

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting  
7:00 P.M.

September 13, 2011

POST SUMMARY MINUTES

PRESENT: Chairman Eldrin Bell, Commissioner Michael Edmondson, Commissioner Gail Hambrick, and Clerk Shelby D. Haywood.

1. Chairman Bell called the meeting to order.
2. Invocation by Chaplain Gazarra Hill of the Clayton County Police Department. Pledge of allegiance to the flag.
3. Amended the agenda by adding Resolution 2011-149 (Authorizing the county to enter into an agreement for professional services with Forensic Photography, Inc. providing terms in which photographic services will be provided to the county). Clerk Haywood also announced that the Executive Session held tonight pertained to litigation and personnel matters. The agenda was adopted, as amended, as all commissioners (quorum) had copies before them. The motion carried 3-0.
4. Approved the minutes of the September 6, 2011 Regular Business Meeting. The motion carried 3-0.
5. Rod Gray, Director of Central Services, presented these items which resulted in the following actions. (NOTE: The Board voted on both of these items at once.)

1) Approved a Request to purchase EMS Equipment, LIFEPAK Series of Cardiac Defibrillators, Monitors & Accessories Sole Source Purchase, as requested by Clayton County Fire and EMS. The motion carried 3-0.

This purchase is for EMS equipment from LIFEPAK series of cardio defibrillators, monitors and accessories from Physio Control, Inc., located in Redmond, WA. Physio Control, Inc. is the manufacturer and authorized sole source agent for all LIFEPAK products.

<u>Qty.</u>	<u>Description</u>	<u>Unit Price</u>	<u>Amount</u>
5	LP Monitor/Defibrillators, CPR, Pace, etc.	\$19,205.75	\$96,028.75
30	LI-ION Battery 5.7 amp hour capacity	\$ 331.50	\$ 9,945.00
5	Kit – Carry Bag, Main Bag	\$ 221.00	\$ 1,105.00
5	Accessory Top Pouch	\$ 39.95	\$ 199.75
5	Kit – Carry Bag, Rear Pouch	\$ 56.95	\$ 284.75
5	Station Battery Chargers	\$ 1,309.00	\$ 6,545.00
	Shipping & Handling		\$ 185.00

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The total amount of this purchase is \$114,293.25. Funds are available through the Fire Fund.

2) Approved a request for three (3) new Dodge Charger vehicles, as requested by the Sheriff's Office. The motion carried 3-0.

The recommended vendor is Akins Ford Dodge Jeep Chrysler Dealership, located in Winder, Georgia. This purchase would be made using the GA State Contract #SWC90795. The total purchase price of the vehicles is \$67,829.43. Funds are available through the Drug Fund.

<u>Qty.</u>	<u>Description</u>	<u>Each</u>	<u>Amount</u>
3	2012 Dodge Charger V-8	\$21,876.18	\$65,628.54
3	5.7L Hemi 370 HP	\$ 425.63	\$ 1,276.89
3	Drivers Spot Lamp Code LNF	\$ 178.00	\$ 534.00
3	Cloth Front/Vinyl Rear Bench	\$ 107.00	\$ 321.00
3	INOP RR Lock/Windows/Handles	\$ 23.00	\$ 69.00
<b>Total</b>			<b>\$67,829.43</b>

6. Angela Jackson, Director of Finance, presented the following item which resulted in this action.

1) Approved Budget Amendment #4-74 – Fund 307 – Reimposition SPLOST Projects for FYE 6-30-11, in the amount of \$11,449,135.00, to realign SPLOST funds with current projects. The motion carried 3-0.

7. Approved Resolution 2011-145 authorizing Clayton County, through the Parks and Recreation Department, to accept \$13,000.00 in grant funds from the Clayton County Board of Health to develop a quality Teen Pregnancy Prevention Program for youths in Clayton County. The motion carried 3-0.

8. Approved Resolution 2011-146, A Resolution amending Work Authorization Agreement Numbers 13 and 14 with The LPA Group, Inc., providing for the terms and conditions under which professional services will be rendered as they relate to Tara Field Airport for Land Acquisition Services Phase 1 and Environmental Assessment for Master Plan Improvements Phase 2, respectively. The motion carried 3-0.

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9. Approved Resolution 2011-147 authorizing Clayton County to amend its PY-2011 Annual Action Plan to incorporate final 2011 funding levels as promulgated by the U.S. Department of Housing and Urban Development (HUD) for the Community Development Block Grant Program (CDBG), Home Investment Partnerships Program (HOME), and Emergency Shelter Program (ESG). The motion carried 3-0.

10. Approved Resolution 2011-148 authorizing Clayton County to enter into an Aging Subgrant Agreement with the Atlanta Regional Commission providing for services to be rendered in connection with Older Adult Programs; to authorize the Chairman to execute the Aging Subgrant Agreement, and otherwise to perform all other acts necessary to accomplish the intent of the resolution. The motion carried 3-0.

11. Approved Resolution 2011-149 authorizing the county to enter into an agreement for professional services with Forensic Photography, Inc. providing for the terms under which photographic and related services will be provided to the county; to authorize the Chairman to execute the agreement and perform all acts necessary to accomplish the intent of the resolution; to authorize the Finance Director to amend the budget, where necessary, to reflect the required appropriations and expenditures. The motion carried 3-0.

12. Approved an Order for Remission: State of Georgia vs. Vernon Antwan White and Anytime Bail Bonding, Inc. (Surety); Case No(s). 2009CR02451-05; \$7,640.50. The motion carried 3-0.

13. **ZONING PETITION: SPARKY PROPERTIES, LLC/JEFFREY L. NIX**

Petition of Mr. Jeffrey L. Nix of Sparky Properties, LLC to change the zoning classification of a 1.34 acre parcel of land located at 6907 Tara Boulevard, Jonesboro, Georgia from its current zoning classification of Regional Mixed Used District (RMX) to Medical Mixed Use District (MMX). The subject property is otherwise known as Parcel Number 13174B B024 and is located in Land Lot 174 of the 13<sup>th</sup> District of Clayton County, Georgia/Commission District 4/Commissioner Michael Edmondson.

Proposed use of property is to allow the use of the site for a mental health and substance abuse treatment center.

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Land Use Plan Amendment – None.

Zoning Advisory Group recommendation is approval.

Chairman Bell asked if there were any persons present in opposition to this petition. Sonja Sleeper, who raised her hand in the audience, stated she would object to this petition if it were in the City of Jonesboro, Georgia. Chairman Edmondson replied that this petition was not in the City of Jonesboro. Chairman Bell informed Ms. Sleeper that her question was out of order, and stressed that she needed to get the Board's attention first before she spoke out in the audience.

Commissioner Edmondson acknowledged he had spoken with the county's Zoning Administrator (Kc Krzic), Fire Chief, the applicant, and others regarding this petition. With the approval of the Technical Review Committee, the Zoning Advisory Group, the Economic Development Department, and staff reports, he had a few concerns and recognized a technicality regarding the parcel size with its intended use, parking, and landscaping. Commissioner Edmondson noted he had asked the applicant to work with the Zoning Administrator to devise some language for stipulations to ensure a firmer footing in case the county and applicant are ever on opposing sides (and hopefully this will not happen). At this time, Commissioner Edmondson requested the Zoning Administrator to read those stipulations into the record. He also stated if the applicant did not oppose those stipulations, he wanted to make a motion to approve (with those stipulations) – provided no one else opposed this petition. There was no opposition to this petition, and Ms. Krzic read the following stipulations into the record:

1. Applicant shall work with Planning & Zoning Staff to ensure that landscaping is pruned and additional plant materials are installed in accordance with Article 6.34 prior to release of the certificate of occupancy.
2. Applicant shall utilize shared parking agreements or provide alternative method of transportation for staff and residents, if needed. No parking is allowed in public or private roadways. If parking becomes problematic, the business license may be revoked.

Mr. Nix (the applicant) replied that he agreed with both stipulations.

Motion by Commissioner Edmondson, second by Commissioner Hambrick, to approve the application (petition) as submitted with the aforementioned stipulations. The motion carried 3-0.

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PUBLIC COMMENT:

1. Carl Swensson, of 6553 Pleasant Valley Drive in Morrow, Georgia, thanked Chairman Bell for allowing him to change out the flags in the Boardroom. He looked forward to switching them tomorrow at 4:30 p.m., as requested by Chairman Bell. Mr. Swensson stated he wanted to address the way Finance Director Angela Jackson quickly glossed over \$11,000,000.00+ in allocations for SPLOST funds. Her presentation was done so fast that a lot of people (including him) did not understand what she said. If possible, Mr. Swensson requested that Ms. Jackson readdress those monies so the citizens can understand what they are earmarked for as well as how they will be spent. He also realized that the airport sale at Tara Field has been finalized, but the county has not yet received the monies from Henry County. If there is any allocation of those funds, Mr. Swensson said he hoped the Board would make the citizens aware of what it is because it would greatly reduce this county's financial responsibilities. To that end, the "approved" millage increase that the Board adopted is so unreasonable that businesses considering coming to the county are less likely to do so. Mr. Swensson wanted the Board to consider the possibility of using the money coming in from the airport sale at Tara Field to offset that money earmarked through the millage increase. This action would make it easier for businesses to relocate here in Clayton County. Mr. Swensson concluded that the Board needs to do something to bring businesses into the county, not to keep them away.

2. Sonja Sleeper, a county resident, acknowledged she had sent most of the Board members a letter last week. Her comments tonight were just to add on to that based on the Board's decision to name a County Manager. Frankly, Ms. Sleeper said the letter was just like a boo and a hiss to the Board. She thanked Chairman Bell for "trying" and saying "no" to the County Manager position. Ms. Sleeper was also aware that Commissioner Edmondson was not present in the vote to name the County Manager. Personally, she was still speechless about what to say here tonight. She wondered why she should even care, try, or vest in any interest in Clayton County if the Board so disrespects county citizens by bypassing any civil or moral compass whatsoever. Ms. Sleeper emphasized that she was referring to the appointment of Wade Starr to the County Manager position by three (3) members of the Board. She candidly stated that she really wanted to move away from this county, but she was stuck here. Ms. Sleeper admitted she could not sell her house for even half of her purchase price. She did not have a job to go to and was still unemployed. Her resume indicates that she qualifies for the County Manager position even more than Mr. Starr does. Ms. Sleeper stated that she used to be in

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charge of an internal program with a budget of \$250,000.00. She managed to save \$80,000.00 of it in the first two (2) years. If possible, she wanted to submit her resume to the Board and would be willing to do the County Manager job for half the amount awarded to Mr. Starr. Ms. Sleeper added that she had even called the Governor's Office about the County Manager appointment that showed some of the commissioners' blatant favoritism. She just wanted to ask the following questions: "Where was the opening posted and how many County Manager applicants did the county get?" When she called the Governor's Office, she was told that no one there could do anything about the County Manager. A request for an investigation has to come through the District Attorney, a judge, or the Sheriff's Office and they are obviously committed elsewhere. Ms. Sleeper wondered what else she could do, and then an idea came to her. There are many things a county citizen can do without having to file a lawsuit or a complaint or without having to speak before the Board of Commissioners. There are letters to write, phone calls to make, and signs to erect in protest. She encouraged all who opposed the County Manager appointment to write to their representatives and appropriate organizations.

3. Mr. Wayne Madden, a county resident, stated he understood Ms. Sleeper's frustration with the County Manager appointment. He had retired from a major corporation and worked for a federal corporation. At the age of 23, Mr. Madden said he had "sat next to the man who sat next to **the man**." According to Mr. Madden, people have skills that others cannot always see, so talent is not just cut and dry. He indicated that he had known of Mr. Starr because he had lived in his subdivision (Rivers Edge) for almost the same amount of time he had known the assistant property manager there. As Mr. Madden welcomed Mr. Starr to his new job, he pointed out that Ms. Sleeper had no job. He told Mr. Starr to do his best in his new job. Mr. Madden also reminded Mr. Star that he is a forensic accountant and business manager. He understood Wall Street and numbers, and this county needs to streamline the budget. When directors come in, he suggested that all small talk be cut out and all fat be removed. That way, citizens will understand why they have to take a tax cut. He understood that certain taxes have to be imposed because people need to be protected by the police. If employees can miss 14 days with no pay (furloughs), then they do not need a job. Mr. Madden said he understood that and supported it because government has to run. The process is painful though to citizens and to him. If citizens can legitimize their concerns, he would personally write a check to help them pay their taxes. Mr. Madden warned citizens not to "scam" him, however, because he was not a sucker. First and foremost, he considered himself to be a **businessman**.