

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

February 17, 2015

A G E N D A

1. Call to order.
2. Invocation and Pledge of Allegiance to the flag.
3. Adoption of the agenda.
4. Approval of the February 3, 2015 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 Recognizes the Clayton County Rotary Club in Observance of Rotary Day on February 23, 2015. (Presented by Chairman Jeffrey E. Turner)."
7. PROCLAMATION: "Clayton County Recognizes the Lake Spivey Rotary Club in Observance of Rotary Day on February 23, 2015. (Presented by Chairman Jeffrey E. Turner)."

(On February 23, 2015, there will be a lighting of the Rotary Club logo on the Historic Courthouse in observance of this day.)
8. PRESENTATION: "Establishment of the Clayton County Youth Commission". (Presented by Detrick Stanford, Director of the Department of Parks and Recreation).
9. Consider requests of Debra Brewer, Director 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 for 90 Day Contract Extension, Second Amendment: RFB PKG #11-40 Clayton County Generators Inspections and Services, Annual Contract.** (Power Pro Tech Services, located in Altamonte Springs, Florida. As requested by the Building Maintenance Department). (Section 2-136: (1) and (6) of the Clayton County Code of Ordinances). 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

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by the Director of Central Services without Board of Commissioners' approval. 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.

2) **Recommendation for Award: RFB PKG #14-74 Clayton County Police Department Purchase of Vehicles.** (\$77,190.00 / Langdale Chevrolet, Inc., located in Sylvester, Georgia. Funding is available through the Police Department's SPLOST Bond Fund FYE 2015. As requested by the Police Department). (Section 2-136: (1) of the Clayton County Code of Ordinances). Per Section 2-136 (1) of the Clayton County Code of Ordinances, General Purchasing Methods; 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.

3) **Recommendation for Award: RFB PKG #14-76 Clayton County Police Department Purchase of Vehicles.** (\$55,538.00 / Wade Ford, located in Smyrna, Georgia. Funding is available through the Police Department's SPLOST Bond Fund FYE 2015. As requested by the Police Department). (Section 2-136: (1) of the Clayton County Code of Ordinances). Per Section 2-136 (1) of the Clayton County Code of Ordinances, General Purchasing Methods; 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.

4) **Recommendation for Award utilizing a Statewide Contract to Purchase VMware Software Support for the Information Technology Department.** (\$44,246.33 / SHI International Corporation, located in Piscataway, New Jersey. Funding is available through the Information Technology's Other Contract Services Account. As requested by the Information Technology Department). (Section 2-114 and 2-136: (6) of the Clayton County Code of Ordinances). Per Section 2-114 of the Clayton County Purchasing Ordinance; Cooperative Purchasing Methods, the County may join with other governmental units in

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cooperative purchasing plans when the best interest of the county would be served thereby. The Clayton County Board of Commissioners makes the final award for cooperative purchases of \$35,000.00 and greater. 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.

5) **Recommendation for Award utilizing a Fuel Cooperative to purchase Gasoline and Diesel Fuel by Fleet Maintenance for use by Various County Departments.** (North Georgia Fuel Cooperative #BL044-14. Petroleum Traders Corporation, located in Fort Wayne, Indiana, (Primary Awardee) and Mansfield Oil Company, located in Gainesville, Georgia, (Secondary Awardee). Funding is available through the respective user department's General Fund FYE 2015. As requested by Fleet Maintenance Division of Transportation & Development). (Section 2-114 of the Clayton County Code of Ordinances). Per Section 2-114 of the Clayton County Purchasing Ordinance; Cooperative Purchasing Methods, the County may join with other governmental units in cooperative purchasing plans when the best interest of the county would be served thereby. The Clayton County Board of Commissioners makes the final award for cooperative purchases of \$35,000.00 and greater.

6) **Recommendation for Renewal of the County's Crime Policy for the period March 1, 2015 through March 1, 2016.** (As requested by the Central Services Department).

7) **Recommendation for Renewal of the County's Public Official Position Schedule Bond for the period March 1, 2015 through March 1, 2016.** (As requested by the Central Services Department).

8) **Recommendation for Renewal of Annual Contracts:** (Section 2-136: (1) and (6) of the Clayton County Code of Ordinances). 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. 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.

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- a. **RFB #12-47 Full Services Preventative Maintenance of Clayton County's Interruptible Power Systems – Annual Contract with AC & DC Power Technologies, LLC, located in Forest Park, Georgia.** This final renewal period is from March 1, 2015 through February 29, 2016. The Board of Commissioners approved this award on December 18, 2012.

- b. **RFB #12-48 Clayton County Transportation & Development Stone Materials Services - Annual Contract with Stephens Rock & Dirt, Inc., located in College Park, Georgia.** This final renewal period is from March 1, 2015 through February 29, 2016. The Board of Commissioners approved this award on December 4, 2012.

- c. **RFB #12-51 Clayton County Transportation & Development Roadway Construction Concrete Services - Annual Contract with Larry Ford Construction Co., Inc., located in Ellenwood, Georgia.** This final renewal period is from March 1, 2015 through February 29, 2016. The Board of Commissioners approved this award on January 8, 2013.

- d. **RFB #13-52 Clayton County Elevator Maintenance - Annual Contract with Mowrey Elevator Company of FL, Inc., located in Marianna, Florida.** This renewal period is from March 1, 2015 through February 29, 2016. There is one remaining renewal on this contract. The Board of Commissioners approved this award on January 7, 2014.

9) **Recommendation for Renewal of Annual Contracts:** (Section 2-136: (2) and (6) of the Clayton County Code of Ordinances). 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. 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.

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- a. **RFP #13-56 Turf and Lawn Management for Clayton County – Annual Contract with TruGreen, located in Austell, Georgia.** This renewal period is from March 1, 2015 through February 29, 2016. There is one remaining renewal on this contract. The Board of Commissioners approved this award on December 17, 2013.

10. Consider a request of Ramona Thurman Bivins, Chief Financial Officer.
 - 1) Request for Refund of Alcohol Retail License fees paid by Ms. Chong Sabina d/b/a Moe’s Outlet, due to the non-recommendation by the Clayton County Police Department for criminal history, in the amount of \$1,800.00.

11. Ordinance 2015-29 - An Ordinance adopted under the Home Rule Powers granted to Clayton County Pursuant to Article IX, Section II, Paragraph 1 of the Constitution of the State of Georgia of 1983, amending the Clayton County Code of Ordinances, specifically relevant sections of the Clayton County, Georgia Public Employee Retirement System to define the term “Leased Employee” as such term is used by the plan. **(Second Read)**

Synopsis: This Ordinance will amend the Pension Plan to add a definition for the term “leased employee” as requested by the Internal Revenue Service.

12. Ordinance 2015-37 - An Ordinance to amend the Code of Clayton County, Georgia, as amended, specifically, Code of Clayton County, Georgia, Part II, Chapter 62 “Offense and Miscellaneous Provisions”, Article I “General”. By repealing and deleting the existing Subsection (D) of Section 62-7 “Loitering” and Substituting in lieu thereof a new Subsection (D).

Synopsis: This Ordinance will delete the existing Subsection (D) of Section 62-7 “Loitering” and substitute it with a new Subsection (D).

13. Resolution 2015-38 - A Resolution authorizing Clayton County to enter into a License Agreement with Streetwhipz Projections LLC providing for the terms and conditions under which a 2015 Car Show project will be hosted at the Clayton County International Park.

Synopsis: This Resolution will allow Streetwhipz Production LLC to utilize the back parking lot of Clayton County International Park to host a 2015 Car Show Project consisting of food vendors, a car show, and musical entertainment on Sunday, July 13, 2015 from 2:00 pm until 9:00 pm.

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14. Resolution 2015-39 - A Resolution authorizing Clayton County to enter into an Agreement with Atlanta Pyrotechnics International, Inc. providing for the terms and conditions under which a fireworks display will be conducted at the Clayton County International Park.

Synopsis: *This Resolution will allow Atlanta Pyrotechnics International, Inc. to provide fireworks displays at certain holiday events (May 23, 2015 and July 4, 2015) at Clayton County International Park.*

15. Resolution 2015-40 - A Resolution authorizing Clayton County to enter into a license Agreement to allow Hailey Bankhead Foundation, Inc. to sponsor and host a 5K walk/run for Childhood Cancer Awareness at Clayton County International Park.

Synopsis: *This Resolution will allow the Hailey Bankhead Foundation, Inc. to raise funds to increase awareness of childhood cancer on March 28, 2015 from 8:00 am to 2:00 pm at Clayton County International Park.*

16. Resolution 2015-41 - A Resolution authorizing Clayton County to accept a forfeited vehicle from a Clayton County Police Department Drug Investigation.

Synopsis: *This Resolution will allow for the sale of a seized vehicle to be used as directed by the Superior Court Order 2014-CV-03866-8.*

17. Resolution 2015-42 - A Resolution authorizing Clayton County to enter into a License Agreement to allow Arthur Mitchell to sponsor and host the “Albany Fest Atlanta” reunion at Clayton County International Park.

Synopsis: *This Resolution will allow Arthur Mitchell to sponsor and host an “Albany Fest Atlanta” on May 30, 2015 from 10:00 am to 8:00 pm to celebrate the City of Albany, Georgia relating to health, family and careers, and will include a health and fitness walk, Zumba classes, kickball, and athletic games.*

18. Resolution 2015-43 - A Resolution to approve a Special Facility Use request to allow the Riverdale High School Cosmetology Department to utilize Clayton County International Park, VIP Complex, to host a Hair Show fundraiser.

Synopsis: *This Resolution will allow Riverdale High School Cosmetology Department to host a hair show fundraiser on Friday, May, 1, 2015 from 4:00 pm to 10:30 pm.*

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19. Resolution 2015-44 - A Resolution authorizing Clayton County to execute two Title V Permit Annual Compliance Certifications for the Clayton County Landfill.

Synopsis: *This Resolution will allow the County to execute two Title V Permit Annual Compliance Certifications for the Landfill as required under 40 CFR 70.2(b)(9).*

20. Resolution 2015-45 - A Resolution authorizing Clayton County to establish a Clayton County Youth Commission.

Synopsis: *This Resolution will establish a Clayton County Youth Commission aimed at the involvement of Clayton County's youth in the planning, development and implementation of community activities and services.*

21. Resolution 2015-46 - A Resolution authorizing Clayton County to accept a donation of television station equipment from Clayton County Public Schools.

Synopsis: *This Resolution will allow Clayton County, on behalf of the County's TV-23 Station, to accept a donation of a news desk and a television news set that will provide upgrades to the Station's current setup from Clayton County Public Schools.*

22. Resolution 2015-47 - A Resolution authorizing Clayton County to enter into a Natural Gas Extension Contract for gas service with Atlanta Gas Light Company.

Synopsis: *This Resolution will allow the County to enter into a Non-Residential Gas Extension Contract for gas service with Atlanta Gas Light Company for certain property located at 7810 Highway 85, Riverdale, GA, 30274.*

23. Resolution 2015-48 - A Resolution authorizing Clayton County to enter into a Real Estate Purchase and Sale Agreement with EF Golf I, LLC to purchase real property in connection with the 2009 special one percent sales and use tax.

Synopsis: *This will allow the County, through the Parks and Recreation Department, to purchase 199 acres of real property to be used as green space and trail land.*

24. Resolution 2015-49 - A Resolution authorizing Clayton County to accept the resignation of Silverman Construction Program Management, Inc. for SPLOST Project Management and Consultant Services.

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Synopsis: *This Resolution will allow Silverman Construction Program Management, Inc. to end their contractual relationship with Clayton County.*

25. Appointment to the Animal Control Board to fill the unexpired term of Tim Koby (resigned). This term expires on March 12, 2016. (Full-Board Appointment)
26. Appointment to the Hospital Authority Board to fill the unexpired term of Cephus Jackson (resigned). This term expires on October 31, 2015. (Full-Board Appointment)
27. Appointment to the Development Authority Board / Redevelopment Authority Board to fill the expiring term of Chandler Sharma. The term is for four years expiring on March 1, 2019. (Full-Board Appointment) *(Removed from the February 3, 2015 Agenda)*
28. Appointment to the Urban Redevelopment Agency of Clayton County to fill the expiring term of Chandler Sharma. The term is for four years expiring on March 1, 2019. (Full-Board Appointment) *(Removed from the February 3, 2015 Agenda)*
29. ZONING PETITION: **CLAYTON NORTHBRIDGE, LLC./MOD-14/11-3**

The Applicant Clayton Northbridge, LLC, is requesting a modification of the Northbridge Estates Subdivision, Unit Five, located in Land Lots 77, 78, and 84 of the 5th District to reduce the number of homes having a side entry garage. The final subdivision plat was recorded in plat book 37, pages 21-26, and dated 5-24-2005. The applicant is requesting the reduction of the condition requiring two car garage with 33% of units with side entry garage to 9% of units with side entry. The subject properties are zoned Residential District (RS-180), consists of 114+/- acres of land, and have primary access off of Northbridge Road.

Commission District # 3 – Commissioner Shana M. Rooks

ZAG recommended DENIAL

EXECUTIVE SESSION –

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

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FINANCE SUPPORTING DOCUMENTATION
BEGINS NEXT PAGE

JEFFREY E. TURNER
CHAIRMAN
SHANA M. ROOKS
VICE CHAIRMAN
SONNA SINGLETON
COMMISSIONER
GAIL B. HAMBRICK
COMMISSIONER
MICHAEL L. EDMONSON
COMMISSIONER

**Clayton County
Community Development**



PATRICK EJIKE
DIRECTOR

Interoffice Memorandum

Date: January 27, 2015
To: Ramona Thurman, CFO
From: Patrick Ejike, Director
Subject: Request for Refund

Please issue a check in the amount of \$1,800.00 made payable to:

Name: Ms. Chong Sabina
DBA: Moe's Outlet

Address: 6727 Mt. Zion Blvd.

City: Morrow **State:** GA **Zip:** 30260

For the purpose of: Refunding the Alcohol Retail License fees paid by Ms. Sabina to the Community Development Department. Ms. Sabina was not approved to receive an Alcohol Retail License based on non-recommendation by the Clayton County Police Department for criminal history.

| | |
|-------------------------------------|-------------|
| Total Fee Paid: | \$ 2,250.00 |
| Non-Refundable Fee Per Code: | \$ 450.00 |
| Refund Due: | \$ 1,800.00 |

This check should be charged to account # 101-3401-3110

Thank you for your assistance. Should you have any questions, please feel free to contact me at extension 3574.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick Ejike", written over a horizontal line.

Patrick Ejike, Director

PE/dh

Attachment

Note: This form is not to be used for bailiffs, employee advance requests or employee expense reports. This form should be used in lieu of multiple invoice documents.