

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

May 4, 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 was led by Pastor Bo Stevens of the First Baptist Church in Jonesboro, GA. Pledge of allegiance to the flag was led by Chairman Bell.
3. Amended the agenda by holding item #10 (Resolution 2010-64 – Authorizing Clayton County to enter into a Memorandum of Agreement with the Atlanta Regional Commission providing for a framework for regional transit planning coordination and cooperation in the Atlanta metropolitan planning area); holding item #15 (Resolution 2010-104 – Authorizing the execution and performance of an agreement with Trinity Carbon Management, LLC to develop a carbon credit project at the Clayton County Landfill as part of the Trane Comfort Solutions, Inc. energy savings and conservation agreement); and holding item #20 (Appointment to the Housing Authority Board. The term of Robert Walker expires on 5-11-10. New term is for five (5) years; expiring on 5-11-15.) The agenda was adopted, as amended, as all commissioners had copies before them.
4. Approved the April 20, 2010 Regular Business Meeting minutes.
5. PROCLAMATION: “Clayton County Website Wins 2010 Sunny Award” (presented to Brett Lavender; IT Director, Peggy Lacey; IT Systems Program Manager, Jennifer Brown; Programmer Analyst, Kim Driggers; County Webmaster, Michael Smith; Chief Staff Attorney, and Christie Barnes; Staff Attorney).
6. PROCLAMATION: “Clayton County Proclaims May 2010 as Older Americans Month” (presented to Mary Byrd, Senior Services Director, and support staff).
7. PRESENTATION: Awarding of \$1,000.00 Scholarships to Erika Green, Senior at Forest Park High School and Chatil Bradford, Senior at Morrow High School (presented by Commissioner Sonna Singleton/District #1).

(NOTE: Clerk Haywood read all of the above proclamations for the benefit of the audience. Group photos were taken afterwards.)

8. Rod Gray, Director of Central Services, presented the following items which resulted in these actions:

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1) Approved a bid for Construction Management at Risk Services for the Juvenile Justice Center (RFP Pkg. #09-57; 4/8/10). The evaluation committee, consisting of County employees from Building and Maintenance, Information Technology, Juvenile Court, Sheriff's Office, and the Fire Department, has reviewed all the proposals. The recommendation is to award the contract to Potts Construction Services located in Conyers, Georgia with the highest score of 518.25.

2) Approved a bid for SPLOST Architectural/Engineering Services for the Construction of the Juvenile Justice Center (RFP Pkg. #09-58; 4/8/10). The evaluation committee, consisting of County employees from Building and Maintenance, Information Technology, Juvenile Court, and the Fire Department, has reviewed all the proposals. The recommendation is to award the contract to KSGW Architects, LLC, located in Alpharetta, Georgia with the highest score of 452.10.

3) Approved an amendment to an existing contract for Consulting Services for the Disparity Study for Clayton County. The award of this project was presented and approved by the Board of Commissioners on January 5, 2010 to establish a contract with Mason Tillman Associates, Ltd. for consulting services to conduct a disparity study for Clayton County.

The original proposal study period for procurement and contracting utilization was during the five (5) year period of 2003 to 2007. Central Services recommends to amend the study period to the years of 2005 to 2009, which allows for utilization of more recent data and the preparation of a more legally defensible study. This amendment would not increase the approved fee of \$353,946.00.

4) Approved a bid for SPLOST Architectural/Engineering Services for Construction of the new Clayton County Library in Forest Park, Georgia (RFP #09-58; 4/23/10). The evaluation committee, consisting of County employees from Building and Maintenance, Information Technology, Clayton County Library, and Library Board members, has reviewed the proposals. The recommendation is to award the contract to Craig Gaulden Davis, located in Greenville, South Carolina, with the high score of 402 and a fee percentage of 8.24% of total construction cost.

9. Dennis Johnson, Budget Manager, presented these items which resulted in the following actions:

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1) Approved Budget Amendment #2-42 (Library), in the amount of \$7,320.00, to amend the budget to reflect receipt of Universal Service Discount revenue from AT&T and to increase office supplies accordingly.

2) Approved Budget Amendment #2-46 (Fire Fund), in the amount of \$11,500.00, to amend the budget to provide funds to cover the cost of upgrades to the existing flooring and wall coverings within the training offices.

10. Approved Resolution 2010-99 to amend the Home Annual Action Plan and reallocate home funds; to authorize Clayton County to provide a Home Program Loan to Progressive Redevelopment, Inc. to be used to refinance the mortgage on and rehabilitate the Brookside Apartments located at 5420 Riverdale Road, College Park, Georgia.

11. Approved Resolution 2010-101 authorizing Clayton County to enter into a Memorandum of Understanding (MOU) with the Federal Bureau of Investigation to participate in a Joint Terrorism Task Force.

12. Approved Resolution 2010-102 authorizing the acceptance and sale or other disposition of condemned or seized vehicles from the Clayton County Police Department Drug/Gang Violence Task Force to be sold at auction; to authorize the Director of Central Services to effect the sale of said vehicles as surplus items; to authorize the disbursement of proceeds from the sale of such property.

13. Approved Resolution 2010-103 authorizing Clayton County to enter into a Fifth Amendment to Lease with Lin Investments, Inc., as successor to R & P Properties, Inc., as Lessor, on behalf of Clayton County Juvenile Court, as Lessee, and Workman and Company, Inc. as Agent for the terms and conditions related to leased space located at 259 Arrowhead Boulevard.

14. Approved Resolution 2010-105 authorizing Clayton County to accept the transfer of title for and become the owner of property no longer used by Southern Crescent Habitat for Humanity located at 170 Flint River Road, Jonesboro, Georgia 30238.

15. Approved Resolution 2010-106 authorizing Clayton County to enter into a subgrant Award agreement with the Office of the Governor Criminal Justice Coordinating Council and, in

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accordance therewith, accept grant funds (\$80,000.00) on behalf of the Clayton County District Attorney's Office for the Stop Violence Against Women Act. This grant requires a local match of \$26,667.00.

16. Approved an Order for Remission: State of Georgia v. Sauron Ramon Benton and Anytime Bail Bonding, Inc. (Surety), 2008CR02407-06 (\$5,320.00).

At this time, Chief Staff Attorney Michael Smith requested an Executive Session following the Regular Business Meeting to discuss litigation.

17. Approved the Alternate appointment (Full Board) of Edward Clemons of Jonesboro, Georgia to the Board of Appeals (Zoning). (NOTE: This appointment will fill one of two [2] positions needed to ensure that a quorum will be present at monthly meetings.)

18. Accepted a street light petition for 4644-4789 Bouldercrest Road (3 lights; AG, 150w cobrahead hps lights/16 lots/District #1/Commissioner Singleton).

PUBLIC COMMENT

1. Dr. Henry Anderson thanked the commissioners for their positive work and the speed in which it was handled, particularly over the past year and a half. He was concerned, however, about trash on business premises and the trashing of businesses on Tara Boulevard. There are still a lot of businesses that continue to violate laws, ordinances, rules, and regulations in the county. Dumpsters are still overflowing with trash, and many businesses are dilapidated and in dire need of repair. Dr. Anderson said he was aware that the county has ordinances and laws on the books. Although he has been a long-time proponent of hiring more code enforcement officers, he knew that some of the commissioners might feel that the county has enough of them. Per Dr. Anderson, it would be prudent for this commission to confer with Interim Chief of Police Tim Robinson about a system called Comcate which measures what the officers are doing. The county can then objectively find out if it needs more officers or determine whether the officers are not properly doing their work. He visited the Code Enforcement Office last year and it appeared to be understaffed and overworked. Dr. Anderson urged the commissioners to seriously consider getting another code enforcement officer hired for the county. Code Enforcement could then cite all of these businesses that are violating county laws. Fines obtained from the citations will pay for this extra code enforcement officer. He also asked the commissioners to pass an ordinance to put dumpsters in the back of businesses as opposed to

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being in front of them. It is visually disturbing to see trash in front of businesses and, to his knowledge, Clayton County is the only county he has seen that allows dumpsters to be placed in front. Dr. Anderson told the commissioners that they have the power and authority to make these changes immediately, swiftly, and quickly. He beseeched the commissioners to act on passing an ordinance that would promote a cleaner county, including Tara Boulevard.

2. James Searcy, Chairman of the Clayton County Housing Authority, was present to inquire about some public comments issued at a recent Regular Business Meeting concerning certain housing projects in the county. One project was a feasibility study program encompassing the Veterans Home and Work Release Facility and another was a "Boots on the Ground" program. Mr. Searcy apprised the Board that the Clayton County Housing Authority conducted the RFP process and selected the reigning bid for that and, at this point, the projects are suspended due to the Board's request for a legal inquiry by Chief Attorney Michael Smith. Since he was aware that Mr. Smith had completed his investigation, it was now appropriate for Attorney Smith to indicate the results of that investigation. Chairman Bell thanked Mr. Searcy for his comments. He further stated that unless the Board wishes to change its rules, Mr. Smith would not be able to give Mr. Searcy that answer here. Mr. Smith will, however, be happy to meet with Mr. Searcy here subsequently to relay whatever answer he is able to give him. Mr. Searcy replied that once that information has been exchanged and the Board has no further concerns, the Clayton County Housing Authority will need a swift reply from the Board as to whether it can continue with the feasibility study.

3. Rosa Mason stated that she knew Chairman Bell was tired of talking to her, but she needed to talk to him one more time. She had contacted Chairman Bell's assistant, Rose Johnson, about the *Atlanta Journal Constitution* coming into her subdivision and throwing out advertising papers on the residential properties. Ms. Mason felt the Board needed to draft an ordinance to stop papers from being thrown in the community. She has attempted to get help from the *Atlanta Journal Constitution* to no avail, so that is why she needed the Board's help now. Ms. Mason informed everyone that she has been trying to resolve this problem for the past three (3) months and something needs to be done soon. Chairman Bell advised Mr. Smith to look into this matter so that the Board could make a recommendation to resolve it.