

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

October 11, 2011

POST SUMMARY MINUTES

PRESENT: Chairman Eldrin Bell, Vice-Chairman Wole Ralph, Commissioner Sonna Singleton, Commissioner Michael Edmondson, Commissioner Gail Hambrick, and Clerk Shelby D. Haywood.

1. Chairman Bell called the meeting to order.
2. Chairman Bell called for a “moment of silence” in lieu of the Invocation. Pledge of allegiance to the flag was led by Chairman Bell.

Chairman Bell acknowledged the presence of the 2011 Grassroots Leadership Clayton County Class in the audience tonight as well as one of the Clayton County School Board’s members.

3. Amended the agenda by adding Resolution 2011-176 (Authorizing Clayton County to accept a \$500.00 donation from XHealth Corporation on behalf of Clayton County’s Department of Senior Services for the purchase of fruits and vegetables for the upcoming Sickness Prevention Achieved Through Regional Collaboration event to be held at the Frank Bailey Senior Center on October 14, 2011); adding Resolution 2011-177 (Authorizing Clayton County to accept a \$500.00 donation from Kaiser Permanente on behalf of Clayton County’s Department of Senior Services for the purchase of fruits and vegetables for the upcoming Sickness Prevention Achieved Through Regional Collaboration event to be held at the Frank Bailey Senior Center on October 14, 2011); adding a presentation regarding an overview of the Police Department’s Full Accreditation process by Chief Gregory Porter and staff; deleting item #17 (Resolution 2011-175 – Authorizing Clayton County to enter into a merchant application with Elavon, Inc. providing for the terms and conditions under which services will be rendered as they relate to the acceptance of credit card payments by the Probate Court); and adding an Executive Session pertaining to potential litigation. Clerk Haywood also noted two misprints on the October 11, 2011 Regular Business Meeting agenda. The proclamation listed by item #5 would be presented to Community Activist James M. Ojeda, not Nolan Michael Wallace, II; and the proclamation listed by item #6 (“Jamie Robinson, Ms. Face of Hope”) would be presented by Commissioner Michael Edmondson, not Commissioner Gail Hambrick. The agenda was adopted, as amended, as all commissioners had copies before them. Vote unanimous.

4. Approved the minutes of the October 4, 2011 Regular Business Meeting. The motion carried 4-0-1. Commissioner Edmondson abstained due to his being absent from this meeting.

5. PROCLAMATION: “Clayton County Recognizes Community Activist James M. Ojeda” (presented by Vice-Chairman Wole Ralph).

6. PROCLAMATION: “Jamie Robinson, Ms. Face of Hope” (presented by Commissioner Michael Edmondson).

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NOTE: The above-listed proclamations were presented to the honorees, and group photos were taken. Clerk Haywood read the proclamations for the benefit of the honorees and audience.

7. PRESENTATION: Overview of Clayton County Police Department's Full Accreditation Process (presented by Chief Gregory Porter – accompanied by Captain Charles Tomlin and Angela King).

Chief Porter acknowledged that the Clayton County Police Department had worked long and hard to receive this recent full accreditation. He stated that this presentation outlined four (4) key components that revolve around accreditation: 1) Greater accountability with the agency; 2) Reduced risk and liability exposure; 3) Stronger defense against civil lawsuits; and 4) Increased community partnerships.

Chief Porter asked Captain Tomlin to distribute print-outs of the power point presentation that Angela King of the CCPD would now present. Ms. King noted that the Clayton County Police Department received full accreditation in March 2011 from CALEA (Commission on Accreditation for Law Enforcement Agencies/Recognition Program). She then highlighted the following functions of CALEA and the steps that the CCPD had to take in order to receive full accreditation:

CALEA

The Commission on Accreditation for Law Enforcement Agencies (**CALEA**) was created in 1979 as a credentialing authority through joint efforts of the following organizations:

1. International Association of Chief of Police (**IACP**)
2. National Sheriff's Association (**NSA**)
3. National Association Black Law Enforcement Executives (**NOBLE**)
4. Police Executive Research Forum (**PERF**)

The purpose of the CALEA program is to enhance the Clayton County Police Department by maintaining a body of standards developed by law enforcement practitioners – which cover a wide range of up-to-date public safety initiatives. Specifically, CALEA's goals are to:

- Strengthen crime prevention
- Improve overall police service delivery
- Increase community and staff confidence

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- Create sound policies and procedures with a “Best Practices” Paradigm

In February 2009, the Clayton County Police Department entered into an agreement with CALEA to “become an Internationally Accredited Agency.”

WHAT DOES THIS MEAN FOR THE CITIZENS OF CLAYTON COUNTY?

The CALEA process works by assisting the Police Department Executive Staff with a continuous “Blueprint” that promotes the efficient use of resources (i.e., equipment, supplies, and manpower) and improves police service delivery, regardless of the size, geographic location, or functional responsibility of the agency.

CALEA

STEPS TO ACCREDITATION

{NOTE: Per Ms. King, these are the things that the Police Department endured during the self-assessment; i.e., the audit.}

Self Assessment

The agency proceeded with self-assessment by complying with 297 mandatory standards; 60 non-mandatory standards, and 10 optional standards by developing proofs of compliance, showing reports, and providing documentation to ensure that it followed the compliance that was laid out for accreditation.

On-Site Assessment

Once the agency notified CALEA of its completion of the self-assessment phase, an on-site assessment was scheduled. A team of CALEA-trained assessors visited the agency to determine compliance with standards, viewed agency operation and reports, reviewed policies and procedures, and talked with officers and command staff as well. As a result of that, the CALEA assessors felt they could recommend to the Commission on CALEA that the Clayton County Police Department should be recognized as a full accredited agency.

Commission Review and Decision

At the CALEA conference in March 2011 (generally held three times a year), CALEA Commission’s

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Committee reviewed the report prepared for the CALEA-trained assessors who came in to do a self-audit and a walk-through. At that time, it was decided that the Clayton County Police Department was going to receive full accreditation for its excellent service to the citizens.

Maintaining Compliance and Reaccreditation

During the three-year accreditation award cycle, a requirement is that accreditation must be maintained after it is received. The agency must maintain compliance with applicable standards, keep its proofs of compliance up-to-date, and live by the **letter and spirit** of those standards. To keep its accredited status, the agency is required to submit to CALEA an annual report of continuous compliance. Reaccreditation occurs at the end of the three years, following another successful on-site assessment and hearing before the Commission.

CALEA

Law Enforcement Program: The Benefits

Greater accountability within the agency

CALEA standards give the Chief of Police a proven management system of policies and procedures, sound training, clearly defined lines of authority, and routine reports that support decision-making and resource allocation.

Reduced risk and liability exposure

Many agencies report a reduction in its liability insurance costs and/or reimbursement of accreditation fees.

Increased Community Partnerships

Accreditation embodies the concept of **community-oriented policing**. It creates a forum in which law enforcement agencies and citizens work together to prevent and control challenges confronting law enforcement, and provides clear direction about the community's expectations; i.e., a requirement is for the police department to do a survey of citizen's opinions and attitudes every three years and provide the results to the Chairperson and the Commission.

Stronger defense against civil lawsuits

Accredited agencies are better able to defend themselves against civil lawsuits. Also, many agencies report a decline in legal actions against them, once they become accredited.

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Staunch support from government officials

Accreditation provides objective evidence of an agency's commitment to excellence in leadership, resource management, and service in-delivery.

Ms. King concluded that in over 20 years of effort to achieve CALEA International Accreditation, and as a result of hard work and dedication, The Clayton County Police Department was awarded "The Commission on Accreditation Law Enforcement Certificate" for exemplifying compliance with law enforcement standards that set "benchmarks" for today's law enforcement agencies in **March 2011**.

Chief Porter thanked the Board for the opportunity to present this power-point presentation and for its steadfast support.

Chairman Bell recognized the presence of several Clayton State University American Government Class students who were present tonight to observe their government at work. He asked these students to stand, and everyone applauded them for their presence at this business meeting. He also recognized another gentleman (name unknown) from Leadership Clayton who had been overlooked earlier.

8. Angela Jackson, Director of Finance, presented these items which resulted in the following actions. (NOTE: The Board voted on all of these items at once.)

1) Approved Budget Amendment #2-45 (FYE 6-30-11)/Economic Development, in the amount of \$86,510.00, to realign expenses for Economic Development for the past fiscal year. Vote unanimous.

2) Approved Budget Amendment #2-46 (FYE 6-30-11)/Tourism Authority, in the amount of \$75,340.00, to amend the budget to recognize revenue collected in excess of the revenue budget and appropriate to other contract service fees, utilities, and promotional expenses. Vote unanimous.

3) Approved Budget Amendment #2-47 (FYE 6-30-11)/State Narcotics Condemnation Fund, in the amount of \$40,425.00, to recognize revenue collected in excess of the revenue budget and appropriate to the crime prevention and investigative supplies account. Vote unanimous.

4) Approved Budget Amendment #2-48 (FYE 6-30-11)/Jail Construction and Staffing Fund, in the amount of \$435,700.00, to recognize revenue collected in excess of the revenue budget and appropriate to the operating transfer account. Vote unanimous.

5) Approved Budget Amendment #3-01 (FYE 6-30-12)/Reimposition SPLOST Projects 2009, in the amount of \$66,281.00, to establish an account for telecommunication and data services for

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the Juvenile Justice Center. The Board approved an emergency purchase order request to The ComTran Group in the 4/5/11 minutes. Vote unanimous.

9. Approved Resolution 2011-166 recognizing the granting of full accreditation to the Clayton County Police Department by the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA). Vote unanimous.

10. Approved Resolution 2011-167 authorizing Clayton County to accept forfeited vehicles from Clayton County Police Department Investigations; (one [1] 1998 Infiniti Q45 and one [1] 1972 Chevrolet Monte Carlo). Vote unanimous.

11. Approved Resolution 2011-168 authorizing Clayton County to accept a forfeited vehicle from Clayton County Police Department Investigations; to authorize the sale of such property in a manner as will be in the best interest of the county; to provide for the disbursement of sale proceeds per court order; and for other purposes (one [1] 1997 GMC Conversion Van). Vote unanimous.

12. Approved Resolution 2011-169 authorizing Clayton County to accept a forfeited vehicle from Clayton County Police Department Investigations; to authorize the sale of such property in a manner as will be in the best interest of the county; to provide for the disbursement of sale proceeds per court order; and for other purposes (one [1] 1996 Cadillac Deville). Vote unanimous.

13. Approved Resolution 2011-170 authorizing the acceptance of two (2) condemned vehicles to be assigned to the Clayton County Police Department fleet in a manner as will be in the best interest of the County (one [1] 2005 Pontiac Grand Prix and one [1] 2006 Chevrolet Silverado C-150). Vote unanimous.

14. Approved Resolution 2011-171 authorizing Clayton County to accept a donation from the Hindu Temple of Atlanta, Inc., in the amount of \$2,500.00, with no required match from the County, to enhance the Police Department's non-budgeted community programs and events for Clayton County citizens. Vote unanimous.

15. Approved Resolution 2011-172 authorizing Clayton County to accept a donation, in the amount of \$4,275.00, from the Clayton County Aging Program Advisory Board on behalf of the Clayton Senior Services Aging Department's Meals on Wheels Program. Vote unanimous.

16. Approved Resolution 2011-173 authorizing Clayton County to enter into an agreement with Georgia Power Company providing for the terms and conditions under which electrical service will be supplied to the Clayton County Youth Development and Justice Center. Vote unanimous.

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17. Approved Resolution 2011-174 authorizing Clayton County to enter into an agreement with Jack R. Hancock providing for the terms and conditions under which professional legal services will be rendered to the county as Interim County Attorney. The motion carried 4-1. Commissioner Edmondson opposed.

18. Approved Resolution 2011-176 authorizing Clayton County to accept a donation (\$500.00) from XHealth Corporation on behalf of Clayton County's Department of Senior Services; to authorize the Chairman to accept the donation on behalf of Clayton County, and to execute any documents necessary; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required, etc. Vote unanimous.

19. Approved Resolution 2011-177 authorizing Clayton County to accept a donation (\$500.00) from Kaiser Permanente on behalf of Clayton County's Department of Senior Services; to authorize the Chairman to accept the donation on behalf of Clayton County, and to execute any documents necessary; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required, etc. Vote unanimous.

ZONING PETITIONS:

20. 1) **QUIK TRIP CORPORATION (REZ/CUP 201109-01)**

Petition of Quik Trip Corporation to rezone property located at 1107 Shoreham Drive in Riverdale, Georgia from Single Family Residential (RS-110) to General Business (GB) for a convenience store with 20 self-service gasoline pump islands. The subject property is otherwise known as Parcel I.D. #13072C D010 and lies in Commission District 2/Gail Hambrick.

Proposed use of property is for a convenience store with 20 self-service gasoline pump islands.

Land Use Plan Amendment: None.

Zoning Advisory Group recommendation is approval with stipulations.

21. 2) **QUIK TRIP CORPORATION (REZ/CUP 201109-02)**

Petition of Quik Trip Corporation to rezone property located at 1111 Shoreham Drive in Riverdale, Georgia from Single Family Residential (RS-110) to General Business (GB) for a convenience store with 20 self-service gasoline pump islands. The subject property is otherwise known as Parcel I.D. #13072C D009 and lies in Commission District 2/Gail Hambrick.

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Proposed use of property is for a convenience store with 20 self-service gasoline pump islands.

Land Use Plan Amendment: None.

Zoning Advisory Group recommendation is approval with stipulations.

Mr. Nathan Richardson was present as a representative of Quik Trip Corporation and stated he appreciated the opportunity to present these petitions to the Board tonight. Clerk Haywood noted for the record that both of these petitions would be considered together because one was contingent upon the other. She also asked if there were any opposition present in the audience to these petitions. There was no response from the audience. Seeing that there was no opposition and having determined a decision based on prior review of the petitions, Commissioner Hambrick made a motion to approve both petitions by Quik Trip Corporation. Chairman Bell seconded the motion. Vote unanimous.

PUBLIC COMMENT:

1. Mr. Carl Swenson, of Morrow, Georgia, questioned balances of various SPLOST funds since 2003 and current county accounting practices. He had done an Open Records request and discovered some SPLOST Fund variances that concerned him. Mr. Swenson also questioned the monthly heating bill of \$30,000.00 for the Steve Lundquist Pool. (NOTE: Interim County Attorney Jack Hancock asked Mr. Swenson to identify what numbers he was requesting in the Open Records request. Mr. Swenson stated he wanted the county to fill in the 2007 and 2008 numbers that were missing in the SPLOST Fund balances. Chairman Bell asked Mr. Swenson to submit his request in writing. Mr. Hancock stated that the law does not require that an Open Records request be in writing. He was just trying to get clarification on what Mr. Swenson wanted now. Chairman Bell asked Mr. Swenson to confer with Mr. Hancock on his request.)

2. Mr. Jeffery Benoit, a county resident, expressed dissatisfaction with the recent county property tax increase, hiring freeze due to a budget deficit, and the Board decision to hire a County Manager at a yearly salary of \$150,000.00 with a compensation/severance package during a budget deficit. He felt the commissioners were not addressing the concerns of the citizens that they had promised to do when they were elected.

3. Ms. Sonja Sleeper, a county resident, stated that the Board of Commissioners has had a failure

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to communicate with the citizens. She believed this problem had rebounded in loss of school accreditation, ethics violations in miscellaneous contracts, property tax increases, and hiring of a County Manager in this tough economy (when people have reduced incomes). Ms. Sleeper stressed that the citizens needed to go back to town hall meetings to have greater input in the government process.

4. Mr. Wayne Madden, a resident of Rivers Edge Subdivision in Clayton County, was concerned about Walgreens in Riverdale, GA putting locks on public bathroom doors, Plexiglas on the Riverdale Chase Bank building, and the financial plight of Southern Regional Medical Center. He wanted the Board to make strides toward making the county a safer and financially secure place in which to live.

Motion by Vice-Chairman Ralph, second by Commissioner Singleton, to go into Executive Session in the Commissioners' Conference Room at 7:52 p.m. to discuss potential litigation. Vote unanimous.

Motion by Vice-Chairman Ralph, second by Chairman Bell, to go out of Executive Session at 8:20 p.m. Vote unanimous.

Motion by Vice-Chairman Ralph, second by Commissioner Singleton, to reconvene the Regular Business Meeting in the Commissioners' Boardroom at 8:23 p.m. Vote unanimous.

Chairman Bell asked for general Board consensus to add a personnel matter to the agenda. The Board generally consented to add a personnel matter to the agenda.

County Manager Wade Starr noted that the current Personnel (Human Resources) policy states "all requests to fill" have to be approved by the Board. Following a thorough review of these requests, he had the following recommendations to fill positions in the Parks and Recreation Department:

- 1) Part-time Parks Maintenance Worker II (2 positions)
- 2) Part-time Program Aide
- 3) Part-time Athletic Aide
- 4) Part-time Office Aide (2 positions)

Mr. Starr also stated there was a request to fill a Part-time Lifeguard position for the Department of Aging (precipitated because of liability).

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Motion by Commissioner Hambrick, second by Commissioner Singleton, to approve all of the requests to fill positions presented by Mr. Starr. The motion carried 4-1. Commissioner Edmondson opposed.

There being no further business to discuss, motion by Vice-Chairman Ralph, second by Commissioner Singleton, to adjourn the Regular Business Meeting of October 11, 2011 at 8:25 p.m. Vote unanimous.