park, Georgia for Earthen Materials and TAG Grinding Services, Inc., located in Dadeville, Alabama for Top Soil. Funding is available through the Landfill Enterprise Funds), as requested by the Transportation & Development Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

11) Approved **RFB Pkg. #14-06 Hardware & Tools for Clayton County, Annual Contract** (Multi- Award: Central Turf & Irrigation Company, located in Tyrone, Georgia; Swint's Feed & Garden Supply, Inc., located in Jonesboro, Georgia; and W. W. Grainger, Inc., located in Alpharetta, Georgia. This is a County-wide contract. Funding will come from each individual department – Departments County-wide), as requested by the Central Services Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

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12) Approved **RFP Pkg. #14-16 Inmate Health Care for Clayton County Prison, Annual Contract** (CorrectHealth Clayton, LLC, located in Atlanta, Georgia; \$2.24 per day per inmate/Annual \$197,543.11. Funding is available through the General Fund), as requested by the Correctional Institute/Prison Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. The motion carried 4-0.

13) Approved **RFB Pkg. #14-20 Clayton County Janitorial Supplies, Annual Contract** (Multi-Award contract: American Paper & Twine Co., located in Austell, Georgia; Break-thru Solutions Janitorial, located in Snellville, Georgia; Cherokee Cleaning & Paper Supply, Inc., located in Stone Mountain, Georgia; Dade Paper Co., located in Austell, Georgia; Georgia Correctional Industries, Decatur, Georgia; Interboro Packaging Co., New York, New York; KACO Supply Co., Smyrna, Georgia; People's Janitor Supply, Forest Park, Georgia; Pyramid School Products, Tampa, Florida; and Specialty Products Company, Griffin, Georgia. This is a County-wide contract. Funding will come from each individual department), as requested by the Central Services Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval. The motion carried 4-0.

14) Approved **#2014-Y Electronic Monitoring Services and Equipment for the Clayton County Juvenile Court, Annual Contract, U.S. Communities Agreement #061314VG1** (BI Incorporated located in Boulder, Colorado. Funding is available through the Juvenile Court Supervision Fees), as requested by the Juvenile Court Department. Per Section 2-114 of the Clayton County Purchasing Ordinance; Cooperative Purchasing Methods, the County may join with other governmental units in cooperative purchasing plans when the best interest of the county would be served thereby. The Clayton County Board of Commissioners makes the final award for cooperative purchases of \$35,000.00 and greater. The motion carried 4-0.

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15) Approved **Underground Storage Tank, Contents Removal and Disposal, Closure Sampling and Report, C.W. Grant Right-of-Way, Parcel 97, Request for Information Written Quote Approval** (POR #00013221/Georgia Oilmen's Services, Inc., located in Lawrenceville, Georgia; \$4,085.00. Funding is available through the 2004 SPLOST Funds), as requested by the Transportation & Development Department. Per Section 2-136 (4) of the Clayton County Purchasing Ordinance, the written quote method is used for all purchases from \$500.00 to \$24,999.99. Buyers are required to solicit quotations and receive written responses from vendors. All reasonable efforts will be made to obtain three written quotations for each item solicited. Awards for written quotations are given strictly on a lowest quote. The motion carried 4-0.

16) Approved **Annual Contract Renewals – Various Renewals**. Per Section 2-136 (2) Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. (See the list below.) The motion carried 4-0.

- a. **RFP #10-02 Insurance Broker for Property and Casualty Insurance – Annual Contract, with The McCart Group, located in Duluth, Georgia.** The renewal period will be from August 1, 2014 through July 31, 2015. The remaining renewal on this contract is for one (1) additional one (1)-year period. The Board of Commissioners approved this proposal on June 7, 2011.

- b. **RFB #12-02 Electrical Service and Maintenance at Clayton County Parks – Annual Contract with Deco, Inc., dba Davidson Electric Company, located in Covington Georgia.** The final renewal period will be from August 1, 2014 through July 31, 2015. The Board of Commissioners approved this proposal on April 10, 2012.

- c. **RFB #12-22 Clayton County Transportation and Development Thermoplastic Pavement Marking – Annual Contract with Mid State Striping, Inc., located in Eatonton, Georgia.** The final renewal period will be from August 1, 2014 through July 1, 2015. The Board of

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Commissioners approved this proposal on July 10, 2012.

17) Approved **Purchase of Cisco Hardware Equipment Maintenance** (Statewide Contract Soft Choice #99999-SPD-T20120501-0006 with Soft Choice, located in Norcross, Georgia; \$29,268.26. Funding is available through Information Technology's Repair and Maintenance account), as requested by the Information Technology Department. Per O.C.G.A., § 50-5-100 states, "The Department of Administrative Services is authorized to permit local political subdivisions, on an optional basis, to purchase their supplies through the state." The motion carried 4-0.

18) Approved **Purchase of Vehicles for Clayton County Fire Department** (Akins Ford Dodge Jeep Chrysler Statewide Contract 99999-ES40199409, located in Winder, Georgia and Wade Ford Statewide Contract ES-RFR-40199-409, located in Smyrna, Georgia. Funding is available through the FYE 2015 Fire Budget Account 201-3901-6020; \$51,908.91), as requested by the Fire Department. Per O.C.G.A., § 50-5-00 states, "The Department of Administrative Services is authorized to permit local political subdivisions, on an optional basis, to purchase their supplies through the state." The motion carried 4-0.

19) Approved an **Emergency Request for Inmate Pay Phone Services at the Clayton County Prison**, Annual Contract Request for a 60-day Contract Extension, Second Amendment. The motion carried 4-0.

10. Ramona Thurman, Chief Financial Officer, presented two (2) budget amendments and three (3) Requests for Refund which resulted in the following Board actions.

1) Approved Budget Amendment #4-102/Fund 306 – 2004 Roads & Recreation SPLOST/FYE 6-30-14 – to amend the budget for the Property and Topographic Survey of the At-Large Recreation Center at Independence Park in the amount of \$5,280.00 The motion carried 4-0.

2) Approved Budget Amendment #4-104/Fund 306 – 2004 Roads & Recreation SPLOST/FYE 6-30-14 – to amend the budget for the Acoustic Ceiling Panel project for the Virginia Burton Gray and Carl Rhodenizer Recreation Centers in the amount of \$117,000.00. The amended budget will transfer funds from the Carl Rhodenizer Recreation Center to the Virginia Burton Gray Recreation Center for this project. The motion carried 4-0.

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3) Approved a Request for a Business License Fee Refund from Beverly Fontenot of 9858 Curries Crossing in Jonesboro, Georgia, in the amount of \$50.00, for a zoning issued in error. The motion carried 4-0.

4) Approved a Request for a Building Permit Fee Refund from Beverly Fontenot of 9858 Curries Crossing in Jonesboro, Georgia, in the amount of \$85.00, for a zoning issued in error. The motion carried 4-0.

5) Approved a Request for a Business License Fee Refund from Yvonne Sales of 1266 Brookvale Drive in Riverdale, Georgia, in the amount of \$50.00, for an ice cream vending business. The motion carried 4-0.

11. Renee Bright, Director of Human Resources, presented three (3) requests which resulted in the following Board actions.

1) The Board took no action on a Request to add a Full-time Magistrate Court Judge to the Court due to a growing caseload and calendar size, along with a Judicial Assistant for the Full-time Magistrate Court Judge and a Bailiff to be assigned to the Full-time Magistrate Judge's Courtroom. (NOTE: No motions were made by the Board regarding this request.)

The cost of adding a Full-time Magistrate Court Judge is \$140,400.00, including salary and benefits.

The cost of a Judicial Assistant at Pay Grade 17, Step 1 for the Full-time Magistrate Court Judge is \$43,444.35, including salary and benefits.

The cost of a Bailiff to be assigned to the Full-time Magistrate Judge's Courtroom is \$70.00 per day.

The total cost of these additional positions is \$203,487.26. Funding these positions would require use of the Fund Balance.

2) Approved a Request to reclassify the position of CASA Support Services Supervisor to CASA Volunteer Supervisor. The motion carried 4-0.

The position of CASA Support Services Supervisor was originally funded on November 3, 2003 by the Promoting Safe and Stable Families Grant which ended January 1, 2011. All positions are now called CASA Volunteer Supervisors except this one position. Both positions are the same Pay Grade and Salary: 019-01/\$35,543.87/17.0884. By reclassifying this position, this will fall in line with the duties

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of the CASA Volunteer Supervisor which will include being assigned CASA Volunteer and the added duties of Guardian Ad Litem in court.

3) Approved a Request from the Human Resources and Parks and Recreation Departments to continue to offer free gym memberships to County employees and retirees at the gyms located at Clayton County's Recreation Centers. The motion carried 4-0.

This request is to provide free memberships to the County-owned gyms in an effort for employees and retirees to have access to workout facilities. The employees and retirees will be responsible for fees associated with classes taught at the facilities.

In the past, there has been collaboration with the Parks and Recreation Department to offer free gym memberships to employees and their spouses enrolled in one of the County's Lifestyles Option Medical Plans and charge \$10.00 per year for all other employees. In an effort to offer this benefit to employees, the recommendation is to offer free gym memberships to all Clayton County Board of Commissioners' employees and retirees. These persons will need to provide their employee I.D. or other form of identification to receive their membership. The free membership will not be extended to spouses.

There will be no impact to the County budget for offering this free membership.

12. Accepted Ordinance 2014-167 (**First Reading**), an Ordinance adopted under the Home Rule Powers specifically granted to the governing authority of Clayton County pursuant to Article IX, Section II, Paragraph I (B)(1) of the Constitution of the State of Georgia of 1983, amending the Local Act of the General Assembly creating and composing the Clayton County Board of Commissioners and setting forth the general provisions governing Clayton County Government; to amend the Clayton County Code of Ordinances, as amended, specifically Part I, Article II, Section 2-4 "Meetings," and Part II, Chapter 2, Article I, Section 2-4 – "Meetings"; to provide an effective date of this ordinance; etc.

Chairman Turner said he understood the current ordinance states that the Chairman and any three (3) commissioners could call for a Special Called Meeting.

Chief Staff Attorney Christie Barnes stated that the current ordinance reads for the Chairman or any three (3) commissioners which includes the Chairman.

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Chairman Turner stated that Commissioner Edmondson's proposal to amend this ordinance would take the Chairman out of the equation and, if this were effective last week when he called for a Special Called Meeting for a sales tax for transit, the meeting in all likelihood would not have been able to be held because this amended ordinance takes away his ability to call for a Special Called Meeting on his own.

Ms. Barnes replied that is correct.

13. Approved Resolution 2014-168, a Resolution abandoning property consisting of approximately 1.13 acres of Right-of-Way formerly known as Sherman Road and more particularly described herein; to authorize the Chairman to negotiate a conveyance of said Right-of-Way to the adjacent property owners and to execute any documents necessary to accomplish the intent of this resolution; to provide for severability; to provide an effective date of this resolution; and for other purposes. The motion carried 4-0.

14. Approved Resolution 2014-169, a Resolution authorizing Clayton County to enter into a First Amendment to the Services Agreement with Fire Recovery-EMS, LLC, to reflect changes required to ensure compliance with federal law; to authorize the Chairman to execute the amended agreement and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer 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 motion carried 4-0.

15. Approved Resolution 2014-170, a Resolution authorizing Clayton County to enter into a Memorandum of Understanding with the Metro Atlanta Urban Area Security Initiative (UASI) to formally receive equipment and training; to authorize the Chairman to execute the agreement, and otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer 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 motion carried 4-0.

16. Approved Resolution 2014-171, a Resolution authorizing Clayton County, on behalf of Clayton County Juvenile Court to apply for and, if awarded, accept grant funding from the U.S. Department of Justice's FY-2014 School Justice Collaboration Program to address intervention methods for keeping youth out of the Court System; to authorize the Chairman to execute the application and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all

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as may be required; to provide an effective date of this resolution; and for other purposes. The motion carried 4-0.

17. Approved Resolution 2014-172, a Resolution authorizing Clayton County to enter into a Grant Agreement with the United States Department of Justice, Bureau of Justice Assistance to receive an Edward Byrne Memorial Justice Assistance Grant (2014-CFDA # 16.738), in the amount of \$101,647.00 with no matching County funds; to authorize the Chairman to execute the agreement, and otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. The motion carried 4-0.

18. Approved Resolution 2014-173, a Resolution authorizing Clayton County to accept four televisions as abandoned property pursuant to O.C.G.A. § 17-5-54 (A)(1) and Superior Court Order 14CV01569-5 for official use by the Clayton County Police Department; to authorize the Chairman, or his designee, to accept the property on behalf of Clayton County, to execute any documents necessary, and otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer 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 motion carried 4-0.

19. Approved Resolution 2014-174, a Resolution authorizing Clayton County to enter into a First Amendment to a Lease Agreement with CS Improvements, LLC, providing for the terms and conditions under which communications cabling and associated equipment is installed by Comcast Cable Communications Management, LLC; to authorize the Chairman to execute the amendment and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer 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; and for other purposes. The motion carried 4-0.

20. Approved Resolution 2014-175, a Resolution authorizing Clayton County to submit the Clayton County's Comprehensive Plan (2014-2034) to the Atlanta Regional Commission and the Georgia Department of Community Affairs for review and certification; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes. The motion carried 4-0.

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21. Approved Resolution 2014-176, a Resolution authorizing Clayton County to renew an Agreement for General Engineering and Consulting Services with Jacobs Engineering Group, Inc. to perform additional consulting services for Fiscal Year 2015; to authorize the Chairman to execute the agreement and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer 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; and for other purposes. The motion carried 4-0.
22. Approved Resolution 2014-177, a Resolution authorizing Clayton County to enter into an Intergovernmental Agreement with Fayette County providing for the terms and conditions under which certain bridge maintenance work will be rendered; to authorize the Chairman to execute the agreement, and otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect the appropriations and expenses relating thereto; to provide an effective date of this resolution; and for other purposes. The motion carried 4-0.
23. Approved Resolution 2014-178, a Resolution authorizing Clayton County to execute two (2) Agreements with Norfolk Southern Railroad for bridge maintenance activities; to authorize the Chairman to execute the agreements and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer 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; and for other purposes. The motion carried 4-0.
24. Approved Resolution 2014-179, a Resolution authorizing Clayton County to enter into an Agreement with the Georgia Department of Transportation for the maintenance of Highways; to authorize the Chairman to execute the agreement and otherwise to perform all acts necessary to accomplish the intent of the resolution; to authorize the Chief Financial Officer 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; and for other purposes. The motion carried 4-0.
25. Approved Resolution 2014-180, a Resolution authorizing Clayton County to enter into a First Amendment to the services agreement with Fire Recovery USA, LLC, to reflect additional billing services for existing building fire safety inspections; to authorize the Chairman to execute the amended agreement and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate

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revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. The motion carried 4-0.

Chief Staff Attorney Christie Barnes requested an Executive Session to discuss real estate, litigation, and personnel matters. The Board generally consented to have an Executive Session for the aforementioned reasons.

26. Appointment to the Advisory Board of Parks and Recreation to fill the open Senior Services Area position of Tony Antoine (Resigned).

Motion by Vice-Chairman Rooks, second by Chairman Turner, to appoint Armanda Ray-Williams to the Advisory Board of Parks and Recreation to fill the open Senior Services position of Tony Antoine (Resigned). The motion carried 4-0.

27. **ZONING PETITION:** Charles Loner/Conditional Use Permit (CUP) to allow for a Pet Crematorium/Case Number CUP-14/04-2

Motion by Commissioner Hambrick, second by Vice-Chairman Rooks, to approve the request of the Applicant, Charles Loner on behalf of Robert Holder, for a conditional use permit (CUP) from Article 3.31 Heavy Industrial District (HI) to allow for a pet crematorium. The subject property is located at 4975 Clark Howell Highway, Atlanta, GA 30349 and otherwise known as parcel number 13054A A008. The subject property contains approximately 0.79 acre of land, and it is currently zoned Heavy Industrial (HI). The motion carried 4-0.

Zoning Advisory Group Recommendation: Approval

Commission District 2: Commissioner Gail Hambrick

Clerk Haywood asked if there were any opposition to this zoning petition. No one responded.

Commissioner Hambrick asked the applicant Charles Loner to identify the source from which he would be getting the animals.

Mr. Loner replied that the animals will come from Clayton County citizens and local veterinary hospitals.

Commissioner Hambrick next asked if there will be an odor from the pet crematorium.

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Mr. Loner answered no, the cremation process used for pets is the same as with people. The remains are placed in a cremation chamber and exposed to a high heat temperature up to almost 1400 degrees.

Commissioner Hambrick then asked Mr. Loner how he will dispose of the waste.

Mr. Loner responded the ashes will be returned to the public or owner in a temporary container. Pet owners who do not want the ashes returned will be disposed of in a landfill. He further stated this is a non-toxic product. For example, a 180-pound dog would create about three cups of dust, and the dust can be disposed of in a landfill because it is not hazardous to the environment.

Vice-Chairman Rooks asked if any business owners or neighbors were in opposition to the crematory.

Mr. Loner answered Mr. Holder (property owner) has spoken to almost all the business owners in the area and a lot of them support the crematory.

Vice-Chairman Rooks asked Mr. Loner why he chose Clayton County to open up a pet crematory.

Mr. Loner stated that currently there are only two major places (Cobb County and North Fulton) that are doing pet cremations, and they are not serving the general public as much as they are serving veterinarian offices. His interest is to serve the public as well as veterinarian offices.

Chairman Turner asked if there were any other questions. No one responded.

Commissioner Hambrick made a motion for the Board to keep the recommendation of the Zoning Advisory Group to approve the petition. Vice-Chairman Rooks seconded the motion. The motion carried 4-0.

28. **ZONING PETITION:** Prime Tower Development, LLC/Conditional Use Permit (CUP) to allow for a Wireless Communication Facility/Case Number CUP-14/04-3

Motion by Commissioner Hambrick, second by Vice-Chairman Rooks, to approve the request of the Applicant, John Behnke on behalf of Prime Tower Development, LLC, for a conditional use permit (CUP) from Article 3.31 Heavy Industrial District (HI) to allow for a Wireless Communication Facility (Cell Tower), a variance from Article 6.37 (TF-06-A.1) to reduce the tower required setback equal to the height of the prospective tower, 199 feet, from the boundary line of property upon which the tower is located, and a variance from Article 6.37 (TF-06-A.3) to reduce the tower, guyed wires, and accessory equipment required setback from the front property lines in

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accordance with the minimum setback requirements in the Heavy Industrial District (HI). The subject property is located at 0 Tara Boulevard (AKA Lees Mill Road), Forest Park, GA 30297 and otherwise known as parcel number 13085A A002. The subject property contains approximately 3.8 acres of land, and it is currently zoned Heavy Industrial (HI). The motion carried 4-0.

Zoning Advisory Group Recommendation: Approval

Commission District 2: Commissioner Gail Hambrick

Commissioner Hambrick asked if there were any questions from the Board members. No one responded. Chairman Turner asked if there were any opposition to this zoning petition. No one responded.

Commissioner Hambrick stated she spoke with Zoning and Planning Administrator Kc Krzic and there were some stipulations.

Mr. Krzic responded there were no stipulations but the engineering collapse reports indicated it would collapse within its radius even though there have been setback reductions.

Commissioner Hambrick made a motion for the Board to keep the recommendation of the Zoning Advisory Group to approve the petition. Vice-Chairman Rooks seconded the motion. The motion carried 4-0.

For clarification, Chief Staff Attorney Christie Barnes asked if the zoning petition were for a rezoning and variance request.

Chairman Turner replied yes, it was for both.

29. **ZONING PETITION:** Quincella C. Geiger/Conditional Use Permit (CUP) to allow for a Type II Home Occupation – Cottage Food/Baking Business/Case Number CUP-14/05-4

Motion by Commissioner Hambrick, second by Chairman Turner, to approve the request of the Applicant, Quincella C. Geiger, for a conditional use permit (CUP) from Article 3.7 RS-110 Residential District (RS-110) to allow for a food/baking business. The subject property is located at 1087 Salisbury Trail, Riverdale, 30296 and otherwise known as parcel number 13169C B003. The subject property contains approximately 0.30 acres of land, and it is currently zoned Residential (RS-110). The motion carried 4-0.

Zoning Advisory Group Recommendation: Approval

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Commission District 2: Commissioner Gail Hambrick

Clerk Haywood asked if there were any opposition to this zoning petition. No one responded.

Commissioner Hambrick asked if there were any questions from the Board. No one responded. She stated she tried to find opposition to this petition and asked Ms. Krzic if regulations and rules are not followed, what would be the next step for the Board.

Ms. Krzic replied that Ms. Geiger has joint approval with the Department of Agriculture. If Ms. Geiger does not adhere to the County's requirements for the Home Occupation Type II business, her license could be petitioned to be revoked.

Commissioner (Singleton) Gregory asked if this business is in the home and if there were any stipulations regarding signage.

Ms. Krzic answered the only signage allowed is a 1x1 square foot sign next to the front door, and no signage can be placed in the front yard. She stated that this zoning request does not require a kitchen upgrade, and the County requires only forty percent (40%) occupation of a home occupation and Ms. Geiger is using less than that. Ms. Krzic further stated there are requirements on deliveries and any type of trucks, but this business is still designed to act as a Single Family Residence.

Commissioner Hambrick stated she understood customers will not be coming to Ms. Geiger's residence and she would deliver the products.

Ms. Geiger replied yes, she would make the deliveries.

Vice-Chairman Rooks asked if the business is subject to food inspections.

Ms. Krzic stated that food inspections would be through the Department of Agriculture, and Ms. Geiger could explain it more because the DOA has very strict regulations.

Ms. Geiger explained that the DOA governs the types of foods that cannot be processed in a Cottage Food Business, and she can only produce non-potentially hazardous foods.

Commissioner (Singleton) Gregory asked Ms. Geiger what she would be baking.

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Ms. Geiger replied she would be baking only cookies because items such as cheesecakes and pies require refrigeration and cannot be processed in a Cottage Food home business.

Commissioner Hambrick asked Ms. Geiger to identify where she would be delivering her cookies.

Ms. Geiger answered her sales would primarily be businesses to businesses, such as apartment and commercial management companies for special events that will be held. She affirmed she does not solicit sales from individuals.

Commissioner (Singleton) Gregory asked Ms. Krzic if there were any rules, for instance, if she had a vehicle in the yard with an advertisement sign placed on it.

Ms. Krzic stated the County only allows a 1 ½ ton passenger vehicle and never a large delivery van for the Home Occupation Type II business.

Commissioner Hambrick made a motion for the Board to keep the recommendation of the Zoning Advisory Group to approve the petition. Chairman Turner seconded the motion. The motion carried 4-0.

Motion by Vice-Chairman Rooks, second by Chairman Turner, to go into Executive Session in the Commissioners' Conference Room at 8:42 p.m. to discuss real estate, litigation, and personnel matters. The motion carried 4-0.

Motion by Vice-Chairman Rooks, second by Chairman Turner, to go out of Executive Session at 9:05 p.m. The motion carried 4-0.

Motion by Vice-Chairman Rooks, second by Chairman Turner, to reconvene the Regular Business Meeting in the Commissioners' Boardroom at 9:07 p.m. The motion carried 4-0.

There being no further business to discuss, motion by Vice-Chairman Rooks, second by Chairman Turner, to adjourn the Regular Business Meeting of July 15, 2014 at 9:07 p.m. The motion carried 4-0.