

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

May 20, 2014

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1. Call to order.
2. Invocation and pledge of allegiance to the flag.
3. Adoption of agenda.
4. Approval of the May 6, 2014 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 May 2014 as National Water Safety Month" (presented by Chairman Jeffrey E. Turner).
7. PROCLAMATION: "Clayton County Observes May 2014 as Community Action Month" (presented by Chairman Jeffrey E. Turner).
8. PROCLAMATION: "Clayton County Recognizes Phillip J. Watson as the 2014 Jonesboro High School Star Student" (presented by Commissioner Michael Edmondson).
9. PROCLAMATION: "Clayton County Recognizes and Honors the Drew High School 2014 Lady Titans Regional Basketball Champions" (presented by Commissioner Gail Hambrick).
10. PROCLAMATION: "Clayton County Recognizes and Honors Mt. Zion High School Track Team, the 2014 Class AAAAA State Champions (presented by Commissioner Sonna Singleton).
11. PROCLAMATION: "The Board of Commissioners Honors the Clayton County Convention and Visitors Bureau for being featured on the cover of the 2014 Georgia Travel Guide" (presented by Commissioner Sonna Singleton).
12. PRESENTATION: Scholarship Letters presented by Commissioner Sonna Singleton to District 1 Scholarship Recipients, Matthew Faulk and Lauren Jennings of Morrow High School.

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13. Consider requests of Carol Rogers, Contract Compliance Manager of Central Services. (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>.)

1) **Request to Sell County Surplus Items**, utilizing GovDeals.com, as requested by the Central Services Department.

2) **RFP PKG #14-08 Deferred Prosecution Programs for Clayton County, Annual Contract** (Multi-Award Contract: The Road to Recovery, Inc., located in Forest Park, Georgia; Clayton Center Community Service Board, located in Jonesboro, Georgia; and NNK Consulting, LLC, located in College Park, Georgia. This project is funded by the participants; therefore, there will be no cost to the County), as requested by the District Attorney Office. 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. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

3) **Agreement for Balotar Solution Equipment** (Election Systems and Software, located in Omaha, Nebraska), as requested by the Elections Department. Per Section 2-136 (7) of the Clayton County Purchasing Ordinance, Central Services must determine if other products or service providers can satisfy the procurement requirements before making a determination of sole source procurement. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The purchasing agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners.

4) **RFP PKG #11-43 Sports Photography Services for Clayton County Parks and Recreation, Annual Contract, First Amendment Request for Price Increase** (Score Photo, Inc., located in Kennesaw, Georgia), as requested by the Parks and Recreation 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

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proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

5) **RFB PKG #12-04 Clayton County Firefighter Turnout and Protective Gear, Annual Contract, Amendment Request for Price Increase** (Bennett Fire Products Company, located in Woodstock, Georgia), as requested by the Fire Department. 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.

6) **RFB PKG #13-11 Clayton County Solid Waste Service, Annual Contract, First Amendment Request** (Waste Pro of Georgia, located in Doraville, Georgia), as requested by the Correctional Institute. 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.

7) **RFP PKG #13-17 Concession Operations at Clayton County International Park, Annual Contract, First Amendment Request** (NEA-BBQ, LLC, d/b/a Sonny's Bar-B-Q, located in Buford, Georgia), as requested by the Parks and Recreation 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. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

8) **RFP PKG #13-31 SPLOST Construction Management-At-Risk Services for the Construction of Clayton County Police Precinct, N.E., Contract GMP Amendment** (Hogan Construction Group, LLC). Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed

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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. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

9) **RFB PKG #14-31 Athletic Uniforms & Equipment for the Clayton County Parks & Recreation Department, Annual Contract** (Four Seasons Sporting Goods, Inc., located in College Park, Georgia. Funding is available through the Parks and Recreation Department's 2014 General Budget), as requested by the Parks & Recreation Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Finance Director and purchased by the Director of Central Services without Board of Commissioners' approval.

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

1) Request for Budget Amendment #4-84/Fund 307 – 2009 Reimposition SPLOST/FYE 6-30-14 – to amend the budget to purchase a video storage server for site security for the Public Safety Digital Network (PSDN) project, in the amount of \$19,821.00.

2) Request for Budget Amendment #4-85/Fund 307 – 2009 Reimposition SPLOST/FYE 6-30-14 – to amend the budget to purchase equipment needed to gain access to newly acquired greenspace and trail properties throughout the park system, in the amount of \$9,400.00.

3) Request for Budget Amendment #4-86/Fund 306 – 2004 Roads and Recreation SPLOST/FYE 6-30-14 – to amend the budget for environmental testing of the Independence Park site for the At-Large Recreation Center, in the amount of \$2,700.00.

4) Request For Budget Amendment #4-87/Fund 307 – 2009 Reimposition SPLOST/FYE 6-30-14 – to amend the budget for the Beach Fencing Project at the Clayton County International Park, in the amount of \$44,990.00.

5) Request for Budget Amendment #4-88/Fund 307 – 2009 Reimposition SPLOST/FYE 6-30-14 – to amend the budget for the Pavilions and Front Entrance Wall Renovation Project at

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Clayton County International Park, in the amount of \$161,316.00.

6) Request for Budget Amendment #4-89/Fund 307 – 2009 Reimposition SPLOST/FYE 6-30-14 – to amend the budget for additional funds needed for the Bridge Maintenance Project land cost, in the amount of \$175,000.00.

7) Request for Budget Amendment #4-90/Fund 307 – 2009 Reimposition SPLOST/FYE 6-30-14 – to amend the budget for the Panhandle Road Turn Lane at Eddie White Academy Project for right-of-way acquisition services and land cost, in the amount of \$15,000.00.

15. Consider requests of Renee Bright, Director of Human Resources.

1) Request to renew the Self-Funded Medical Plan Stop Loss Coverage for Plan Year June 1, 2014 – May 31, 2015. The Stop Loss coverage protects the Self-Funded Medical Plan in the event of large claims. Recommendations are to move the coverage from HCC to Symetra. This proposal includes a \$175,000.00 claims deductible (the county's deductible level) with no lasering and a 2.26% increase in premium.

2) Request to reclassify a vacant Police Officer position to create a Community Relations Officer position at Pay Grade 21. The Community Relations Officer position will assist the Police Department with outreach to the community to promote community policing, problem oriented policing, and intelligence driven policing. This classification will work through traditional and social media to keep the public informed of significant events, lookouts, and requests for information.

3) Request to revise class specification for the Director of Central Services to include Risk Management responsibilities and remove those duties from the Director of Human Resources' class specification.

Requirements include a Bachelor's Degree in Public Administration, Business Administration, or closely related field; supplemented by six (6) years previous experience that includes progressively responsible purchasing, inventory control, and supervision/management; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities of this job.

16. Ordinance 2014-118 (**First Reading**) – An Ordinance adopted under the Home Rule Powers specifically granted to the governing authority of Clayton County pursuant to Article IX, Section II, Paragraph I (B)(1) of the Constitution of the State of Georgia of 1983, amending

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the local act of the General Assembly creating and composing the Clayton County Board of Commissioners and setting forth the general provisions governing Clayton County Government; to amend the Clayton County Code of Ordinances, as amended, specifically, Part I, Article II, Section 2-22 "Audits Generally"; subparagraph (B); to provide severability; to provide an effective date of this ordinance; and for other purposes.

17. Ordinance 2014-119 – An Ordinance to amend the Code of Clayton County, Georgia, as amended, specifically, Code of Clayton County, Georgia, Part II, Chapter 2 "Administration," Article I "In General," by deleting the existing Section 2-6 "Travel Outside County" and substituting in lieu thereof a new Section 2-6 "Employee Travel"; to repeal conflicting laws, ordinances, and resolutions; to provide severability; to provide an effective date; etc.

18. Ordinance 2014-120 – An 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 I "General" by adding a new Section 62-47 "Keeping a Disorderly Place"; to repeal conflicting laws, ordinances and resolutions; to provide for severability; to provide an effective date of this ordinance; and for other purposes.

19. Resolution 2014-121 – A Resolution providing for the restatement of the "Clayton County Board of Commissioners' Premium Conversion Flexible Benefit Plan" to include the Flexible Spending Account (Health Spending Account and Dependent Care Account) for Plan Year June 1, 2014; to authorize the Chairman to execute any documents necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; etc.

20. Resolution 2014-122 – A Resolution authorizing Clayton County, on behalf of Clayton County Library Services, to enter into an agreement with the University System of Georgia, on behalf of Clayton State University to provide a federal work-study program; to authorize the Chairman to execute the agreement and otherwise to perform all other acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; etc.

21. Resolution 2014-123 – A Resolution authorizing Clayton County to enter into a Performance Agreement with Solid Soul Band Phase II providing for the terms and conditions under which live entertainment will be performed at the J. Charley Griswell Senior Center; to authorize the Chairman to execute the agreement, and 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.

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22. Resolution 2014-124 – A Resolution to terminate a Lease Agreement for property located at 7535 Southlake Parkway in Clayton County; to authorize the Chairman to execute any necessary documents and otherwise to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes.

23. Resolution 2014-125 – A Resolution authorizing Clayton County to convey property located at 114 Broad Street to the City of Jonesboro, Georgia; to authorize the Chairman to execute all documents necessary to effectuate the transfer, and otherwise to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes.

24. Ordinance 2014-126 – An Ordinance providing for the additional duties for the Chief Operating Officer; to provide an effective date of this ordinance; and for other purposes.

25. **DISCUSSION ITEM:**

Reconsideration of Appointee (James Fambrough) to the Clayton County Housing Authority Board. The term of Kenneth Gilmore expired on 5/11/14. New term is for five (5) years; expiring on 5/11/19.

26. ZONING PETITION: **LEE MAYWEATHER/REZONING NEIGHBORHOOD BUSINESS DISTRICT TO COMMUNITY BUSINESS DISTRICT/CASE NUMBER REZ 201404-01**

The Applicant, Lee Mayweather, is requesting a rezoning from Article 3.17 Neighborhood Business District (NB) to Article 3.19 Community Business District (CB) to allow for gasoline sales for a convenience store as the anchor tenant of a retail shopping plaza upon the property located at 1489 Mundy's Mill Road, Jonesboro, GA 30238 and otherwise known as parcel number 06-033-064-007. The subject property is approximately 4.2 acres of land, occupied by a retail strip shopping center and is currently zoned Neighborhood Business (NB).

**Commission District # 3 – Commissioner Shana M. Rooks
ZAG Recommendation -- Denial**

27. ZONING PETITION: **DR. CARROLL BRADY/CONDITIONAL USE PERMIT/7265 MT. ZION BOULEVARD/CASE NUMBER CUP 201404-02**

The Applicant, Dr. Carroll Braddy, is requesting a conditional use permit (CUP) from Article

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3.1 Agricultural District (AG) to allow for a group home for a residential substance abuse treatment facility to house no more than ten (10) residents upon the property located at 7265 Mt. Zion Boulevard, Jonesboro, GA 30236 and otherwise known as parcel number 12078A A011. The subject property contains approximately 2.10 acres of land and is currently zoned Agriculture District (AG), having licensing as a group home for a residential substance abuse treatment facility with no more than five (5) residents.

**Commission District # 4 – Commissioner Michael Edmondson
ZAG Recommendation – Approval**

EXECUTIVE SESSION

28. Consider any action(s) necessary based on decision(s) made in the Executive Session.