

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

March 8, 2011

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 Chaplain Frank Nattiel of the Clayton County Sheriff's Office. Pledge of allegiance to the flag was led by Chairman Bell.
3. Amended the agenda by deleting item #5 (PRESENTATION: ***Request for Increase in Environmental Health Services Fees*** by Dr. Alpha Fowler Bryan, District Health Director of the Clayton County Board of Health); acknowledging Dennis Johnson, Budget Manager, substituting for Finance Director Angela Jackson under item #9 (Consider requests of Angela Jackson, Finance Director); holding item #10 (Ordinance 2011-31 – Ordinance to amend the Code of Clayton County, Georgia, as amended, specifically, Code of Clayton County, Georgia, Part II, Chapter 62 “Offenses and Miscellaneous Provisions,” Article II “Quality of Life Code,” by deleting the existing Section 62-201 “Purpose and Definitions,” and substituting in lieu thereof a new Section 62-201 “Purpose and Definitions,” and by deleting Section 62-204 “Parking or Storage of Commercial Vehicles, Trucks or Equipment,” and substituting in lieu thereof a new Section 62-204 “Parking or Storage of Commercial Vehicles, Trucks or Equipment.”); and noting that there will be a language amendment in the caption under item #15 when Chief Staff Attorney Michael Smith presents it to the Board (Resolution 2011-36 – A Resolution requesting the Georgia General Assembly to adopt legislation amending the enabling legislation of Clayton County, Georgia, for the purpose of changing the county's form of government whereby the Board of Commissioners would employ a full-time County Manager to serve and carry out the executive and administrative functions of the County as directed by the Board of Commissioners, to be effective January 1, 2013). The agenda was then adopted as amended. Vote unanimous.
4. Approved the March 1, 2011 Regular Business Meeting minutes. Vote unanimous.
5. PROCLAMATION: “Clayton County Board of Commissioners Recognizes Lovejoy High School Junior C. Jamal Covington” (presented by Chairman Eldrin Bell). (NOTE: Clerk Haywood read the proclamation for the benefit of the audience and group photos were taken.)
6. PROCLAMATION: “Clayton County Board of Commissioners Honors Lovejoy High School Students and a Jonesboro High School Student as Recipients of The Safe America

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Foundation's Teen Driver Education Scholarship" (presented by Vice-Chairman Wole Ralph to C. Jamal Covington, Kaitlyn Cox {Jonesboro High}, Terrence Lyles, Trevor Steede, and Anthony Valentine). (NOTE: Clerk Haywood read the proclamation for the benefit of the audience and group photos were taken.)

Mr. Len Pagano, President and CEO of Safe America Foundation, was pleased to be present for this proclamation presentation to some great teenagers who have acquired good driving skills via training. He noted that these five (5) Clayton County students are a part of a team of 100 students who will be competing this spring for the honor of being the safest teen driver in Georgia. They will also have an opportunity in this competition to win a Ford Focus from Allan Vigil Ford. Mr. Pagano encouraged all parents present to have their teens sign up for driver education in high school. He praised Chairman Bell for his efforts in being the Chairman of the Safety in Georgia Program for five (5) years. Per Mr. Pagano, Chairman Bell has been working tirelessly with him across the state of Georgia and recruiting companies like Allan Vigil Ford and Kauffman Tires to become sponsors of this program on the south side. Mr. Pagano added that he and his wife (Mary Lou) drove from Alpharetta, Georgia and are covering the whole metro area. They intend to promote this safe teen driver program metro-wide in Publix grocery stores as well as with billboards. He then showed the Board a picture that Allan Vigil and Chairman Bell posed for that is slated to be a part of the billboard campaign along the interstate within the next month. Since there is nothing more important than protecting teenagers, Mr. Pagano appreciated the efforts of Chairman Bell and the other commissioners. If any teenagers desire to receive a day's worth of driver training at the Atlanta Motor Speedway on Saturday, May 7, 2011, then they can obtain a free ticket from Chairman Bell. This program was intentionally set up as a teen driving academy called "Do It For Mom" during the Mother's Day weekend. Mr. Pagano hoped that teenagers (male and female) would take advantage of this free program which Chairman Bell helped to build.

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

1) Approved a Change Order request (RFB Pkg. #08-11; 3/31/08) for the Reynolds Nature Preserve Dredging Project. The Board of Commissioners approved this project on November 18, 2008, in the amount of \$176,425.00, to Delmonico Restoration and Development, located in Atlanta, Georgia. This request is based upon changed conditions outlined by

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Delmonico; i.e., equipment, machinery, and additional time allocated to the project. Director of Parks and Recreation Detrick Stanford and his staff have reviewed the increase in costs and recommend to approve this change order in the amount of \$26,000.00. Funds are available in SPLOST Account #306-5120-6000-PR0007Y040. Vote unanimous.

2) Approved a bid (RFP Pkg. #10-53; 2/22/11) for Professional Engineering Services for Traffic Signal Timing and Optimization. This award is for professional engineering services to operate and maintain all stop and go traffic signals within the County. Jeff Metarko, Director of Transportation and Development, and his staff evaluated the bids for this project and recommend to award this project to Gresham Smith and Partners located in Alpharetta, Georgia whose firm had the highest score of 424 and the lowest bid of \$399,933.00; with additional funds of \$340,000.00 and a proposed total of \$739,933.00. Funds are available through the Energy Efficiency and Conservation Block Grant. Vote unanimous.

3) Approved a Clayton County Justice Center Facility Maintenance Agreement Amendment (RFP #07-09). The contract firm for the maintenance services management of the Justice Center Facility is Carter Goble Lee, LLC (CGL), located at 795 E. Lanier Avenue in Fayetteville, Georgia. Sheriff Kem Kimbrough has recommended to release CGL's contractual responsibility for the sanitation of the detention facility. The Sheriff's Office can allow inmate workers to clean the detention facility to the Sheriff's standards. This amendment would reduce the initial 2007 contract from the annual fee of \$880,362.00 to \$799,862.00 with a savings to the County of \$80,500.00. CGL is in agreement with this proposed responsibility reduction and with the annual contract fee reduction. Vote unanimous.

4) Approved a request to purchase Used Interceptor Vehicles for the Sheriff's Office, and to waive the sealed bid requirement. This purchase is for four (4) used 2008 Crown Victoria Police Interceptor vehicles, as requested by the Clayton County Sheriff's Office. The recommendation is to waive the sealed bid/quotation requirement and purchase the used vehicles through Brannen Ford Motor Company, located in Unadilla, GA, in the amount of \$52,000.00. Funds for these vehicles are available through the General Fund. Vote unanimous.

8. Dennis Johnson, Budget Manager, presented one (1) request which resulted in the following action:

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1) Approved Budget Amendment #4-45 (Reimposition SPLOST Projects 2009) for FYE 6-30-11, in the amount of \$560,000.00, to establish the budget to purchase 18 police vehicles (an approved capital expenditure, per Resolution #2007-170). This amendment also authorizes Director of Central Services Rod Gray to purchase the equipment for these vehicles utilizing the existing Georgia State Contract, not to exceed \$560,000.00. Vote unanimous.

9. Approved Resolution 2011-32 authorizing Clayton County to enter into an agreement for a 90-day trial period with Unique Management Services, Inc. to provide debt collections services for the Library. Vote unanimous.

Commissioner Edmondson questioned if Unique Management Services, Inc. is on a State list, registered with the state of Georgia, or registered with the Secretary of Georgia and if that would be a necessary procedure. Mr. Smith answered that the county would generally check to see if the company is registered with the state before utilizing its services.

10. Approved Resolution 2011-33 authorizing Clayton County to enter into an agreement with ARINC, on behalf of the Clayton County Fire and Emergency Services Department, providing for the terms and conditions under which engineering consulting services to the Clayton County Public Safety Digital Network Committee will be rendered. Vote unanimous.

11. Approved Resolution 2011-34 authorizing the acceptance of a vehicle (2005 Ford F-150 XLT) to be assigned to the Sheriff's Office Fleet in a manner as will be in the best interest of the County. Vote unanimous.

12. Approved Resolution 2011-35 authorizing Clayton County to enter into an Intergovernmental Agreement with the City of Forest Park and the Development Authority of the City of Forest Park for the sale and exchange of certain real property lying and being in the City of Forest Park (Parcel #13050A L001). Vote unanimous. (TIME-SENSITIVE ISSUE)

13. Approved Resolution 2011-36 requesting the Georgia General Assembly to adopt legislation amending O.C.G.A. Section 36-5-22 to provide that the county governing authority

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may confer executive powers upon a County Manager appointed in accordance therewith; to allow the governing body of the local government to effectuate the transfer of duties assigned to the County Manager from the Chairman, requiring a two thirds vote of the full membership of the governing body of said county for adoption of such an ordinance or resolution; to officially request that the Georgia General Assembly take appropriate legislative steps to enact the legislation during the current 2011 Legislative Session of the Georgia General Assembly, to be effective January 1, 2013. The motion carried 4-1. Chairman Bell opposed.

Michael Smith, Chief Staff Attorney, requested to have an Executive Session after this business meeting to discuss litigation and the personnel hiring freeze. The Board agreed to do so.

PUBLIC COMMENT

1. John E. Brown, a Clayton County resident, addressed the Board about a letter he received regarding a senior center membership fee increase. Mr. Brown believed this increase was a transparent attempt to close one or more of the senior centers. He did not think the Board actually believed seniors on a fixed income could afford such increases. To add insult to injury, Mr. Brown stated that the Board added an administrative fee to this increase as well. He questioned the purpose of an administrative fee and asked how it could be justified for typing some information into a computer. It is common knowledge that once a computer is programmed, it takes very little work to update it. Mr. Brown reiterated that this must be a fully disguised attempt to close some of the senior centers because the Board could not believe seniors could afford such an increase in price. If the county does not have persons desiring services, then the senior center staff will be cut. Should the staff be cut, then there will be no one to provide the services. Finally, when the services are not provided, the county will cut hours and/or locations for senior centers. Mr. Brown stressed that if this situation is not readdressed, he will personally execute his voting power in the next election for each commissioner on the ballot. He also hoped that the other senior citizens would follow suit.

2. June Stewart, a county resident, was present to speak on behalf of in-county and out-of-county seniors. She stated that she had been privileged recently to speak with two (2) ladies who were responsible for getting the first senior center started in Clayton County. These ladies were very disappointed that the Board is treating the seniors the way they are now (with these

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increased senior center membership fees). According to Ms. Stewart, seniors have paid their dues to society and deserve to be able to go to senior centers and enjoy them without being pressured with this “crazy, crazy money thing” that this Board devised for seniors who cannot afford it. Ms. Stewart adamantly stated that seniors do not deserve this disruption, and they had absolutely nothing to do with it. She opined that seniors, as a group, are the spirit of the senior centers and asked the Board to rescind its vote on the price increase for the out-of-county residents who frequent Clayton County senior centers. She also pleaded with the Board to lower the senior membership fee to a more reasonable figure and to please take the seniors into consideration – because the seniors will take the Board into consideration as well.

3. Chuck Ware, a county resident of approximately 20 years, stated he had read the Civility Policy resolution (Resolution 2011-28) that the Board approved a few weeks ago. He recalled a statement in this resolution which affirmed that the Board “fully supports and encourages public participation.” Mr. Ware agreed that the Board deserved respect from the public, but he wondered if the Board showed that same respect to others. He then passed out a press release from Commissioners Singleton and Hambrick that was issued following Vice-Chairman Ralph’s recent alleged driving violation in Atlanta, Georgia. Although the press release was alright in general, some disrespectful statements were included about Chairman Bell. Mr. Ware believed that these two (2) commissioners did not have to damage the character of Chairman Bell just because Vice-Chairman Ralph encountered a problem. Vice-Chairman Ralph should be able to solve his own problem, and the commissioners should not talk about another commissioner (Chairman Bell). If these commissioners have a gripe against the Chairman, they need to address it to the Chairman instead of putting it in a press release. Mr. Ware believed the act of placing a gripe in a press release was ridiculous, and he questioned if respect were for some people and not for others.