

## CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting  
7:00 P.M.

August 16, 2016

### POST SUMMARY MINUTES

PRESENT: Chairman Jeffrey E. Turner, Vice-Chairman Sonna Gregory, Commissioner Gail Hambrick, Commissioner Michael Edmondson, Commissioner Shana M. Rooks, and Clerk Sandra T. Davis.

1. Chairman Turner called the meeting to order.
2. Invocation was given by Elder Connie Johnson of New Vision Christian Church, Forest Park, Georgia. The Pledge of Allegiance to the flag was led by Chairman Turner.
3. Motion by Commissioner Rooks, second by Vice-Chairman Gregory, to adopt the agenda as presented. Vote unanimous.
4. Approved the August 2, 2016 Regular Business Meeting minutes. Vote unanimous. Approved the August 2, 2016, 11:00 a.m. Public Hearing on the Proposed FY-2017 Millage Rate Increase minutes. Motion passed 3-2. Vice-Chairman Gregory and Commissioner Rooks abstained due to their absence from the meeting. Approved the August 2, 2016, 6:30 p.m. Public Hearing on the Proposed FY-2017 Millage Rate Increase minutes. Motion passed 4-1. Vice-Chairman Gregory abstained due to her absence from the meeting.
5. PUBLIC COMMENT: Citizens will be given a three (3)-minute maximum time limit to speak 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. Dr. Henry Anderson of Hampton, Georgia stated to the board that their evaluations continue and the second series of their evaluations in the area of code enforcement starts now. He stated to the board that they have failed in this present time with numerous code violations of the many businesses, commercial properties, apartment homes and mobile home parks of unincorporated Clayton County, Tara Boulevard and other streets. The exterior appearances of these areas are deteriorated and showing overgrown trash field grass and neglected maintenance and overflowing trashcans. Dr. Anderson stated to the board that they have all violated Article 2: Section 2-10, Number 20 of the Code Book which states they have the power to regulate the maintenance of buildings and all structures or, adjacent to the right-of-way of streets and roads. For the board's major violation and failure to show and execute leadership and direct action in this matter of code violations the evaluation he gives them is that the board is operating in a failure level for the lack of leadership in this area. In

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conclusion, Dr. Anderson stated to the board that he once had trust, confidence and assurance in the board that they would get the job done in this area but he now knows better; and, that his evaluations will continue at the next board meeting.

Commissioner Rooks addressed Dr. Anderson and asked does he know that we have a county wide moratorium that has been in effect for several months so nobody can build anything. Dr. Anderson answered that yes, he is aware, but he is referring to the code violations of businesses. Dr. Anderson stated that when people come into this county and see all of the broken down buildings, we look like we do not care in this county, which attracts more negative citizens who do not care. Commissioner Rooks stated to Dr. Anderson that she knows that we do get emails from him and we will send them to COO Stanford or whatever department to address it. Commissioner Rooks stated to Dr. Anderson that it is kind of impossible every time to answer the emails in the fashion that he would like. She knows from her experience that he has an issue with Code Enforcement. When she first got here, we removed Commercial Code Enforcement and put it under the Police Department. However, we have an issue not having enough officers anywhere. So as a commissioner who cares about what it looks like, it is important to her and the rest of the board. She stated that although the board does not generally comment after citizens speak, it is somewhat offensive to hear it over and over again when she knows we have done as much as we can when we are fiscally able to do what we can do; she does not want him or anyone else to think we do not care what the county looks like. She does not want anyone to ever think the Board of Commissioners does not care what the county looks like because they do. Again, she stated that she does not usually comment but it does get poignant and striking every time she hears it, and she does not want anyone to come away with she does not care, because she really does. In conclusion, Commissioner Rooks stated that she is leaving the board on December 31, 2016 but she will not stop working for the county.

2. Ms. Angela Ramsammy of Aetna, Inc. thanked the board for giving us an opportunity to partner with Clayton County. She also thanked Commissioner Hambrick and all those involved with the 2016 Back to School Bash. She stated that as a participant of the event, she saw many children with lots of smiles on their faces as they had backpacks filled with school supplies and received fresh haircuts; it was a well-attended event. We asked the children to color as a thank you to Commissioner Hambrick and they also signed a canvas. She quoted Poet Maya Angelou, "I have learned that people will forget what you said, people will forget what you did, but people will never forget how you made them feel."

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- Judging by the families and children at the event, Ms. Ramsammy stated that they will not forget that.
3. Ms. Linda Reid, a resident of Clayton County declined to speak when called on to address the board.
  4. Mr. Orlando Gooden of Jonesboro, Georgia stated that Clayton County has the best Police Department in Georgia. In New York there are 3 words that hang on the side of Police cars: Courtesy, Professionalism and Respect. Those words really describe the Clayton County Police Department. Starting with the Police Chief Michael Register, Deputy Chief Gina Hawkins, the captains and officers, Officer Charlene Watson-Fraser, who runs the Citizens Police Academy which he and his wife recently attended, he thanked them. Law Enforcement is under attack all over this country. We need to show Police Chief Register that we support him by giving him the police officers he needs to keep us safe. Mr. Gooden stated Milwaukee Chief, David Clark saying that “Blue Lives Matter” and thanked the Clayton County Police Department. On another matter, he stated that for 2 years he has talked about the conditions of the Aquatic Center in the county, saying he apologizes for not showing proof. He then held up photographs of the bacteria fungus, mold and mildew in the shower stalls, rusted lockers, unsanitary floors and this is the nonsense they have been dealing with for two years. The interim director decided to put rubber mats over the fungus, locks over rusted lockers, but this does not solve the problems. He then expressed his support of Ms. Nicole Horne for the position of the Clayton County Parks and Recreation Director, by stating she has 2 qualities that stand out the most; excellent communication skills and great customer service. He is asking them to do the right thing.
  5. Ms. Cathy Loving of Riverdale, Georgia thanked Commissioner Rooks and Chairman Turner for the wonderful job they are doing. She stated she is here to talk about the larva build up in the creeks of Clayton County and the MARTA bus stop she addressed at the last board meeting. She had to pick up trash in that area herself in front of her driveway. She also spoke of the encounter with a young man at her front door asking her about the time schedule for MARTA. She appreciates what the board did to get them to move the MARTA sign, but they moved it directly in front of her driveway and now the bus will be facing her

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driveway, which is why that guy knocked on her door asking if the bus was coming. That bus needs to get off of Taylor Road; it is a safety problem.

6. Ms. Mary Griffin, president of the subdivision on Taylor Road stated that she is here to talk about the MARTA issue. Last year when the bus issue was being negotiated, the MARTA bus was not supposed to come down Taylor Road. She spoke with Jerry Griffin and Mr. McClendon yesterday to move the sign and they were supposed to move the sign to our entry. She met with the City of Riverdale, Clayton County Code Enforcement, and MARTA and we all came to a mutual agreement to not place the sign inside a subdivision, but it is still in an unsafe place. She is here for reassurance because she was told by Mr. McClendon and MARTA representatives that she needs to come to the meeting and address it to the Board of Commissioners. The people in her community are complaining. She believes it would be more economically feasible to put it in a location where it would be more beneficial than Taylor Road; nobody rides the bus and it is useless. Commissioner Rooks stated to Ms. Griffin that they contact MARTA again about this issue.
7. Mr. Tommie Pye of Clayton County, Georgia came forward and made reference to the zoning moratorium. He also spoke of the attempt of various home owners associations across district lines to develop a voting block.
8. Ms. Virna Breban of Clayton County, Georgia stated that her home is facing Taylor Road and she is here to talk about the MARTA issue as well. She stated we are very concerned about safety and she has not seen anyone taking the bus in their area, even though the bus stop is now 8 yards from her house. This is a big concern that we have and she does not know anyone in her neighborhood that takes the bus.
9. Mr. Timothy Jefferson of Clayton County, Georgia stated that he is here to address Commissioner Edmondson. There are approximately 10 business deals on the table and has had to extend the olive branch to Mr. Starr in reference to some of the companies concerns. It was recommended to him to reach out to the individual who voted against certain dealings going on. He stated to Commissioner Edmondson that he called his office on Thursday and that Commissioner Edmondson denied to meet with him. With this, he stated the image of the county is on him, especially with the fiasco going on. Mr. Jefferson stated he was asked to meet with Commissioner Edmondson because his intellect will be needed as far as

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- explaining the movement that is being made. As we move forward, he asked the entire board that before they make a vote on an issue remember that the world is looking. Clayton County is not opened for business and that reverberated all the way back to Wall Street.
10. Ms. Jessie Goree of Riverdale, Georgia stated that she is sitting shaking her head this evening. She stated she is speaking on behalf of Ms. Karen Linnear even though she was not asked to. All Ms. Linnear did was vote. She was appointed to a board and given the authority to vote one way or the other but, because she voted in a manner that was not in frequent with the person she employed, she has been removed and to her, that is retaliation. Commissioner Edmondson brought the contract to the table to begin with and Ms. Goree stated she herself did not have a problem with Wade Starr working for this county. But, what she has a problem with is when a commissioner brings something to the meeting that is not on the agenda; then, what she would have liked for to happen is that Commissioner Edmondson allowed the County Attorney to vet the contract to see whether or not Mr. Wade Starr could serve in that capacity in the first place. Therefore, she does not think that Commissioner Edmondson acted appropriately but can she vote him off tonight? No, she cannot. Maybe he neglected his duty and maybe the County Attorney neglected his duties because he did not read the contract- is that considered misconduct? Why not everyone do their homework and then put it on the next meeting's agenda? Then there would be no embarrassment including that on Mr. Starr who was told by his board that he breached his own contract so now he is suspended. He gets his job back and since he is mad, those 3 people that voted against him were kicked off the board. Retaliation after retaliation it makes no sense and something needs to be done.
  11. Mr. D.E. Allen of Clayton County, Georgia did not respond when called on to address the board.
  12. Mr. Anthony Williams of Clayton County, Georgia referred to Ms. Ramsammy's quote of poet Maya Angelou. He addressed the board and stated if they back the person who breached their contract, then they are supporting that individual. People think they have power over what is right. He referred to Dr. Anderson and the other public speakers and stated they spoke as one voice; one voice adds up to every voice that will eliminate the board from sitting in those chairs. We are going to bring these one voices together and those voices will resonate, leaving the board to sit by themselves if they can hold on to their

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constituents. Mr. Williams stated his trust has been breached by the board members and everyone else's trust who is sitting in this boardroom has been breached as well. This won't be tolerated anymore; let us stand up as one and let the board know we will not stand for this. In conclusion, Mr. Williams stated that Jesus Christ had one voice but transformed the world; so, he will call every news station in the land and will change the look of Clayton County and this Board of Commissioners because the people will speak.

Chairman Turner stated that he would like to take this opportunity to recognize Councilwoman Jeanell Bridges and the Morrow City Manager, Sylvia Redic in the audience and stated that he appreciates them both being present.

6. Consider requests of Carol Rogers, Interim Director of Central Services. (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 the **Request to Sell County Surplus Property and Equipment**. Pursuant to Section 2-20, 2-29 and 2-146 of the Clayton County Code of Ordinances, Sale of County Property. Per Section 2-20, the head of the department in charge of the property shall certify to the purchasing agent that certain itemized property in the custody of the department is no longer useful in the service of the county. Upon such certification, the purchasing agent shall, at public sale, in his discretion, sell the unserviceable property and remit the proceeds from the sale to the county fiscal authority, crediting the department from which the property was obtained with the amount of the proceeds. Per Section 2-29, no property belonging to Clayton County shall be sold, transferred or conveyed without due consideration by the board of commissioners for value received by Clayton County from said sale, transfer or conveyance. Per Section 2-146, when it is deemed advisable to dispose of any personal property owned by the county and used by the various departments thereof, or to dispose of personal property under the supervision of the board of commissioners, the sale of the property shall be made by the purchasing agent. The purchasing agent shall confer with the head of the department desiring to sell the property, with the object of getting the best possible price in making the sale. Vote unanimous.

- 2) Approved the **Recommendation for Award: RFQ #2016-68 Consulting Services for the Comprehensive Justice Management and Information Systems for Clayton County**,

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**Georgia.** \$18,990.00 / Schafer Consulting, Inc., located in Dana Point, California. Funding is available through the 2015 SPLOST CJIS Project. As requested by the Department of Information Technology. Pursuant to Section 2-136 (4) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Vote unanimous.

Commissioner Rooks stated that this contract said that "...this agreement shall commence on the effective date of this agreement and terminate absolutely and without further obligation on the part of the county on December 31<sup>st</sup>..." is that of this year. Ms. Carol Rogers, Interim Director of Central Services stated that this is a contract we are already using for an existing RFP that is already out and it is in evaluation phase, so we will have people coming in and looking at the technology part. Commissioner Rooks asked will it terminate in December and do they expect a renewal. Ms. Rogers answered yes it will or once the work is completed, which may be before December; and no, we do not expect there to be a renewal.

3) Approved the **Request for Fourth Contract Amendment: #2012 OneSolution Software-SunGard Public Sector, LLC.** Software cost of \$6,400.00 / Travel expenses of not to exceed \$6,000.00 / SunGard Public Sector, LLC, located in Lake Mary, Florida. Funding is available through FY 2017 Community Development Contract Services Fund. As requested by the Department of Community Development. Pursuant to Section 2-136 (7) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Vote unanimous.

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- 4) Approved the **Recommendation for Award: RFB #16-41 Sports Photography Services for Clayton County, Georgia – Annual Contract.** Multi-Award Contract: Primary Vendor is Portraitefx of South Atlanta, located in Jonesboro, Georgia; and Secondary Vendor is Score Photo, Inc., located in Kennesaw, Georgia. Funding is available through the Parks and Recreation Department's General Fund. As requested by the Department of Parks and Recreation. Pursuant to Section 2-136 (1) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Vote unanimous.
- 5) Approved the **Recommendation for Award: RFB #16-43 Public Safety Uniforms and Accessories for Clayton County, Georgia – Annual Contract.** Multi-Award Contract: T&T Uniforms South, Inc., located in Jonesboro, Georgia; Tactical Gear Supply Company, Inc., located in Forest Park, Georgia; and Smyrna Police Distributors, located in Smyrna, Georgia. Funding is available through the Fire Departments Fire Fund and General Fund, Sheriff's Office General Fund, and Police Department's General Fund. As requested by the Department of Fire/EMS, Sheriff and Police Departments. Pursuant to Section 2-136 (1) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Vote unanimous.

Commissioner Edmondson stated that regarding the uniforms, there are items on the bid list that are not referenced; for example with Item 2, Item 3 and Item 5- would we not get to have size 8 boots. Ms. Rogers answered that they were not required so there was some duplication by the department and they felt like the items to the effect of Item 2 and Item 3 were duplicated with Item 1 and Item 4; so, they decided not to award those items.

6) Approved the **Recommendation for Renewal of Annual Contract: RFB #14-27 Cooling Treatment Maintenance Program for Clayton County - Annual Contract.** U. S. Water Services, located in St. Michael, Minnesota. The renewal period is from September 15, 2016 through September 14, 2017. There are two remaining renewals on this contract. The Board of Commissioners approved this award on August 19, 2014. As requested by the Department of Building Maintenance. Pursuant to Section 2-136 (1) and (6) of the Clayton County Code of Ordinances, General Purchasing Methods. Pursuant to Section 2-136 (1) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Pursuant to Section 2-136 (6) of the Clayton County Code of Ordinances, General Purchasing Methods; Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

7) Approved the **Recommendation for Renewal of Annual Contract: RFB #14-46 Clayton County Transportation & Development Milling of Various Streets in Clayton County – Annual Contract.** Atlanta Paving & Concrete Construction, Inc., located in Norcross, Georgia, with a renewal period from October 1, 2016 through September 30, 2017. There are no remaining renewals on this contract. The Board of Commissioners approved this award on September 2, 2014. As requested by the Department of Transportation and Development. Pursuant to Section 2-136 (1) and (6) of the Clayton County Code of Ordinances, General Purchasing Methods. Pursuant to Section 2-136 (1) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Pursuant to Section 2-136 (6) of the Clayton County Code of Ordinances, General Purchasing Methods; Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

8) Approved the **Recommendation for Annual Contract Extension: RFQ #2014-U IBM Hardware Equipment Maintenance (Statewide Contract SWC90813-02) - Annual**

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**Contract.** International Business Machines, located in Atlanta, Georgia. The extension period is from September 1, 2016 through August 31, 2017. The Board of Commissioners approved this award on August 19, 2014. As requested by the Department of Information Technology. Pursuant to Section 2-136 (1) and (6) of the Clayton County Code of Ordinances, General Purchasing Methods. Pursuant to Section 2-136 (1) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Pursuant to Section 2-136 (6) of the Clayton County Code of Ordinances, General Purchasing Methods; Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

9) Approved the **Recommendation for Annual Contract Renewal: RFP #13-25 Provision of Congregate and Home Delivered Meals for the Clayton County Senior Services Department – Annual Contract.** Project Open Hand/Atlanta, Inc., located in Atlanta, Georgia, with a renewal period from October 1, 2016 through September 30, 2017. There are no remaining renewals on this contract. The Board of Commissioners approved this award on July 16, 2013. As requested by the Department of Senior Services. Pursuant to Section 2-136 (2) and (6) of the Clayton County Code of Ordinances, General Purchasing Methods. Pursuant to Section 2-136 (2) of the Clayton County Code of Ordinances, General Purchasing Methods; 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. Pursuant to Section 2-136 (6) of the Clayton County Code of Ordinances, General Purchasing Methods; Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order

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goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

10) Approved the **Recommendation for the Design/Build of a Concession Building at Flat Shoals Park utilizing the Georgia Statewide Contract SWC# 99999-SPD-S20160216-002 (SWC#2016-11)**. \$467,419.83 / Centennial Contractors Enterprises, Inc., located in Atlanta, Georgia. Funding is available through the FYE 2009 SPLOST Fund and the HUD CDBG. Pursuant to Section 2-136 (6) of the Clayton County Code of Ordinances, General Purchasing Methods; Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Motion passed 3-2. Chairman Turner and Commissioner Rooks opposed.

Commissioner Rooks addressed Mr. Patrick Ejike, Community Development Director, and stated that at the last board meeting (August 2, 2016), we approved recapturing HUD funds for the same project of \$53,152.66 from Resolution 2016-150; isn't this the same project or same park. Mr. Ejike answered that it is the same park and is for the Concession Building Project. The \$53,152.66 is additional funding that was requested. Commissioner Rooks asked why the funding went up by \$53,000.00. Chief Operating Officer Detrick Stanford stated that the recaptured funds are actually going to the CDBG funding as opposed to us using all of the SPLOST money and the funding is still at \$467,419.83 price tag; we just won't use as much of the SPLOST money and will apply those proceeds to the CDBG money. Commissioner Rooks asked then why are we allocating \$467,419.83 to this project and why we are not reducing it by the \$53,152.66 we just approved two weeks ago.

COO Stanford stated that the recaptured funds are put in the CDBG funding as it was originally budgeted as opposed to using the money from the SPLOST funding. So, we kept the total budget amount without actually increasing the budget. Commissioner Rooks stated that is not what the resolution says. She stated that two weeks ago in Resolution 2016-150, it says we were going to use the recaptured money for this project; there is nothing that says it gets reallocated in any other fashion. COO Stanford stated that he is unsure of the language of the resolution she is referring to, but the dollar figures should not increase the budget for the project, we did not increase that. We are actually taking CDBG funding, allocating that to what we had initially, so the overall budget did not increase. Chairman Turner stated that last time the request was for \$470,000.00, correct; then, we received the recapturing money at \$53,152.66- what pot is this money in. COO Stanford stated no, it was always at

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\$466,000.00 and, that the \$53,152.66 is in the CDBG funding. All we are going to do is decrease the SPLOST funding that was allocated.

Commissioner Rooks stated this is the same language we had before so what has changed from last meeting when it failed to this meeting? COO Stanford stated that nothing has changed other than the actual request for the money to be re-appropriated to the SPLOST funding to the overall project. Commissioner Rooks stated that at the meeting where there were only four board members here and the vote was 2-2, so had that resolution passed, would we have been talking about a recapturing of \$53,152.66 two weeks ago? COO Stanford stated no and Commissioner Rooks stated that is her point. COO Stanford reiterated that the dollar amount is not increasing the budget; we are re-appropriating those monies to the CDBG funding and reducing the SPLOST money it is allocated to, in order to balance it out- that is the spirit of this resolution.

Chairman Turner stated that for him, regardless of the amount, it is too much money for a concession stand when we have so many other vital projects that money could be used toward. We just heard from a Clayton County citizen, Mr. Orlando Gooden, and from other citizens since this proposal has been made about why those vital projects are not being funded. He stated that he knows there are certain projects that the CDBG money cannot be used for; but, by the same instance, there are projects that it can be used for. Why are we not looking in that direction as opposed to building a concession stand that, once again, is only used for 6 months out of the year?

Commissioner Hambrick asked COO Stanford to give a history of this concession building, what it includes and how far back we have discussed this and how the money was borrowed to use for other things. COO Stanford explained that back in 2012, they were allocating about \$250,000.00 to the renovation of the Flat Shoals Park Concession Building. Based upon some additional allocations that were needed for other CDBG projects, the money from that project was reallocated and used for other projects. Over the next 3 years, Commissioner Hambrick continued to try allocating the money back for this project. After we revisited the project about one year ago, the goal was instead of doing a renovation project, to build a new concession building. Part of that was actually to get the RFP but unfortunately the RFP did not get done in a timely fashion, so we ended up looking at a contract to do the actual construction. The bi-product of that is we allocated additional money from not just CDBG funding but also looked at money from our SPLOST Program under General Improvement Funds and the 2009 SPLOST Program for Parks. We added additional funding to the project and to cover expenses. What is included in this project is a 2-story air-conditioned facility, the proposal is about

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1800 square feet and included are the men and women restrooms, concession kitchen, concession storage area, office, storage room, and observation and score keeping on the 2<sup>nd</sup> floor to oversee the baseball and football fields. Chairman Turner asked how many total square feet is this proposed building. COO Stanford answered it is 1800 square feet peripheral, total 3600 square feet.

7. Consider requests of Ramona Bivins, Chief Financial Officer.
  - 1) Approved Budget Amendment #4-19/2015 SPLOST/FYE 6-30-17 - To transfer funds for change management sessions and consultant services for the Comprehensive Justice Management and Information System, in the amount of \$25,000. Vote unanimous.
  - 2) Approved Request for Building Permit Refund to Shady Vent, LLC, located at 4370 Dugger Drive, Powder Springs, GA 30127, in the amount of \$654.14. Vote unanimous.
  
8. Consider requests of Nella Cooper, Human Resources Manager.
  - 1) Approved Request to reclassify two positions in Community Development by deleting the GIS Specialist and Permits & License Supervisor positions and creating the Permit & License Manager and Office Assistant Senior positions and to reclassify the Office Manager position. Vote unanimous.
  - 2) Approved Request to increase in step and salary of one Judicial Secretary position from Step 34 to Step 38 in Superior Court Administration. (Effective July 1, 2016). Vote unanimous.
  - 3) Approved Request to utilize the County Finance/Payroll Department to issue the Supplements to State Employees within the District Attorney's Office. Vote unanimous.
  - 4) Approved Request to renew the Aetna Medicare Advantage coverage effective January 1, 2017. Vote unanimous.

Commissioner Edmondson stated that it is said there is no premium increase in the Aetna Policy, is that premium to the county and the employees or how does that break down. Nella Cooper, Human Resources Manager stated that there is no adjustment on any percentages. Commissioner Edmondson stated that he understands utilizing the finance and payroll system for the District Attorney; this

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message regarding the Judicial Secretaries, is that the same personnel. Ms. Cooper answered that is for Superior Court Administration and is not the District Attorney. Commissioner Edmondson asked that the Superior Court, District Attorney, and the individual for the COLA are included; what about the other 44 paid State Secretaries. Ms. Cooper stated that the individual with the COLA is the Superior Court Administrative Secretary and that the other 44 state paid secretaries are not included.

9. PUBLIC HEARING CONCERNING THE EDWARD BYRNE MEMORIAL LOCAL LAW ENFORCEMENT ASSISTANCE GRANT PROGRAM.

*Synopsis: Per the notice posted in the Clayton News Daily on August 10, 2016 and August 13, 2016, the Clayton County Board of Commissioners will hear public comment regarding the Clayton County Police Department's application for a grant through the Department of Justice, Edward Byrne Justice Assistance Grant program. Grant number 2016-CFDA-16.738 in the amount of \$107,853.00. This grant will be used to purchase exercise equipment to promote health and fitness in public safety employees.*

Chairman Turner asked if anyone present wanted to speak on the grant program. No one came forward.

10. DISCUSSION ITEM: Commissioner's Block Grant.

Chairman Turner started off the discussion with reference to Commissioner Rooks concerns with the reallocating of funds. Chairman Turner asked Mr. John Brinson, Executive Director of Clayton Collaborative Authority to approach the board. Commissioner Rooks stated to Mr. Brinson that there were some questions raised before about accountability and parties or entities receiving funding from the county; is there any oversight from your office as to whether or not they are using the funds in the manner that they indicated to your office that they are going to use the funds. Mr. Brinson stated no, there is no oversight on that matter.

Commissioner Rooks asked is there a process that we can employ that would assist us in understanding and knowing that they are using the funds from this county in the way that they say they are going to use it. Mr. Brinson answered yes, and in the past fiscal year, Risk Management and Internal Audits went through all of those grants, reached out to the organizations, and audited and found no issues with the organizations that were funded last fiscal year. He also stated that we were not as an organization made aware of what the findings were from the Internal Audits; but, what he does know is that all of the organizations that were funded by the county are providing good service based on his interactions

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with the organizations throughout the last fiscal year. We found last year that there was a discrepancy with one agency and the county took the requisite actions to ensure those monies were reallocated to an appropriate agency that could use those funds.

Vice-Chairman Gregory stated that in reviewing those requests from the different organizations, are we paying attention to things like if they are of specific religion and implementing so forth; we have to be careful to not fund organizations that may be centered around a certain faith when our tax payers are of different faiths. CDBG used to have where the organizations use to audit themselves because they are non-profit; is that required now. Chief Financial Officer, Ramona Bivins approached and explained that this is the first year where they have required them to audit, and they have to submit that with their applications. Mr. Brinson stated they are required to submit to us and that we fought for this for the smaller non-profits within Clayton County to give us either their last audits or their 990s and usually on that 990 that's filled out, it is going to the Federal Government and lists how they spent all of their monies for the last fiscal year. CFO Bivins stated that we also started receiving those as little as two weeks ago.

Vice-Chairman Gregory asked if anyone is against a brief work session that we can do. CFO Bivins answered that we could have a work session before the budget process but it would require Mr. Brinson to move back the date that he starts to have his meetings with them. Maybe in January, we can get the board to start looking through the applications and sending them back to the Finance Department to see if we can incorporate that. One of the things we talked about this week is how we can get the board members to receive these documents earlier and have a discussion about it. Mr. Brinson stated to Vice-Chairman Gregory that we are amenable to this suggestion as long as that is the desire of the board. One of the things we have included this past fiscal year is a page where they have list which district they are coming out of, we began requiring those things but we will work with the board based on what the board's desires are.

Commissioner Hambrick stated that when we begin working on those things, she would like to include what percentage of the monies that we give go toward staffing as opposed to operations because a lot of grants you cannot spend on staffing, and she would like to recommend this in the sessions. Commissioner Edmondson stated the recipients of these county charitable grants- from his perspective- do not seem to change very much and can Mr. Brinson speak on how the recipients do not really change year after year and where does the budget come from? We get this dollar amount and this budget but where does it come from? He stated that he does not mean this in a negative way, but why

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do we need Clayton Collaborative Authority to collect the applications if we are getting the same people over and over again; what do we need Clayton Collaborative Authority for at all.

Commissioner Hambrick pointed out to Commissioner Edmondson that there are in fact a few new organizations and ones she knows nothing about. Mr. Brinson answered in regards to the determination of the actual dollar amounts that go to the organizations, those are not assigned by us; we facilitate the process, we shoulder a lot of the questions that come from the community about applying, he makes the recommendations during the workshops that he provides to the non-profit organizations that are applying to put forth the best possible grant. We then score those applications and then submit them to the county government, but we do not determine that dollar amount. That dollar amount is what they are asking for; so, if they are asking for the same amount, that's on them. The decision to award them that amount is coming from 112 Smith Street. He explained that one of the things he shares during his workshops is stating if there has been a change in Clayton County as far as revenue so he always anticipates less monies based on the revenue coming in; he always suggests to be realistic what you are asking for and hopefully the money that comes from the board will sustain them, but as an organization for what we do, we facilitate the process for the board and that's it.

Mr. Brinson stated he has been with the Commissioner's Block Grant since 2008 and prior to that and at one point the Collaborative facilitator process dictated how much monies those individuals were receiving; but, upon his involvement and investigation we found that a number of the members of our board at that time, were not evaluating the grants and were actually receiving the monies. We did some corrective action quick fast, and in a hurry to ensure that process was fair to all citizens. Commissioner Edmondson asked in regards to the workshops, scorings, and recommendations to 112 Smith Street, is there a process or policy that the Clayton Collaborative Authority has for scoring so that we are able to diffuse this in the communities and it not be the same entities over and over again. Mr. Brinson stated the ultimate decision for funding is done on that end of this room. He only puts what they ask for and is not aware of what is allocated in the final budget.

Commissioner Edmondson stated that he is having a hard time understanding who and what organizations Mr. Brinson is holding these workshops for and what their benefit is. Mr. Brinson answered that in our invitation, we put on the county website that all nonprofit organizations are invited within Clayton County. Everybody can come to the workshop and everybody can apply. He then explained the rating process in particular, or organizations providing similar services.

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Commissioner Edmondson asked that once the Finance Department collected this in previous years, do we not get it as part of the budget. Where is the subjective and who is putting that together before it gets to us, who populates that. CFO Bivins answered that each year, we collect the same amount of money and we present to the board, and at that time the board has the discretion to say yes or no. She continued to explain that the board should determine who gets the money in her opinion and no one else. The budget has not been adopted yet and we do not change the dollar amount. Commissioner Edmondson stated then all the work Mr. Brinson does seems to not get to us and that needs to be fixed. CFO Bivins stated that is why we want to give the board the list of applications as they come because the board should be selecting who we give the money to, we should not be doing it but the board should; she actually asked last year why we are including the same people over and over again for the grant.

CFO Bivins stated she would like to add to Commissioner Hambrick's request for recommendation also the extension to Clayton County citizens that are being served. Commissioner Rooks asked are they all Clayton County organizations and Mr. Brinson answered that they are and we do have some organizations that provide services from outside of the county, but since they are not physically located within the county, they are not eligible to receive grant money.

Commissioner Rooks stated since we are a little delayed in making the decisions and some of the organizations are in need of the funding, can we agree to have a work session before the next board meeting at 6:00 p.m. and then we decide what we are going to do and vote on it at 7:00 p.m. Commissioner Edmondson asked does the board come up with something in the next 13 days; that taking 5 different processes out of the blue publicly and come up with something in 59 minutes is the best way? Commissioner Rooks stated we should assist as best we can and she is trying to marry the two philosophies so that we can come up with a solution quicker.

Commissioner Edmondson asked Commissioner Rooks does she think there should be a cap on the amount and prioritize from top to bottom. Commissioner Rooks answered that she thinks there should be a cap, but there should not be a specific number and it should depend on the fiscal issues of the county, which would determine or not whether we can give that amount of money.

Chairman Turner stated that he agrees with Commissioner Rooks that there needs to be a work session where we can look at the variables considered tonight. Vice-Chairman Gregory suggested 5 p.m. as the time. CFO Bivins asked the board is there any organizations that the board definitely wants to support,

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because it does not all have to be done at one time, but we can start the process and agree on the amount. Chairman Turner concluded the discussion by stating there is a consensus for a work session at 5 p.m. on the day of the 1<sup>st</sup> board meeting in September and the board will decide on whether or not Mr. Brinson needs to be present for the work session.

11. Approved Resolution 2016-156 - A Resolution authorizing Clayton County, on behalf of Clayton County Library Services, to accept grant funds from the Georgia Public Library Services. Vote unanimous.

*Synopsis: This Resolution allows the County to accept MRR FY17 Grant Funds from the Georgia Public Library Services in the amount of \$32,357.11 to help the Library upgrade computers and add other innovative technology to be utilized by the public.*

12. Approved Resolution 2016-157 - A Resolution authorizing Clayton County to accept a vehicle seized for forfeiture by the Clayton County Police Department Drug Task Force. Vote unanimous.

*Synopsis: This Resolution allows the County to accept title to a 2007 Chevrolet Silverado, VIN 2GCEC13J971677974.*

13. Approved Resolution 2016-158 - A Resolution authorizing Clayton County, on behalf of the Clayton County Police Department to apply for and, if awarded, accept a grant from the U.S. Department of Justice, Office of Justice Program Bureau of Justice Assistance, to purchase exercise equipment to promote health and fitness in public safety employees. Vote unanimous.

*Synopsis: This Resolution allows the County to apply for and, if awarded, accept grant funds totaling \$107,853.00 for treadmills and gym equipment, there are no matching funds.*

13. Denied Resolution 2016-159 - A Resolution of the Housing Authority of Clayton County approving in principle the issuance of its revenue bonds in an amount not to exceed \$20,000,000 to finance the costs of the acquisition, renovation, and installation of a multi-family housing facility and authorizing the execution of a Letter of Intent and Inducement Agreement with Hampstead Keystone Partners, L.P. and for related purposes. Motion to approve failed 1-4.

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Vice-Chairman Gregory, Commissioner Edmondson, Commissioner Hambrick and Commissioner Rooks opposed.

*Synopsis: This Resolution allows the Housing Authority to issue revenue bonds in an amount not to exceed \$20,000,000.00 to acquire, renovate, and install a multi-family housing facility, located at 145 South McDonough Street, Jonesboro, GA.*

Chairman Turner asked is this not the same type of revenue bond deal that we turned down about two months or so ago that dealt with 3 apartment complexes, and who is making this request, is it the Housing Authority or the board because it had to work through Mr. Starr to get to the board. Interim Chief Staff Attorney Jack Hancock answered that he does not know anything about the projects but that it is the same type of vehicle that was involved last time; and, that he does not know how it got to the board, but it is a request from their board and their board has passed a resolution. Vice-Chairman Gregory asked didn't we receive a request from the City of Jonesboro asking for our support of this and the board Chairman Turner and Commissioner Hambrick agreed. Attorney Hancock added that the County Housing Authority will be the issuer of the bonds and if the board gives approval of this, will authorize those bonds to be issued as tax exempt; this is the reasoning of why it has come to the board is for tax exempt status on the bonds. Commissioner Rooks asked what does "...install a new multi-family housing facility..." mean?

Mr. Ryan Cusage, Senior Project Manager of Hampstead Keystone Partners, L.P. approached to answer Commissioner Rooks and explained that we have offices in San Diego, Maryland and Charleston, South Carolina. Mr. Cusage answered that installing a facility is a new community center and in terms of the multi-family housing, we are planning to renovate the other 4 units that are currently out. Commissioner Rooks asked for clarification; it means installing a clubhouse and not a multi-family housing facility even though, it is written that way and Mr. Cusage answered that is correct. Chairman Turner asked Mr. Cusage is there a clubhouse on the property now and Mr. Cusage answered that there is a facility used for tutoring and educational advisors on the property now, but in addition to that, we want to build this new community center. Chairman Turner stated so what is planned to do with these bonds is to enhance the quality of life for the citizens that live there and Mr. Cusage answered yes, absolutely. In conclusion, Chairman Turner stated that his point here to this board, is that was the same request as last time and he knows Commissioner Gregory said City of Jonesboro Councilperson did request support, but that we in fact serve the same citizens; but, still in unincorporated Clayton County, we turned it down. He wants to be clear to make a statement of obvious that we turned down a great

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opportunity for our citizens in the unincorporated areas of Clayton County with the past resolution request.

15. Approved Resolution 2016-160 - A Resolution extending a moratorium on the acceptance of all zoning related applications for review and consideration by the Clayton County Board of Commissioners, the Zoning Advisory Board, the Board of Zoning Appeals, and to the Clayton County Department of Community Development as they relate to existing or proposed properties within all zoning districts within Clayton County to be in effect through and including November 18, 2016 or earlier. Vote unanimous.

*Synopsis: This Resolution allows the zoning moratorium to remain in effect until November 18, 2016.*

Commissioner Rooks asked when we are going to get the zoning rewrite completed or some sort of drafted document that we can go ahead and red line; are we at that stage? Interim Chief Staff Attorney Jack Hancock stated that we are not quite there and the plan of the group is, there is another meeting scheduled within a week or 10 days to bring back the individual ideas to the group that has been meeting and at that point in time, the actual document will fall into shape; within about 30 days he is hoping. Commissioner Rooks asked who is advising us on this and Attorney Hancock answered there is a group of people including the Collaborative Authority, Community Development Department, a lawyer from his firm who does zoning work- this is the group that has met. Commissioner Rooks stated in terms of zoning she knows what she would like to see but she is no expert on what the terminology is and how it should be; no one has contacted her to see how she wants District 3 to look like or given her advice on how we can change the trajectory of the county in line with what they have been doing with Economic Development and what our vision is for the county, is this going to happen; Attorney Hancock answered yes, it will happen and he thinks that this has not happened in her particular instance because it was late getting her successor in; Commissioner Rooks stated she is still here but she will invite her successor to the table.

Chairman Turner stated that the moratorium is serving a valid reason for us to hold off but at the same time, he thinks we are stopping or slowing down businesses from developing here in Clayton County and as Mr. Jefferson has stated during the Public Comment section, it seems like we are closed for business. He stated that realistically, in as little as 90 days, could that be done any sooner? Attorney Hancock answered that we will have a better feel for that in 30 days and the board can always terminate

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it; we have had recent discussions and will be doing research on whether or not there is a way we can limit this moratorium that will protect the board from the things that may get changed but also open up other methods about moving forward; we will have a recommendation at the next meeting of this board. Commissioner Edmondson explained that we have updated our zoning map multiple times over the last decade and nothing is stopping any business from doing anything they want within the current zoning categories that this board itself has updated in the last couple of years; we are open for business except for rezoning. Chairman Turner answered he agrees with him, but it is the perception and he has heard from some business owners. Vice-Chairman Gregory also added that we need to get it right and that one of the examples she cites is the zoning moratorium on Highway 42; when she came into office, there were plans for extended stay and they were turning houses into nail shops. We stopped it with the moratorium and she would hate to think what Highway 42 would be had we not done that; we need to do it right. Chairman Turner stated that he agrees it needs to be done right, but at the same time, we need to be moving on it expeditiously. Attorney Hancock stated he will pass this message on and our instructions from the board is to be quick as we can but done right.

16. Approved Resolution 2016-161 - A Resolution authorizing Clayton County to convey a permanent easement and a temporary construction easement to the Clayton County Water Authority associated with construction of a new sanitary sewer pipe. Vote unanimous.

*Synopsis: This Resolution grants the Water Authority a permanent easement and a temporary construction easement to replace and maintain the sanitary sewer pipe on the property identified by tax map parcel number 13241B B003, located at 112 Smith Street, Jonesboro, Georgia.*

17. Approved Resolution 2016-162 - A Resolution authorizing Clayton County to enter into a Location Agreement with Trans-Radial Pictures, Inc., providing for the terms and conditions under which Clayton County property will be used for the purpose of photographing, filming and recording. Vote unanimous.

*Synopsis: This Resolution allows the County to enter into a Location Agreement with Trans-Radial Pictures, Inc. to use land and facilities, located at 11678 Hastings Bridge Road, Lovejoy, Georgia on August 30, 2016 through September 9, 2016 for the purpose of photographing, filming and recording.*

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18. Approved Resolution 2016-163 - A Resolution authorizing Clayton County to grant a special facility use request for the Rotary Club of Clayton County, Inc. to host a series of events for international college students at Clayton County International Park. Vote unanimous.

*Synopsis: This Resolution allows the Rotary Club of Clayton County to use the Clayton County International Park to host a series of events for international college students on September 9-11, 2016 for the purpose of hosting meet and greet, team building and other group activities, lunch and a departure farewell for 70 to 75 international college students.*

Interim Chief Staff Attorney Jack Hancock requested an executive session on litigation and personnel.

19. Held Recommendation for Director of Parks and Recreation position. Vote unanimous.

COO Stanford announced that Human Resources received 59 applications, and out of those applications received, 27 applications were certified and eligible to compete for the position based on the qualifications. The position was posted from February 22, 2016 to May 17, 2016. Part of this process was a panel discussion and interview that consisted of 7 candidates and, out of the 7 candidates, there were 3 candidates recommended to the Board of Commissioners for consideration to be interviewed for the Director of Parks and Recreation position at the May 2, 2016 Board of Commissioners Executive Session meeting. Those 3 candidates were: Mr. Troy Hodges, Mr. Ramondo Davidson and Ms. Nicole Horne. Chairman Turner thanked COO Stanford and stated that he had this included on the agenda for the board to decide if they want to move forward, and at this time, he will entertain any motion from any of the board members. Commissioner Hambrick made the motion to hold the recommendation for the Director of Parks and Recreation position, second by Vice-Chairman Gregory.

20. Accepted a Street Light Petition Addition to Existing Street Light District Peachtree Landing in District 1 - Vice Chairman Sonna Gregory. Vote unanimous.
21. Appointment of Keith Parker to the Zoning Advisory Group to fill the expiring term of Frenda Norwood. The term is three years expiring on August 19, 2019. (Full Board Appointment). [Commissioner Hambrick's recommendation]. (Held from the August 2, 2016 Meeting). Vote unanimous.

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Motion made by Commissioner Edmondson, second by Chairman Turner, to go into Executive Session to discuss litigation and personnel at 9:03 p.m. Vote unanimous.

Motion made by Commissioner Rooks, second by Chairman Turner, to go out of Executive Session at 9:41 p.m. Vote unanimous.

Motion made by Commissioner Edmondson, second by Commissioner Rooks, to reconvene the Regular Business Meeting at 9:44 p.m. Vote unanimous.

Attorney Jack Hancock presented two (2) items before the Board for their consideration from the executive session:

Motion by Commissioner Rooks, second by Chairman Turner, to approve the first item, which the board previously authorized the settlement of the case of Mr. Jeffery Davis and Heather Davis-plaintiffs; with Clayton County as the intervener versus Quality Carriers, Inc. The county made a subrogation claim of their workers compensation benefits that were paid to Mr. Davis as a result of injuries he received in an automobile wreck, and the approval was to settle for \$10,000.00. Vote unanimous.

Motion by Chairman Turner, second by Commissioner Rooks, to approve the second item, which is the settlement agreement for a case of Karbea Nuahn involving an automobile collision for \$19,500.00; signed by the injured party. Vote unanimous.

Motion by Chairman Turner, second by Commissioner Rooks, to appeal the Department of Audits and Accounts and the State Auditors 2015 100% Statewide Equalize Adjusted School Property Tax Digest Report for Clayton County- which was received on July 29, 2016 by the Clayton County Board of Tax Assessors- and to authorize the Board of Tax Assessors and/or the Chief Appraiser to work with the Staff Attorney's Office to prepare and submit said appeal and attend all necessary hearings. Vote unanimous.

There being no further business to discuss, motion by Commissioner Edmondson, second by Commissioner Rooks, to adjourn the Regular Business Meeting of August 16, 2016 at 9:46 p.m.