

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting  
7:00 P.M.

August 17, 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 Major Wally Woodcock, Chaplain of the Clayton County Police Department. Pledge of allegiance to the flag was led by Chairman Bell.
3. Amended the agenda by adding Resolution 2010-180 (Authorizing Clayton County to enter into a supplemental agreement with the Department of Transportation State of Georgia providing for the terms and conditions under which the time period for completion of the Hampton '09 Project, No. P090-9000-09, will be extended.) The agenda was adopted, as amended, as all commissioners had copies before them. Vote unanimous.
4. Approved the August 10, 2010 Regular Business Meeting minutes. Vote unanimous.
5. PRESENTATION: Archway Partnership Update (presented by Gail Webb, Archway Professional).

Ms. Webb thanked the Board for allowing her the opportunity to provide an update on Clayton Archway. She stated that Clayton Archway has had over forty students and almost fifteen faculty members working to address the priority community issues in the county. According to Ms. Webb, utilizing student interns to work on various projects and initiatives has saved the county more than \$300,000.00. She then affirmed that she had provided the commissioners a more detailed report that they could review at a later time. Clayton Archway is requesting that the county renew its partnership with Archway Partnership for 2010-2011. It was fully funded by UGA this year and also increased Archway communities from six (6) to eight (8). This has been a very productive year, and all committees are moving forward with incentives that will ultimately improve the quality of life and positively affect economic development in Clayton County.

Ms. Webb next referenced these key projects that have taken place or will take place in the county:

- 1) Friday, August 27, 2010 – Dr. Alpha Bryan of the Clayton County Board of Health, Mr. Jim Chrissey of Southern Regional, Ms. Gail Webb of Archway Partnership, and Mr. Barlon Lundgren of Southside Medical are submitting a completed application for Clayton County to be designated as a Health Professional Shortage Area (HPSA), the first phase in establishing a Federally Qualified Healthcare Center in the county.

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- 2) Wednesday, September 15, 2010 – A Training Workshop will be provided for code enforcement officers on “Recognizing Dangerous Situations,” “Conflict Resolution,” and other pertinent topics.
- 3) Three (3) student interns have worked with the Clayton County Economic Development Department, and Clayton Archway partnered with Clayton County Public Schools to host a teen summit with more than fifty students in April 2010.
- 4) Clayton Archway partnered with Clayton State University to host a writing workshop for high school students in May 2010, and it will conduct another writing workshop in October 2010.
- 5) Two (2) University of Georgia students have been taking pictures of Clayton County for a project entitled “Georgia Gaze.” Those pictures will be available to Clayton County government. (Randall Toussaint, Assistant Economic Development Director, provided a tour for these students.)
- 6) This summer, six (6) students worked on landscape design projects for Clayton County. Plans are underway to work with Clayton County Extension to get those designs implemented.

Ms. Webb concluded that Clayton Archway has been working productively. Much work has been conducted to improve the county’s public image; i.e., supporting a magazine and brochure about the county. All in all, she stated that Clayton Archway intends to provide more programs and incentives to boost the county’s economy.

Chairman Bell thanked Ms. Webb for all of the hard work she is doing in Clayton County and congratulated her for all of the projects she had completed.

6. PROCLAMATION: “Clayton County Recognizes The State of Georgia’s Tourism Resource Team” (presented to the Georgia Department of Economic Development, the Georgia Department of Community Affairs, the Georgia Department of Natural Resources, the Georgia Environmental Facilities Authority, and the Georgia Institute of Technology). [NOTE: Clerk Haywood read the proclamation for the benefit of the public. Group photos were also taken.]

7. Rod Gray, Director of Central Services, presented the following items which resulted in these actions: (NOTE: The Board voted on these items at once.)

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1) Approved a request for Animal Services, Euthanasia, Annual Contract (RFP Pkg. #10-09; 05/11/10) for the Police Department. The evaluation committee, consisting of County representatives and the County Extension Department, has reviewed the proposal. It has recommended to award a contract to Parkway Animal Hospital located in McDonough, Georgia, with the highest score of 408.65 and the lowest fees. Vote unanimous.

Commissioner Edmondson noted that no contract was attached to this bid tabulation. He understood there were substantial contract changes, specific to a licensed veterinarian administering euthanasia services, which needed to be explained to the Board.

Mr. Gray agreed that there were significant changes in the RFP, but he was not comfortable with discussing those changes without his notes. He could, however, provide a summary. The changes referenced the methods of euthanasia, usage of sedatives, number of animals of a certain type occupying a room during certain times, etc. Mr. Gray added that there were a lot of statistics/facts that he was not prepared to discuss accurately right now.

Commissioner Edmondson then asked Mr. Gray to speak generically about this subject (a licensed veterinarian administering euthanasia services).

Mr. Gray replied that Central Services had worked with the Clayton County Humane Society to develop a scope of euthanasia services that would be acceptable to the society and the animal loving community of the county. A preliminary meeting was also held with the vendor, and the vendor is amenable to all of the terms. In the previous contract with the vendor, all of terms and scope of services were maintained. The scope of services was changed for this particular contract, and the vendor has referenced its ability to meet all of the county requirements. Mr. Gray acknowledged that Central Services feels comfortable moving forward with this request.

Commissioner Edmondson questioned if those changes included that the euthanasia service be administered by a licensed veterinarian.

Mr. Gray answered that the changes referenced that a licensed veterinarian be present with a trained staff (during the administration of the service).

Commissioner Edmondson stated that he was satisfied with that answer.

2) Approved a request for a Countywide Voice Over Internet Protocol System (RFP Pkg. #10-24; 6/29/10). This proposal is for Cisco VoIP phone systems and services, as requested by the Information Technology Department. The evaluation committee, consisting of County representatives from the Juvenile Court System, Police Department, Court Administration, Fire and Emergency Services, and the Information Technology Department, has reviewed the proposal.

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It has recommended to award a contract to Softchoice Corporation in Norcross, Georgia, whose firm is the sole bidder. Vote unanimous.

8. Approved Resolution 2010-169 authorizing the Clayton County Prison to conduct clean-ups of property within the County pursuant to the Quality of Life Code and the Property Maintenance Code where the property owner will be charged for the clean-up in accordance with the abatement fee schedule; to authorize the County Staff Attorney's Office to file any necessary liens to secure payment for the clean-ups; to authorize the County Tax Commissioner to collect any past due funds owed to the County for these clean-ups. Vote unanimous.

Commissioner Edmondson inquired about several technicalities in this resolution. He referenced Section I which read, "The Board of Commissioners hereby authorizes, in addition to the use of private contractors, the Warden of the Clayton County Prison to use inmate labor under the supervision of his correctional officers to conduct force cleans..." He wondered if the use of the pronoun "his" were inappropriate; he did not know if the wording referred to "Warden Smith's or the Warden's correctional officers."

Michael Smith, Chief Staff Attorney, said the sentence was referring to the Warden's correctional officers.

Commissioner Edmondson admitted that it is a small issue, but it could pose problems in the future. He believed that the sentence could probably be deleted altogether and left as "under the supervision of correctional officers." Under Section II, Commissioner Edmondson stated he was looking for clarity. He understood that the intent of the change was to still have some private contractors to perform some force clean services that the inmates could not do. The last sentence of this section read, "The fees charged for the force clean shall be from the Abatement Fee Schedule for work completed under the Warden's supervision." Commissioner Edmondson asked if that meant the scope of work done by private contractors would be included or if it would be overruled.

Mr. Smith responded no, the scope of work done by private contractors would not be overruled. Private contractors will have a separate scope of work, and it will indicate the amount for the force cleans.

Commissioner Edmondson inquired if the private contract work would be administered by someone else other than the Warden; i.e., Central Services.

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Mr. Smith said the determination would come from the type of work performed. If trees are required to be cut down, that is a type of work that the Warden cannot do and he would pursue selecting a private contractor to do it.

Commissioner Edmondson asked if the fees and monies going toward the lien would then come from Central Services.

Mr. Smith answered yes, because the exact amount would not be known.

Regarding the liens collected by the Tax Commissioner, Commissioner Edmondson questioned the term "tax lien" (which he could not find in this resolution). He asked if the liens referenced are inclusive of that or if the county discovered it could not impose them.

Mr. Smith stated that the liens are inclusive. Property liens are now filed on income tax. This resolution provides that the Tax Commissioner can now file liens.

Commissioner Edmondson next asked if enough due process had been performed to move forward in the adoption of this resolution and the creation of policies.

Mr. Smith voiced that additional steps to get the job done are to be taken legally. This resolution authorizes the Legal Office to perform these steps along with the Tax Commissioner.

Commissioner Edmondson inquired if these steps would be operational or legal.

Mr. Smith answered that they would be operational because they are legally fine.

9. Approved Resolution 2010-170 authorizing the acceptance of condemned vehicles to be assigned to the Police Department fleet in a manner as will be in the best interest of the County. Vote unanimous.

10. Approved Ordinance 2010-171, an Ordinance to add five new sections and amend two sections of Article X of Chapter 14 of the Code of Clayton County regarding impoundment and adoption of animals. Vote unanimous.

11. Approved Ordinance 2010-172, an Ordinance to add one new section and amend three sections of Article IV of Chapter 14 of the Code of Clayton County regarding vaccination and licensing of animals. Vote unanimous.

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12. Approved Ordinance 2010-173, an Ordinance to add two new sections and amend one section of Article V of Chapter 14 of the Code of Clayton County regarding restraint of animals. Vote unanimous.

13. Approved Ordinance 2010-174, an Ordinance to amend two sections of Article VI of Chapter 14 of the Code of Clayton County regarding the Dangerous Dog Act and to amend one section of Article VII of the Code of Clayton County regarding cruelty to animals. Vote unanimous.

Chairman Bell announced that members of the Humane Society were present in the audience tonight. For the record, he asked Major Ken Green, Legal Advisor for the Police Department, to acknowledge those persons with whom he coordinated the development of the aforementioned animal ordinances. Major Green stated that he was aided by Mr. Michael Smith, Chief Staff Attorney/Legal Office; Chief Alex Cohilas, Chief of Staff/Board of Commissioners; Ms. Michelle Bryant, President of the Clayton County Humane Society; Captain Mark Thompson, Commanding Officer of the Animal Control Unit; and Chief Alan Holloway, Deputy Chief of Animal Control.

14. Approved Resolution 2010-175 to accept grant funds (\$31,099.00) on behalf of the Clayton County Adult Felony Drug Court, from the Judicial Council of Georgia Standing Committee on Drug Courts to be used for implementation purposes with no county match. Vote unanimous.

15. Approved Resolution 2010-176 to accept grant funds (\$24,118.00) on behalf of the Clayton County DUI Court, from the Judicial Council of Georgia Standing Committee on Drug Courts to be used for implementation purposes with no county match. Vote unanimous.

16. Approved Resolution 2010-177, establishing the Clayton County Employee Furlough Policy. Vote unanimous.

17. Approved Resolution 2010-178, providing for the establishment of Furlough Days (September 3, 2010; in conjunction with Labor Day, December 30, 2010; in conjunction with New Year's Day, April 22, 2011; and May 27, 2011; in conjunction with Memorial Day) which shall be declared as public and legal holidays to be observed by the government of Clayton County during the period of July 1, 2010 through June 30, 2011; to request that all elected officials of Clayton County observe such legal holidays. Vote unanimous.

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18. Approved Resolution 2010-179 authorizing Clayton County to enter into a Georgia County Internship Program Subgrant Agreement with the Association County Commissioners of Georgia. Vote unanimous.

19. Approved Resolution 2010-180 authorizing Clayton County to enter into a supplemental agreement with the Department of Transportation State of Georgia providing for the terms and conditions under which the time period for completion of the Hampton '09 Project, No. P090-9000-09, will be extended. Vote unanimous.

NOTE: At this time in the meeting, Mr. Smith and Major Green noted that two (2) corrections would be made on some of the animal control ordinances that the Board previously approved.

Those corrections were referenced as follows:

Ordinance 2010-172: Section 14-82(e)

The words "or approved" were inserted into Section 14-82(e) in the last sentence; which now reads: "The rabies tag issued or approved by the Animal Control unit will reflect the expiration year certified by the veterinarian but in no case shall this be more than three years from the date of vaccination."

Ordinance 2010-174: Section 14-166(3)

Section 14-166(3) was modified to delete conflicting language. These words were deleted from the first sentence: "consisting of not less than three walls, flooring other than ground and a roof."

As corrected, the first sentence now reads: "To fail to provide any animal under his care with access to adequate shelter to protect it from all types of weather, 24 hours daily."

The Board unanimously approved the aforementioned corrections (deletion of old language and insertion of new language) to the specified ordinances.

Mr. Smith requested an Executive Session following the Regular Business Meeting to discuss litigation, personnel issues, and a real estate matter. The Board consented to do so.

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PUBLIC COMMENT:

1. Mr. Wayne Madden expressed that his subdivision held its annual meeting last night. He wanted to thank Vice-Chairman Ralph for showing up and for being so informative. Additionally, he thanked Interim Chief of Police Tim Robinson for attending the meeting. Chief Robinson was able to answer all questions, with the exception of legal ones. Mr. Madden hoped that the county would continue to work with his subdivision and wished everyone a good week.

The Board then made a motion to go into Executive Session.

Following the Executive Session, the Board reconvened the Regular Business Meeting to act on decisions made in the Executive Session as follows:

PARKS AND RECREATION

- 1) Approved a personnel request to fill a part-time Gym Coordinator position at the Virginia Gray Recreation Center.
- 2) Approved a personnel request to fill a part-time Fitness Center Aide position at the Virginia Gray Recreation Center.
- 3) Approved a personnel request to fill a part-time Program Aide position at the Virginia Gray Recreation Center.
- 4) Approved a personnel request to fill a part-time Park Maintenance Worker II position in the Athletics Division of the Parks and Recreation Department.

Vote unanimous.

CLERK OF SUPERIOR COURT

- 1) Approved a personnel request to fill a Jury Manager position at Pay Grade 21.
- 2) Approved a personnel request to fill a Deputy Court Clerk at Pay Grade 12.
- 3) Approved a personnel request to fill a Deputy Court Clerk part-time position.

Vote unanimous.

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JUVENILE COURT

- 1) Approved a personnel request to fill a CASA Volunteer Supervisor position (grant funded). Vote unanimous.

TAX COMMISSIONER

- 1) Approved a personnel request to fill a Property Tax Specialist position at Pay Grade 14.
- 2) Approved the posting of two (2) Property Tax Technicians positions at Pay Grade 13 (as created by the promotion).

Vote unanimous.

OTHER BUSINESS

Mr. Smith noted that he had a clarification on the vehicles from the Tax Commissioner's Office. He had prepared an agreement which stated that the Tax Commissioner will not use the cars for take home purposes. Vice-Chairman Ralph requested that a timeline be inserted in the agreement and that it be signed/returned by the Tax Commissioner no later than Friday, August 20, 2010. Otherwise, Wade Starr, Director of Fleet Maintenance, would be directed to redistribute the cars. Chairman Bell asked Mr. Smith to bring the document to him upon execution. The Board unanimously approved this request to be carried out as outlined.