

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

February 2, 2010

POST SUMMARY MINUTES

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

1. Chairman Bell called the meeting to order.
2. Invocation by Pastor LaVoris Holloway of Total Grace Church in Rex, Georgia. Pledge of allegiance to the flag led by Chairman Bell.
3. Amended the agenda by holding Item #8 (Resolution 2010-28 – Requesting the Georgia General Assembly to adopt legislation designated in the County’s 2010 Legislative Package); holding Item #23 (Presentation: Jail Kitchen Update by Interim Chief of Staff Alex Cohilas); adding an appointment to the Board of Zoning Appeals (District 3/Vice-Chairman Ralph); and adding a recommendation by Chief Cohilas. It was also noted that requests made by Finance Director Angela Jackson and Chief Staff Attorney Michael Smith would be heard in total and then voted on at once for each presenter. The agenda was adopted, as amended, as all commissioners had copies before them. Vote unanimous.
4. Approved the minutes of the January 12, 2010 Business License Revocation Appeal Hearing for *The Spot* and the January 19, 2010 Regular Business Meeting. The motion carried 3-2-0 for approval of the January 12, 2010 Business License Appeal Hearing for *The Spot* minutes, with Commissioners Edmondson and Hambrick abstaining due to absence. The motion carried unanimously for approval of the January 19, 2010 Regular Business Meeting minutes.
5. Chairman Bell welcomed the presence of the following government officials in the audience and thanked them for attending this business meeting:

Richard Oden, Chairman/CEO of Rockdale County Board of Commissioners
Bobby Cartwright, Council Member/Pro Tem of the City of Lovejoy
Joe Murphy, Mayor of the City of Lovejoy

6. Angela Jackson, Director of Finance, presented the following requests which resulted in these actions. (NOTE: These were heard in total and voted on at once.)
 - 1) Approved Budget Amendment #2-20 (FYE 6-30-10), for the Fire Department, in the amount of \$3,250.00. These are academy fees which will be used to purchase a MAC computer to aid in running the video and training channel for the Academy. Vote unanimous.

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2) Approved Budget Amendment #2-26 (FYE 6-30-10), for the Alternative Dispute Resolution Fund, in the amount of \$20,535.00, to increase the operating budget to reflect current expenditure levels. Vote unanimous.

3) Approved Budget Amendment #2-27 (FYE 6-30-10), for the State Narcotics Condemnation Fund, in the amount of \$2,899.00, to fund furloughed state employees necessary to operate the District Attorney's Office. Vote unanimous.

4) Approved Budget Amendment #2-28 (FYE 6-30-10), for the State Narcotics Condemnation Fund, in the amount of \$10,000.00, to provide funds to bring the Harriett Tubman exhibit to Arts Clayton. Vote unanimous.

5) Approved Budget Amendment #3-14 (FYE 6-30-10), to request a Line Item Transfer – Capital Projects Fund (306) – Roads and Recreation Projects (SPLOST 2004), in the amount of \$30,000.00, to realign Tuxedo Trail at Medical Center Drive. Vote unanimous.

6) Approved Budget Amendment #3-15 (FYE 6-30-10), to request a Line Item Transfer – Capital Projects Fund (306) – Roads and Recreation Projects (SPLOST 2004), in the amount of \$28,090.00, for additional funds needed for the Georgia Power Utility agreement. Vote unanimous.

7. Michael Smith, Chief Staff Attorney, brought forth these ordinances and resolutions which resulted in the following actions. (NOTE: These requests were heard in total and voted on at once.)

1) Approved Ordinance 2010-26 to amend the Code of Clayton County, Georgia, as amended, specifically, Code of Clayton County, Georgia, Part II, Chapter 22, Businesses, Article II, Occupational Licenses, by deleting Section 22-34 "Revocation" and substituting in lieu thereof a new Section 22-34 "Revocation." Vote unanimous.

2) Approved Resolution 2010-27 authorizing Clayton County to enter into an agreement with Six Flags over Georgia on behalf of the Clayton County Human Resources Department providing for the terms and conditions under which Six Flags Over Georgia park admission tickets will be provided to the County on a consignment basis. Vote unanimous.

3) Approved 2010-29 to accept a donation (\$500.00) from SunCrest HomeHealth on behalf of the Clayton County Senior Services Aging Department. Vote unanimous.

4) Approved Resolution 2010-30 authorizing Clayton County to accept grant funds

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under the 2009 American Recovery and Reinvestment Act and the Edward Byrne Memorial Justice Assistance Grant on behalf of the State Court (DUI Court/\$20,000.00). Vote unanimous.

5) Approved Resolution 2010-31 authorizing Clayton County to accept grant funds under the 2009 American Recovery and Reinvestment Act and the Edward Byrne Memorial Justice Assistance Grant on behalf of the Superior, State, and Magistrate Courts (Electronic Filing/\$220,000.00). Vote unanimous.

6) Approved Resolution 2010-32 authorizing Clayton County to accept grant funds under the 2009 American Recovery and Reinvestment Act and the Edward Byrne Memorial Justice Assistance Grant on behalf of the Superior Court and State Court from the State Justice Institute (Technical Assistance/\$50,000.00/local match of \$5,000.00). Vote unanimous.

7) Approved Resolution 2010-33 authorizing Clayton County to accept grant funds under the 2009 American Recovery and Reinvestment Act and the Edward Byrne Memorial Justice Assistance Grant on behalf of the State Court (Adult Felony Drug Court/\$25,000.00). Vote unanimous.

8) Approved Resolution 2010-34 authorizing Clayton County to accept grant funds under the 2009 American Recovery and Reinvestment Act and the Edward Byrne Memorial Justice Assistance Grant on behalf of the Solicitor General (Technical Improvements/\$25,000.00). Vote unanimous.

9) Approved Resolution 2010-35 authorizing Clayton County to accept grant funds under the 2009 American Recovery and Reinvestment Act and the Edward Byrne Memorial Justice Assistance Grant on behalf of the Circuit Public Defender (Budget Recovery/\$58,500.00). Vote unanimous.

10) Approved Resolution 2010-36 authorizing Clayton County to accept grant funds under the 2009 American Recovery and Reinvestment Act and the Edward Byrne Memorial Justice Assistance Grant on behalf of the District Attorney (Technical Improvements/\$20,000.00). Vote unanimous.

11) Approved Resolution 2010-37 providing for and authorizing a change in supplemental compensation for two administrative assistant positions in the Office of the District Attorney. Vote unanimous.

12) Approved Resolution 2010-38 authorizing Clayton County to enter into a Construction Agreement, Project No. CSSTP-0008(586), PI No. 0008586 with the Department of Transportation, State of Georgia for the traffic signal upgrade project on S.R. 42; five

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intersections (I-675 Northbound Ramp, I-675 Southbound Ramp, Dale Road/Evans Drive, Fielder Road, and Lake Harbin Road). Vote unanimous.

13) Approved Resolution 2010-39 to authorize an amendment of the lease agreement with Walker Concrete Company, Inc. to permit Walker Concrete Company, Inc. to enter into one or more sub-lease agreements with one or more companies for the purpose of permitting motion picture film production for a period of up to twenty-four (24) months on the premises leased by Walker Concrete Company, Inc. from Clayton County, Georgia at Tara Field Airport, which use shall not impact or interfere with any aviation or other activity at the airport. The motion carried 4-1; Chairman Bell opposed.

14) Approved Resolution 2010-40 to approve a lease agreement between Clayton County and Executive Aircraft Storage, LLC for the use and occupancy of Hangar W1 located at Tara Field Airport for an initial term of one year, with additional annual renewal periods. The motion carried 4-1; Chairman Bell opposed.

15) Approved Resolution 2010-41 to approve a form of sub-lease between Executive Aircraft Storage, LLC and Atlanta Film Studios, LLC for the purpose of engaging in motion picture film production at certain leased hangars at Tara Field Airport for a period of up to twenty-four (24) months as provided by Resolution 2010-17. The motion carried 4-1; Chairman Bell opposed.

16) Approved Resolution 2010-42, a Resolution by the Clayton County Board of Commissioners authorizing the appointment of up to three alternates to the Board of Zoning Appeals to serve a term of one year; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

8. Appointed Mr. Wayne Clarke (Vice-Chairman Ralph) of Jonesboro, Georgia to the Board of Zoning Appeals. The term is for one (1) year; expiring on 2-2-11. Vote unanimous.

9. Approved a recommendation from Interim Chief of Staff Alex Cohilas to request that the Civil Service Board extend the four (4)-week unpaid administrative leave for former Chief of Police Jeff Turner (currently under investigation). Chief Cohilas indicated that he had received new documents last week regarding the actions of Jeff Turner. Since he had not had time to review these documents to ensure proper vetting and a fair, objective evaluation, Chief Cohilas recommended that this Board ask the Civil Service Board to extend the time so that he can complete the investigation properly. Chairman Bell advised that the Civil Service Board should be requested to grant an extension for the maximum amount of time allowable, not just for a two (2)-week period as was requested earlier. (NOTE: This request will be made on

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behalf of the Board by either Chief Cohilas or Renee Bright, Director of Human Resources.)
Vote unanimous.

Chief Cohilas next requested the Board to hold an Executive Session regarding a personnel issue following the Regular Business Meeting. The Board agreed to do so.

PUBLIC COMMENT:

1. Kimberly Crossley, a Clayton County constituent, addressed a concern about the previous commission business meeting agenda dated January 19, 2010. She described it as being very vague and stated it did not explain what is being done with the citizens' tax dollars; i.e., no jobs are being created or saved. Per Ms. Crossley, people are suffering in the county. For instance, people cannot stay in their homes due to foreclosures at an alarming rate; cars are being repossessed at an alarming rate; and now the county has no bus service (after March 31, 2010). She questioned what is being done with the taxpayers' dollars because it has not been explained to the public. Ms. Crossley stressed that this county needs more transparency. As far as city government is concerned, anything that moves toward greater transparency is progress. Taxpayers want more accountability from government officials and the Sunshine Act should serve as a "disinfectant." There should be a requirement to make this information accessible to the public. She further stated that property tax levels should be frozen; monies should be rechanneled into areas that need redevelopment or more economic growth; and there needs to be an equal distribution of funds – not just for areas like Buckhead – but for run-down areas in southwest Atlanta and Clayton County. There is no economic development throughout the county, especially on Riverdale Road, because stores are closing due to people not having jobs to enable them to purchase goods. (NOTE: At this time, Clerk Haywood informed Ms. Crossley that her two (2)-minute time limit had expired.) Ms. Crossley asked to continue with her comments, but Chairman Bell advised her to submit her concerns in writing to the Clerk. He promised to respond to her as he had done in the past.

Before going into Executive Session, Chairman Bell asked Mr. Wayne Madden (retired businessman) to come forward. On behalf of the Board of Commissioners, Chairman Bell thanked Mr. Madden for purchasing two (2) table sponsorships at the January 31, 2010 Clayton County Chamber of Commerce's 56th Annual Banquet. Many employees were able to attend this event due to Mr. Madden's generosity, and the Board was indeed grateful.