

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

November 5, 2013

A G E N D A

1. Call to order.
2. Invocation and pledge of allegiance to the flag.
3. Adoption of agenda.
4. Approval of the October 10, 2013 Special Called Meeting and October 15, 2013 Regular Business Meeting minutes.
5. PUBLIC COMMENT: Citizens will be given a three (3)-minute maximum time limit to speak before the Board of Commissioners about various topics, issues, and concerns. Following thirty minutes of hearing from the public, the Board of Commissioners will allow the remainder of citizens who have signed up to be heard at the next Tuesday business meeting.
6. PROCLAMATION: "Clayton County Observes November 2013 as National Epilepsy Awareness Month" (presented by Chairman Jeffrey E. Turner).
7. Consider requests of Theodis Locke, Director of Central Services/Risk Management. (NOTE: The entire Purchasing Ordinance for Clayton County, Georgia can be viewed on the MuniCode website. Citizens can access this website via the following website address: [http://library.municode.com/index.aspx?clientId=10562.](http://library.municode.com/index.aspx?clientId=10562))

1) **Request to Sell County Surplus Items, utilizing GovDeals.com**, as requested by the Central Services Department. The list of items is as follows:

Lot #194	93 GE LED Signal Pedestrian Lights
Lot #195	60 GE LED Signal Pedestrian Lights
Lot #196	40 GE LED Signal Pedestrian Lights
Lot #197	35 Pieces of COHU Camera Equipment
Lot #198	11 Assorted Sized File Cabinets
Lot #199	10 Air Conditioners & 1 (2-piece) Ice Machine
Lot #200	49 Office Chairs
Lot #201	27 S.C.B.A & Bench Test With Accessories
Lot #202	5 Pieces of Parts from a Cabinet/Bookshelf
Lot #203	3 Desks, 1 Projector Stand & 1 Computer Table
Lot #204	1 Map Holder, 1 Base Cabinet, 1 Desk, 1 Metal Table, 1 Bag Island
Lot #205	1 Folding Table, 1 Steel Cabinet, 1 Coffee Table, 2 Tables

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Lot #206	4 Desks
Lot #207	6 Pieces of Storm Water Program Test Equipment
Lot #208	4 Boxes of Game Warning Whistle Systems
Lot #209	16 Disk Trays & 12 View Documents Holders
Lot #210	Double Podium with Components; and
Lot #211	100+ Metal 2'X4' Shelving Panels (only)

2) **RFP PKG #13-45 Wrecker Services for Clayton County, Annual Contract** (*Multi-award: Tara Wrecker, Inc., located in Jonesboro, Georgia and New Image Towing & Recovery, Inc., located in Forest Park, Georgia*), as requested by the Police Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

3) **RFP PKG #13-48 Asset Management Team Neighborhood Stabilization Program, Annual Contract** (*Multi-award: Southern Crescent Habitat for Humanity, located in Jonesboro, Georgia and National Property Institute, located in Ellenwood, Georgia. Funding is available through the 2009 NSP1 and 2010 NSP3 [Neighborhood Stabilization Programs]*), as requested by the Community Development Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

4) **RFP PKG #13-49 Asset Real Estate Attorney Services-Neighborhood Stabilization Program, Annual Contract** (*Multi-award: Brochstein & Bantley, P.C., located in Stockbridge, Georgia and William A. Miller, P.C., located in Stockbridge, Georgia. Funding is available through the 2009 NSP1 and 2010 NSP3 [Neighborhood Stabilization Programs]*), as requested by the Community Development Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners

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makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

5) **3M Cogent GAPS Livescan for Probate Court, Statewide Contract** (*Georgia Crime Information Center with 3M Cogent, Inc. located in Pasadena, CA*), as requested by Probate Court. Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. The purchasing agent has the authority to purchase unlimited quantities of goods utilizing active annual contracts. O.C.G.A., § 50-5-100 states, “The Department of Administrative Services is authorized to permit local political subdivisions, on an optional basis, to purchase their supplies through the state.” This allows the purchasing agent to utilize statewide contracts when this practice serves the best interest of Clayton County. The Clayton County Board of Commissioners make the final award for the state contract purchases of \$35,000.00 and greater.

8. Consider requests of Ramona Thurman, Chief Financial Officer.

1) Budget Amendment #-2-109 – Medical Self-Insurance Fund/FYE 6-30-13 – to cover additional claims expenses in the amount of \$63,000.00.

2) Budget Amendment #2-110 – Health Department/Battle Creek Road/FYE 6-30-13 – to close out the Health Department Fund in the amount of \$150,298.00.

3) Budget Amendment #2-111 – Tax Allocation District Capital Project Fund/FYE 6-30-13 – to provide for additional transfer out to the Debt Service Fund in the amount of \$175.00.

4) Budget Amendment #4-111– Fund 307 – 2009 SPLOST Projects/FYE 6-30-13 – to recognize additional revenue received for the municipalities in the amount of \$719,726.00.

5) Budget Amendment #2-18 – State Narcotics Condemnation Fund/FYE 6-30-14 – to purchase practice ammunition and ballistic entry vests needed for the Narcotics Divisions in the amount of \$51,000.00.

6) Budget Amendment #2-20 – Other General Government/FYE 6-30-14 – to increase revenue and provide funds for the purchase of equipment to implement televising and recording of Clayton County Board of Commissioners’ meetings, in the amount of \$33,550.00.

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- 7) Budget Amendment #2-21 – Other General Government/FYE 6-30-14 – to cover the repair of roofing on the Jail pods and replacement of windows at the Justice Center in the amount of \$1,165,000.00.
- 8) Budget Amendment #4-22 – Fund 307 – 2009 SPLOST Funds/FYE 6-30-14 – to amend the budget for the Parks and Recreation Department to install a playground structure at the Clayton County International Park, in the amount of \$85,415.00.
- 9) Budget Amendment #4-23 – Fund 307 – SPLOST 2009 Funds/FYE 6-30-14 – to amend the budget for Transportation and Development sidewalk projects for Lake Ridge Parkway and Pointe South Parkway for right-of-way and permanent easements, in the amount of \$21,000.00.
9. Consider requests of Renee Bright, Director of Human Resources.
10. Resolution 2013-270 – A Resolution authorizing Clayton County to enter into a Stipulation and Agreement in the matter of Kevin Rucker v. Clayton County Board of Commissioners before the State Board of Workers’ Compensation for the State of Georgia; to authorize the Chairman or his designee to execute the agreement and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes.
11. Resolution 2013-271 – A Resolution authorizing Clayton County to enter into a Stipulation and Agreement in the matter of Christopher G. Tschudy v. Clayton County Board of Commissioners before the State Board of Workers’ Compensation for the State of Georgia; to authorize the Chairman or his designee to execute the agreement and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes.
12. Resolution 2013-272 – A Resolution authorizing Clayton County to enter into a revised Mutual Aid Agreement with the City of Atlanta providing for fire suppression protection, prevention, rescue, hazardous materials, and support services; to authorize the Chairman to execute the agreement, and otherwise perform all acts necessary to accomplish the intent of this resolution;

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- to provide an effective date; and for other purposes.
13. Resolution 2013-273 – A Resolution by Clayton County, Georgia authorizing the certification and submittal of the Clayton County, Georgia Phase 1 Large Separate Storm Sewer System (“MS4”) National Pollutants Discharge Elimination System (“NPDES”) Permit Reapplication Form to the Georgia Environmental Protection Division (“EPD”) on behalf of the Transportation and Development Department; to authorize the Chairman to execute all required documents and to otherwise perform all other acts necessary to accomplish the intent of the resolution; to provide an effective date of this resolution; and for other purposes.
 14. Resolution 2013-274 – A Resolution to provide for the adoption of the Clayton County Strategic Economic Development Plan prepared for the County, the Chamber of Commerce and the Development Authority, by the Georgia Tech Enterprise Innovation Institute; to authorize the Chairman to execute any documents required to be implemented; to provide an effective date of this resolution; and for other purposes.
 15. Resolution 2013-275 – A Resolution by the Board of Commissioners to create a county-wide Internship Program; to repeal conflicting resolutions; to provide for an effective date; and for other purposes.
 16. Resolution 2013-276 – A Resolution establishing the Clayton Judicial Circuit Office of Probation Services as a division of the Clayton County Superior and State Court Administration Office; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required; to provide an effective date of this resolution; and for other purposes.
 17. Resolution 2013-277 – A Resolution to approve a Special Facility Use Request to allow the Summit at Lake Jodeco Homeowners’ Association to host its annual business dinner meeting at the J. Charley Griswell Senior Center; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes.
 18. Resolution 2013-278 – A Resolution authorizing Clayton County to enter into a Sub-Grantee Agreement with the Atlanta Regional Commission for the purpose of conducting a Livable Centers Initiative (“LCI”) Investment Policy Study for the Mountain View area of unincorporated Clayton County (\$80,000.00 with a required match of \$40,000.00 in local funds); to authorize the Chairman to execute the Sub-Grantee Agreement; and otherwise to perform all other acts necessary to accomplish the intent of the resolution; to authorize the Chief

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- Financial Officer to amend the budget to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes.
19. Resolution 2013-279 – A Resolution authorizing Clayton County to accept three (3) forfeited vehicles (one [1] 2003 Toyota Camry; one [1] 1996 Ford F-150, and one [1] 1984 Coachman Royal TL) from a Clayton County Police Department drug investigation; 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; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes.
 20. Resolution 2013-280 – A Resolution authorizing Clayton County to enter into a grant award agreement with the Prosecuting Attorney’s Council of Georgia and, in accordance therewith, accept grant funds (\$77,192.00 with a local match of \$19,298.00) to be used in connection with the Victims of Crime Act (VOCA) and the Clayton County District Attorney’s Victim Witness Assistance Program; to authorize the Chairman to execute the grant agreement and otherwise to perform all other acts necessary to accomplish the intent of the resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, and to transfer any required match of local funds, all as may be required under the terms of the grant agreement; to provide an effective date of this resolution; and for other purposes.
 21. Resolution 2013-281 – A Resolution authorizing Clayton County to enter into a grant award agreement with the Criminal Justice Coordinating Council and, in accordance therewith, accept grant funds (\$33,472.00 with a local match of \$8,368.00) to be used in connection with the Victims of Crime Act (VOCA) and the Clayton County Court Appointed Special Advocate (CASA) Program; to authorize the Chairman to execute the grant agreement and otherwise perform all other acts necessary to accomplish the intent of the resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, and to transfer any required match of local funds, all as may be required under the terms of the grant agreement; to provide an effective date of this resolution; and for other purposes.
 22. Resolution 2013-282 – A Resolution authorizing Clayton County to enter into a Memorandum of Agreement with the Prosecuting Attorney’s Council of the State of Georgia (PACGA) and, in accordance therewith, accept grant funds (\$35,825.00 with a local match of \$8,956.00) to be used in connection with the Victims of Crime Act (VOCA) and Clayton County Solicitor

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- General's Victim Assistance Project; to authorize the Chairman to execute the grant agreement and otherwise to perform all other acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, and to transfer any required match of local funds, all as may be required under the terms of the grant agreement; to provide an effective date of this resolution; and for other purposes.
23. Resolution 2013-283 – A Resolution to provide for the adoption and submission to the U.S. Department of Housing and Urban Development of the Clayton County PY2013 – PY2017 Consolidated Plan and the PY2013 Annual Action Plan; to provide for amendments to the Clayton County PY2008, 2010, and 2011 Annual Action Plans; to authorize the Chairman to execute any documents required to submit and implement the Consolidated Plan, Annual Action Plan, and the amendments to the PY2008, 2010, and 2011 Annual Action Plans; to authorize the Chief Financial Officer or the Finance Director to amend the budget where necessary to reflect appropriate revenue sources and expenses, all as may be required; to provide an effective date of this resolution; and for any other purposes.
24. Resolution 2013-284 – A Resolution authorizing Clayton County to exercise its powers of Eminent Domain in accordance with provisions of Georgia Laws for the purpose of acquiring certain properties (303 Conley Road, Tax Parcel No. 43; Wellington Avenue, Tax Parcel No. 67; Kenwood Avenue, Tax Parcel No. 68; Wellington Avenue, Tax Parcel Nos. 74 & 75; 4000 Old Dixie Road, Tax Parcel No. 92; and Blalock Street, Tax Parcel No. 124) for use by the Clayton County Department of Transportation and Development for the C.W. Grant Separation Improvement Project; to authorize the Chairman to execute any documents relating thereto, and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes.
25. Resolution 2013-285 – A Resolution authorizing Clayton County to exercise its powers of Eminent Domain in accordance with provisions of Georgia Laws for the purpose of acquiring a certain property (8712 Dorsey Road, Tax Parcel No. 16) for use by the Clayton County Department of Transportation and Development for the Flint River Road Widening Improvement Project; to authorize the Chairman to execute any documents relating thereto, and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer or the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes.

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26. Resolution 2013-286 – A Resolution authorizing Clayton County to enter into an agreement for service with Earthlink Business providing for the terms and conditions under which internet services will be rendered to the County; to authorize the Chairman to execute the agreement and to otherwise perform all other acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required; to provide an effective date of this resolution; and for other purposes.
27. Resolution 2013-287 – A Resolution authorizing Clayton County to enter into a Professional Services Contract with Expert Discovery, LLC, to audit the monthly E-911 service fee collected by telephone service providers from their customers; to authorize the Chairman to execute the agreement and to otherwise perform all other acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required; to provide an effective date of this resolution; and for other purposes.
28. Appointment to the Board of Elections and Registration to fill the unexpired term of Bob Bolia (*Resigned*); expiring on December 31, 2014.
29. Appointment of an individual to serve as Chairman of the SPLOST Citizens Committee for 2015.
30. **INTERVIEWS FOR THE POSITION OF FIRE CHIEF** (Conducted by Renee Bright, Human Resources Director). The candidates are Rosemary Cloud, Landry Merkison, and Brenda M. Willis.

EXECUTIVE SESSION

31. Consider any act(s) necessary based on decision(s) made in the Executive Session.