

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 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 Heyward White of Macedonia A.M.E. Church in Rex, Georgia. Pledge of allegiance to the flag was led by Chairman Bell.
3. Amended the agenda by changing the order of requests being presented under items #9, #10, and #11 to ensure a logical sequence per subject matter. Instead of the Board hearing requests in the order of Angela Jackson/Finance Director, Theodis Locke/Assistant Human Resources Director, and Alex Cohilas/Chief of Staff, it consented to hearing them in the order of Alex Cohilas/Chief of Staff, Theodis Locke/Assistant Human Resources Director, and Angela Jackson/Finance Director. The Board also held item #15 (Resolution 2010-243 – Authorizing Clayton County to apply for a grant from the Georgia Department of Transportation on behalf of the Clayton County Parks and Recreation Department for the Jesters Creek Greenway enhancement). Lastly, the Board agreed to conduct an Executive Session following the Regular Business Meeting on litigation, real estate, and personnel issues. Vote unanimous.
4. Approved the November 16, 2010 Regular Business Meeting minutes. Vote unanimous.
5. PROCLAMATIONS: “Clayton County Proudly Honors Ronni Christina Wells – An Outstanding Young Leader” (presented by Vice-Chairman Wole Ralph)” and “Honoring the 2010 Class of the Clayton County Grassroots Leadership Institute” (presented by Chairman Bell). NOTE: Clerk Haywood read the proclamations and individual/group photos were taken.
6. PROCLAMATION: “Clayton County Salutes the Clayton County Fire & Emergency Services Combat Challenge Team.”

Before introducing the Fire & Emergency Services Combat Challenge Team to everyone, Chief Alex Cohilas commented that the team members exercised intelligence as well as brawn in this challenge. He also described them as some of the finest firefighters and paramedics this county has to offer. Over two (2) weeks ago, Fire & Emergency Services (Fire & EMS) represented the county in the World FireFighter Combat Challenge Competition that was held in Myrtle Beach, South Carolina. Chief Cohilas proudly announced that Fire & EMS already had five (5) world championships going into this competition. Two (2) years ago, Clayton County set a

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

precedent by winning three (3) world championships in three (3) different events. This year, Clayton County reached another milestone by setting two (2) world records in two (2) divisions against the best firefighters from across the nation and eleven foreign countries. Clayton County firefighters competed against military teams from Canada, Germany, Australia, New Zealand, and throughout the United States. Chief Cohilas pointed out that the "Over Forty Team," led by Assistant Fire Chief Jeff Hood, won its fourth world championship. Additionally, the Open Team came back and won the same championship that it won in 2008. He commended the teams for their championships and felt that, as a result of their achievements, everyone across the world recognizes Clayton County as a forerunner in the fire fighting business. (NOTE: Clerk Haywood read the proclamation for the benefit of the audience, and group photos were taken afterwards.)

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

1) Approved a request to authorize the release of four (4) items from the County's asset inventory into surplus. Following the release, these items will be transferred to the Georgia Department of Administrative Services Surplus Property Division, as requested by the Clayton County Extension Office.

The items being requested to be released are as follows:

<u>County Tag #</u>	<u>University Tag#</u>	<u>Description</u>	<u>Serial #</u>	<u>Book Value</u>
11228	539551	Dell 4100 CPU w/monitor	1D78M01	\$1,500.00
5959	513291	Dell T450 CPU w/monitor	HQ11Y	\$2,556.00
3243	519043	Dell XPS T450 CPU w/mon.	0U6U9	\$2,121.25
3242	516809	Dell XPS T450 CUP w/mon.	03X7N	\$2,121.95

Vote unanimous.

2) Approved a bid (RFB Pkg. #10-33; 10/13/10) for Construction Materials Testing/ Inspections/Soil Bores Annual Contract. Vote unanimous.

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

The County is seeking to enter into an annual contract with a firm for Construction Materials Testing/Inspections/Soil Bores for the Juvenile Justice Center and future construction projects. Carter Goble Lee, the Program Management firm for the Juvenile Justice Center, has reviewed and evaluated all of the bids.

Central Services recommends to award the contract to Nova Engineering and Environmental located in Kennesaw, Georgia with the lowest responsive bid of \$33,778.80 for all the requested services. The funding for these services would be paid from each individual project budget.

3) Approved a bid (RFB Pkg. #10-37; 11/3/10) for Clayton County Transportation and Development Roadway Guardrails Annual Contract. Vote unanimous.

The bids for this project were evaluated by Jeff Metarko, Director of Transportation and Development, and his staff. T&D is recommending to award a contract to Martin Robbins Fence Company, located in Snellville, Georgia, whose firm is the sole bidder. Funds are available in the General Fund budget.

4) Approved a bid (RFB Pkg. #10-39; 10/26/10) for Clayton County Generators Inspections and Service Annual Contract. Vote unanimous.

The bids were reviewed and evaluated by Les Markland, Interim Director of Building and Maintenance. B&M is recommending to award a contract to Power & Energy Services located in Powder Springs, Georgia, with the lowest overall bid. Funds are available in the General Fund budget.

8. Chief of Staff Alex Cohilas presented the following information for Board consideration and approval:

Proposed Price Increases for Clayton County Senior Centers' Membership Fees and Cafeteria Full Breakfast/Full Lunch Meal Deals.

Chief Cohilas stated the Board was briefed last month regarding an overall decrease of \$61,000.00 in yearly ARC grant funding for the Aging Division of the Senior Services Department. Additionally, the Board was notified that the \$250,000.00 Kinship Grant would

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

not be renewed. There had been some previous discussion before the Board concerning how to offset the shortfall for Senior Services, and one option was to hit the Reserve Fund. He emphasized that the notification was received after the budget had been set and the Kinship

Program had been put into play this fiscal year. Following discussion, the Board asked Senior Services staff to evaluate other alternatives to make up this shortfall. The Senior Services Department's recommendation is to increase membership fees and cafeteria prices as follows –

Membership Fee Increases

(Frank Bailey and J. Charley Griswell Senior Centers)

County Residents 55 & Older – Increase from \$1.00 a year to \$12.00 a year

Non-County Residents 55 & Older – Increase from \$10 a year to \$180.00 annually

County Residents – Annual membership revenue will increase from \$4,761.00 to \$57,132.00 (based on current registered members of 4,761 at both Senior Centers).

Chief Cohilas informed the Board that if these increases are approved, the Senior Center fees will be consistent with the county's recreation centers (for in-county users).

Non-County Residents – Annual membership revenue will increase from \$14,540.00 to \$261,720.00 (based on current registered non-county members of 1,454 at both Senior Centers).

Per Chief Cohilas, it is not unusual for other counties to charge a different fee for out-of-county users. Mary Byrd, Senior Services Director, has researched other counties and discovered that this change in fees has been a consistent practice (when necessary/appropriate).

Cafeteria Price Increases

(Frank Bailey and J. Charley Griswell Senior Centers)

Chief Cohilas noted that the county currently has to subsidize over 43% of the meal costs in the Senior Centers. For example, a Full Breakfast meal actually costs \$3.50. The county is presently charging seniors only \$2.00. Also, a Full Lunch meal actually costs \$6.00 – 8.00 and the county has only charged seniors \$4.00. The recommendations for cafeteria price increases are as follows:

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

Full Breakfast Meal increase from \$2.00 to \$3.00

Full Lunch Meal increase from \$4.00 to \$5.00

Chief Cohilas stated that Ms. Byrd is also asking for authorization to adjust the prices of the “a la carte” menu items to coincide with these increases. He stressed that these are very nominal rate increases and, if the Board approves them, the county will be able to offset approximately \$306,000.00 of a projected \$311,000.00 shortage in grant funds. Chief Cohilas concluded that the membership fee and cafeteria price increase proposal was being brought to the Board tonight for consideration and approval.

By general consent, the Board agreed to vote on the Senior Center price increase proposal Chief Cohilas had presented. Vice-Chairman Ralph made a motion to approve the price increases for the county’s Senior Centers and Commissioner Singleton seconded the motion. The motion carried 4-1. Chairman Bell opposed.

For the record, Chairman Bell told Commissioner Edmondson that the Board made an adjustment to put these expenses in and then decided not to do it. The State will continue to cut grants and fees for seniors. He was bothered that each time the Board sets a precedent, it will go back to the seniors to ask them to pay more and more when they are already having to make decisions between medicine and food. Commissioner Edmondson argued that what Chairman Bell said did not have anything to do with the action that the Board had just taken. Chairman Bell rebutted that it does now.

Vice-Chairman Ralph voiced that the Board was given a very tough budget to vote on this fiscal year. As a result, employees and residents were asked to make a lot of sacrifices. He opined that moving the Senior Center membership fee from \$1.00 a year to a \$1.00 a month (totaling \$12.00 a year for in-county residents) is reasonable. Raising the fees for out-of-county citizens, who do not pay taxes in the county and who do not pay into the SPLOST Fund for recreation centers, is also a reasonable option. When anyone compares Clayton County’s Senior Center food and membership fees with other Senior Centers in the region, this county is far cheaper. Vice-Chairman Ralph finally stated that this is why he supported this motion, and he was glad the Board took the necessary steps to be fiscally responsible and to ensure that the county had appropriate funding to sustain its Senior Centers.

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

9. Theodis Locke, Assistant Director of Human Resources, brought forward the following items which resulted in these actions:

1) Approved a request from Mary Byrd, Senior Services Director, to reclassify and retitle the position of Aging Program Manager from Pay Grade 21 (\$39,257.00) to Pay Grade 25 (\$47,890.00) and retitle the position to Aging Program Administrator. Vote unanimous.

2) Denied a request from Solicitor General Tasha Mosley to make a temporary grant filled position permanent. The Domestic Violence Unit consists of an Assistant Solicitor General and a Victim Services Officer. Grant monies funding that unit will end January 31, 2011. Solicitor General Mosley requests that the position be made permanent effective February 1, 2011. The motion carried 3-2 to deny this request. Vice-Chairman Ralph, Commissioner Singleton, and Commissioner Hambrick voted in opposition. Chairman Bell and Commissioner Edmondson voted in favor.

3) Approved a request to renew the Kaiser Senior Advantage coverage for the policy period June 1, 2011 – May 31, 2012. This plan is currently being offered to Clayton County retirees who are enrolled in Medicare. Vote unanimous.

There will be one change to the Kaiser Senior Advantage Plan from the current coverage.

Instead of having an in-patient and out-patient co-pay, the plan will have a \$200.00 Annual Deductible for in-patient and out-patient and then all services will be covered at 100% (excluding office and prescription co-pays). This change will reduce the premium from \$313.78 per month per Medicare enrollee to \$260.93 per month per Medicare enrollee, reflecting a premium reduction of \$52.85 per month per Medicare enrollee.

This plan change will reduce the County's and Senior Advantage enrollee's overall monthly premium by \$52.85 per month. The County currently pays 79% of the premium for the Regular Retirees and 70% of the premium for the Early Retirees. There are currently 137 retirees and spouses enrolled in this plan and, based on this number of enrollees, the change will save the County and Retirees approximately \$87,000.00 in total premiums.

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

Chairman Bell asked Mr. Locke to explain the procedure for notifying present and previous employees of this change. Mr. Locke replied that the change will be advertised in the open enrollment packages sent to these employees.

4) Approved a request to renew the Kaiser Permanente HMO Plan for the policy period June 1, 2011 – May 31, 2012. This plan is currently being offered to Clayton County employees and retirees who are not eligible for Medicare. Vote unanimous.

The rationale for renewing the coverage is to continue to offer this fully insured medical plan to county employees and retirees as an option for health care. Clayton County is faced with changes required by Health Care Reform effective June 1, 2010. The changes to this plan include covering adult children to age 26 on medical plans only, covering all preventive care at 100%, and covering mental health services with primary care co-pays. Required changes to the plan will increase the premiums 4% if no changes are made to the current plan design.

With the legislation surrounding Health Care Reform, there are several recommended changes to the current plan offered in order to keep the premium costs down. The county is requesting to change the Primary Care Provider's office co-pays from \$15.00 to \$20.00 and change the Specialist's office co-pays from \$30.00 to \$35.00. There is also a recommendation to increase the prescription co-pays from \$10.00 for generics to \$15.00 if filled at a Kaiser facility (\$16.00 to \$21.00 at the outside network pharmacy) and changing brand name prescriptions from \$20.00 to \$25.00 (\$26.00 to \$31.00 at outside network pharmacy). By making these changes, the county will be able to keep the premiums flat for the upcoming plan year. With these recommended plan changes, there will be no increase in the premiums for the upcoming plan year and should not further impact the County's budget.

5) Approved a request to purchase Aviation (Aircraft Liability and Hull coverage) insurance coverage for the period January 1, 2011 to January 1, 2012 and to grant approval to the Finance Director to amend the budget as necessary. Vote unanimous.

Risk Management advises to continue coverage with the County's current carrier, Old Republic Insurance Company. The new premium is \$34,993.00, which is a slight increase (\$2,245.00) from the current premium of \$32,748.00.

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

6) Approved a request to renew the County's Aviation (Airport Owners and Operators Liability) insurance coverage for the period January 1, 2011 to January 1, 2012 and to grant approval to the Finance Director to amend the budget as necessary. Vote unanimous.

The Aviation insurance will provide Airport Owners and Operators General Liability Insurance as well as Clayton County's Heliport (41GA) located at the Police Headquarters Building.

Risk Management advises to continue coverage with the County's current carrier, Old Republic Insurance Company. The renewal premium is \$22,616.00. This includes the Airport Owners Liability coverage, Terrorist coverage, Control Tower Liability Extension Endorsement (for one day), and Heliport Liability coverage.

7) Approved a request from Linda Miller, Clerk of Superior/Magistrate Courts to create an additional Administrative Secretary position, Pay Grade 15 (\$29,136.00 – \$43,901.00). Vote unanimous.

The additional position is necessary due to Senate Bill 346 which passed the oversight responsibilities of the Board of Equalization to the Clerk of Superior Court in each county; i.e., scheduling all hearings for the property owners who appeal to the Board of Equalization, notifying the BOE members of hearings, scheduling training, notifying the property owners of the BOE's decision, among other duties. Bill 346 also changes who receives a tax assessment notice, which will increase the number of appeals filed each year.

8) Denied a request from District Attorney Tracy Lawson to delete the District Attorney Training Supervisor position, Pay Grade 30 (\$61,396.00 – \$92,508.00) to Senior Litigation Assistant District Attorney, Pay Grade 31 (\$64,524.00 – \$97,221.00) effective January 1, 2011. The motion carried 3-2 to deny this request. Vice-Chairman Ralph, Commissioner Singleton, and Commissioner Hambrick voted in opposition. Chairman Bell and Commissioner Edmondson voted in favor.

10. Angela Jackson, Director of Finance, presented three (3) requests which resulted in the following actions:

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

1) Approved Budget Amendment #2-8/Senior Services for FYE 6-30-11, in the amount of \$55,758.00, to carry over money collected from seniors in FY-2010 for trips to be taken in FY-2011. This amendment also moves part-time wages budgeted to the Frank Bailey Senior Center for the new fitness center to Senior Services Administration where the fitness center employees will be paid. Vote unanimous.

2) Approved Budget Amendment #2-14/Clerk of Superior/Magistrate Courts for FYE 6-30-11, in the amount of \$55,468.00, to increase funds for a *Principal Secretary and related costs due to the Equalization Board moving from the Tax Assessors Office to the Clerk of Superior/Magistrate Courts Office (as mandated by State law). *(NOTE: Technically, the funds will be increased for an Administrative Secretary, not a Principal Secretary.) Vote unanimous.

3) Approved Budget Amendment #2-15/Aging Grant Fund for FYE 6-30-11, in the amount of \$100,000.00, to provide funds for the Aging Program to replace grant budget reductions. The motion carried 4-1. Commissioner Edmondson opposed.

11. Approved Resolution 2010-240 authorizing Clayton County to reallocate a portion of the administrative funding (\$32,000.00) received through the CDBG-R program to Southern Crescent Habitat for Humanity. Vote unanimous.

12. Approved Resolution 2010-241 authorizing Clayton County to amend the existing 2010 Home Program Sub-recipient Agreement between Clayton County and the Jonesboro Housing Authority to include delivery of services costs (\$55,000.00) as part of the funding provided to the Jonesboro Housing Authority. Vote unanimous.

13. Approved Resolution 2010-242 authorizing Clayton County to enter into agreements with Blue Cross Blue Shield of Georgia and the Association of County Commissioners of Georgia to provide for the terms and conditions under which in custody and inmate healthcare claims are handled. Services will be provided at a discount for in custody (arrestees) and inmates. Vote unanimous.

14. Approved Resolution 2010-244 to authorize the execution and delivery of a contract with the Clayton County Hospital Authority. The motion carried 3-2 in favor. Chairman Bell and Commissioner Edmondson opposed.

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

Michael Smith, Chief Staff Attorney, requested an Executive Session following the Regular Business Meeting to discuss litigation, real estate, and personnel issues. The Board agreed by

15. Accepted street light petitions for **Pebbleridge Subdivision** (Pebbleridge Drive); District 3/Vice-Chairman Wole Ralph and **Weybridge Subdivision** (Conkle Road); District 4/Commissioner Michael Edmondson. Vote unanimous.

Before proceeding with the Public Comment segment of the business meeting, Commissioner Singleton stated that Economic Development Director Grant Wainscott wanted to introduce the newly hired Assistant Economic Development Director to the Board. The Board consented to allow Mr. Wainscott to make the introduction at this time.

Mr. Wainscott stated that after a three (3) month search which involved much time and energy, he was pleased to introduce Mr. Kevin Gallette to the Board as the county's new Assistant Economic Development Director. Mr. Gallette hails from Charlotte, North Carolina and is a certified economic developer. He brings extensive experience in the types of projects that are in the county's Economic Development Department. Mr. Wainscott expressed that he was thrilled to have Mr. Gallette on board. He then presented Mr. Gallette to the Board.

Mr. Gallette told the Board that he was delighted to be here tonight. So far, he had seen 75% of the county and hoped to see the remaining 25% by day three (3). Mr. Gallette concluded that he was looking forward to working with each of the commissioners, the citizens of Clayton County, and Mr. Wainscott. He was very excited about his job because it offered a tremendous opportunity to move this community forward. On behalf of the Board, Chairman Bell welcomed Mr. Gallette to Clayton County.

PUBLIC COMMENT:

1. Pamela Noah brought the Board's attention to an (alleged) injustice perpetrated by one of the commissioners. She presented herself as a citizen, taxpayer, and community activist. Per Ms. Noah, she discovered on August 18, 2010 that Commissioner Gail Hambrick may have unlawfully used Clayton County Housing Authority funds for personal use. This matter has been referred to the Clayton County District Attorney's Office. Ms. Noah stated that she was present tonight to request that the Board authorize a thorough, internal investigation by a competent authority, and that an audit of the Clayton County Housing Authority budget be conducted

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

immediately. She noted that the Board of Commissioners has never had a problem conducting investigations of county employees, so she expected the Board to handle this matter per established policy as it has done in the past regarding employees. Otherwise, the Board will give county citizens the impression of a “cover-up.” Ms. Noah believed that the citizens of Clayton County deserve transparency from elected officials, and she hoped the Board would act accordingly. She asked the Board to contact her if she could be of any assistance in this investigation and thanked the Board for its attention to this serious matter.

2. Arthur Hughes said he wanted to make the county aware of dangerous behavior around this time of year, which is the shooting of guns on New Year’s Eve. He urged the county to do something to curtail this dangerous, reckless behavior. Mr. Hughes then presented a sign to the audience and commissioners that he planned to distribute to citizens in their neighborhoods which read: “Have Fun. Don’t Shoot Your Gun!” He apprised the commissioners of a candlelight vigil on Friday, December 17, 2010, in Dekalb County with Commissioner Ellis and others at a local church. Mr. Hughes hoped that the commissioners would attend to support this effort while these signs are being held up. According to Mr. Hughes, he has always had the support of Clayton County police; Former Police Chief Jeff Turner and Interim Police Chief Tim Robinson. He has a small committee which works with Dekalb County Commissioner Ellis and communicates to strategize. Mr. Hughes stated that his committee has proposed that all churches at 11:30 p.m. on New Year’s Eve should pause for a moment of silence in honor of Marquelle Peterson; that the media advertising the “Peach Drop” should also advertise that New Year’s Eve revelers should not shoot their guns; and boy scouts should hold up these signs on intersections on December 30th from 12:00 p.m. to 3:00 p.m. for all drivers who pass by.

3. Joe Eckles, President of the International Brotherhood of Police Officers (IBPO), Local #702, conveyed that he and his members were ecstatic about the high level of concern that Police Chief Greg Porter has presently displayed – even to the least of the IBPO members. They applauded Chief Porter for putting the “civil” in Civil Service. Mr. Eckles expressed that he was very confident that this will remain a detectable pattern of employee relations within Chief Porter’s administration. He congratulated the Board of Commissioners for its unique vision for safer Clayton County communities. The Board of Commissioners will continue to have the complete support of IBPO, Local #702. Mr. Eckles stated that he looked forward to maintaining a positive relationship with the Board of Commissioners, and he thanked the commissioners for their valuable time.

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

December 7, 2010

POST SUMMARY MINUTES

4. Wayne Madden wished each of the commissioners a “happy holiday.” He believed that some of the commissioners will need a “happy holiday” due to the time they may spend in conference with their lawyers regarding allegations.

The Board next made a motion to go into Executive Session to discuss real estate, litigation, and personnel issues in the Commissioners’ Conference Room.

Following the Executive Session, the Board reconvened in the Commissioners’ Boardroom. Based on a discussion in Executive Session, Commissioner Singleton made a motion to appoint Jeff Hood as Interim Fire Chief of Clayton County effective December 25, 2010. Vice-Chairman Ralph seconded the motion. Vote unanimous.