

**FULTON COUNTY BOARD OF COMMISSIONERS
RECESS MEETING**

March 16, 2022
10:00 AM



Fulton County Government Center
Assembly Hall
141 Pryor Street SW
Atlanta, Georgia 30303



POST AGENDA MINUTES

This document is tentative, has not been ratified or approved by the Board of Commissioners, and is not binding on the County or any officer.

Scheduled date for ratification: April 13, 2022

CALL TO ORDER: Chairman Robert L. Pitts **10:01 a.m.**

ROLL CALL: Tonya R. Grier, Clerk to the Commission

Robert L. Pitts, Chairman (At-Large)	PRESENT
Liz Hausmann, Vice-Chairman (District 1)	PRESENT
Bob Ellis, Commissioner (District 2)	PRESENT
Lee Morris, Commissioner (District 3)	PRESENT
Natalie Hall, Commissioner (District 4)	PRESENT
Marvin S. Arrington, Jr., Commissioner (District 5)	PRESENT
Khadijah Abdur-Rahman, Commissioner (District 6)	ABSENT

INVOCATION: Reverend Clifton Dawkins, Jr., County Chaplain

PLEDGE OF ALLEGIANCE: Recite in unison

ANNOUNCEMENTS

PLEASE SWITCH ALL ELECTRONIC DEVICES (CELL PHONES, PAGERS, PDAs, ETC.) TO THE SILENT POSITION DURING THIS MEETING TO AVOID INTERRUPTIONS.

IF YOU NEED REASONABLE MODIFICATIONS DUE TO A DISABILITY, INCLUDING COMMUNICATIONS IN AN ALTERNATE FORMAT PLEASE CONTACT THE OFFICE OF THE CLERK TO THE COMMISSION. FOR TDD/TTY OR GEORGIA RELAY SERVICE ACCESS DIAL 711.

CONSENT AGENDA**22-0166 Board of Commissioners**

Adoption of the Consent Agenda - All matters listed on the Consent Agenda are considered routine by the County Commission and will be enacted by one motion. No separate discussion will take place on these items. If discussion of any Consent Agenda item is desired, the item will be moved to the Recess Meeting Agenda for separate consideration. **(ADOPTED)**

A motion was made by Vice-Chairman Hausmann and seconded by Commissioner Ellis, to adopt the Consent Agenda. The motion passed by the following vote:

Yea: Pitts, Ellis, Morris, and Hall

Absent: Abdur-Rahman

Did Not Vote: Hausmann, and Arrington

22-0167 Board of Commissioners

Proclamations for Spreading on the Minutes. **(SPREAD ON THE MINUTES UPON ADOPTION OF THE CONSENT AGENDA)**

Proclamation recognizing "Ammie B. Jones Remembrance Day." **(Abdur-Rahman)**
March 5, 2022

Proclamation recognizing "Silas SiMan Baby Alexander Remembrance Day."
(Abdur-Rahman)
March 8, 2022

Proclamation recognizing "Atlanta St. Patrick's Parade Day." **(Pitts)**
March 12, 2022

Proclamation recognizing "Historic Macedonia Cemetery Appreciation Day."
(Hausmann)
March 14, 2022

Proclamation recognizing "Johns Creek High School Boys Swim Team Appreciation Day." **(Hausmann)**
March 14, 2022

Proclamation recognizing "Ann Cramer Appreciation Day." **(Hall)**
March 16, 2022

Proclamation recognizing "Leadership Johns Creek Appreciation Day."
(Hausmann)
March 17, 2022

Proclamation recognizing "Barbara Lewis King Scholarship Foundation Appreciation Day." **(Pitts)**
March 18, 2022

Open & Responsible Government**22-0168 Finance**

Ratification of February 2022 Grants Activity Report. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

22-0169 Finance

No action is requested. This reporting is being provided to meet the quarterly reporting requirement for monetary transfers among budget funds per Board Resolution #09-1262. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

22-0170 Human Resources Management

Request approval of a contract to spread on the minutes of the Fiscal Year 2022 contracts for employees hired contractually by Fulton County - specifically the Grievance Review Board Attorney and to authorize the County Attorney to approve the contact as to form and make any modifications thereto prior to the execution by the Chairman. The cost of the contract shall not exceed \$35,098.00. Effective January 1, 2022 - December 31, 2022, with two (2) one-year renewal options. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

22-0171 Real Estate and Asset Management

Request approval of a Water Vault Easement Dedication of 729 square feet to Fulton County, a political subdivision of the State of Georgia, from Davis Group Storage, LLC, for the purpose of constructing the Davis Drive Commercial Development Project at 0 Davis Drive, Alpharetta, Georgia 30009. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

22-0172 Real Estate and Asset Management

Request approval of a Sewer Easement Dedication of 625 square feet to Fulton County, a political subdivision of the State of Georgia, from Green Implementation Group, LLC., for the purpose of constructing the Reserve at Newtown Project at 9435 Nesbitt Ferry Road, Johns Creek, Georgia 30022. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

22-0173 Real Estate and Asset Management

Request approval of a Resolution declaring County-owned easement rights as surplus and authorizing the assignment of the Fulton County, Georgia Deed of Easement rights in non-County owned property at the intersection of Buffington Road and Roosevelt Highway (State Route No. 29) to the Georgia Department of Transportation (GDOT) for road purposes. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Health and Human Services**22-0174 Public Works**

Request approval of a Memorandum of Agreement (MOA) between Fulton County and the Metropolitan North Georgia Water Planning District (MNGWPD) for continued participation in the District-wide Single-Family Residential Toilet Retrofit program in the total amount of \$30,000.00 for one year, effective upon execution. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

22-0175 Public Works

Request approval of a Memorandum of Agreement (MOA) between Fulton County and the Metropolitan North Georgia Water Planning District (MNGWPD) for continued participation in the District-wide Multi-family High Efficiency (HET) Toilet Rebate Program administered by the MNGWPD and pursuant to the requirements of the MNGWPD's Water Resource Management Plan in the amount of \$30,000.00 for one year effective upon execution. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

22-0176 Public Works

Request approval of a change order less than 10% - Department of Public Works, 20RFP126602K-BKJ, Building Code Administration, Construction Management, and Planning Services to increase the hourly billing rates as outlined in the attached letter with NOVA Engineering and Environmental, LLC (Kennesaw, GA), to provide building code administration services, construction management services and planning services. No additional funding is required. Effective upon BOC approval. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Arts and Libraries**22-0177 Library**

Request approval of the lowest responsible bidder - Fulton County Library System, 22ITB0111B-EC, E-Rate Category 1 - Broadband Internet Access in an amount not to exceed \$142,032.00 with AT&T Corporation (Atlanta, GA) to provide broadband internet access for all library locations. Effective July 1, 2022 through June 30, 2023 with three renewal options. This item is 100% grant funded. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

RECESS MEETING AGENDA**22-0178 Board of Commissioners**

Adoption of the Recess Meeting Agenda. **(ADOPTED AS AMENDED)**

A motion was made by Commissioner Hall and seconded by Commissioner Ellis, to adopt the Recess Meeting Agenda as amended by revising items #22-0180, #22-0197; removing item #22-0193 as requested by the County Manager; moving up item #22-0198 as requested by Vice-Chairman Hausmann; and by a Super Majority vote adding item #22-0203. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, and Hall

Absent: Abdur-Rahman

Did Not Vote: Arrington

22-0179 Board of CommissionersRatification of Minutes. **(RATIFIED)**

Recess Meeting Minutes, February 16, 2022

Regular Meeting Post Agenda Minutes, March 2, 2022

Special Called Meeting Post Agenda Minutes, March 4, 2022

A motion was made by Commissioner Ellis and seconded by Commissioner Hall, to ratify the meeting minutes. The motion passed by the following vote:

Yea: Pitts, Hausmann, Morris, and Hall

Absent: Abdur-Rahman

Did Not Vote: Ellis, and Arrington

22-0180 Board of CommissionersPresentation of Proclamations and Certificates. **(PRESENTED)**

* Proclamation recognizing "Atlanta Spa Victims Remembrance Day." **(Pitts/Arrington)**

* Proclamation recognizing "World Down Syndrome Day." **(BOC)**

Proclamation recognizing "National Nutrition Month." **(Hall)**

Proclamation recognizing "Registered Dietician Nutritionist Appreciation Day." **(Hall/BOC)**

Proclamation recognizing "2021 Georgia Communications Conference Team of the Year Appreciation Day." **(Arrington)**

* Proclamation recognizing "Sadie G. Mays Health and Rehabilitation Day." **(Hall/Pitts/Abdur-Rahman)**

Proclamation recognizing "Xernona Clayton Appreciation Day." **(Hall)**

Proclamation recognizing "Carolyn M. Young Appreciation Day." **(Hall)**

Proclamation recognizing "Police Chief Cassandra Jones Appreciation Day." **(Hall)**

Proclamation recognizing "Dr. Christine King Farris Appreciation Day." **(Hall)**

Proclamation recognizing "Pastor Jasmine Smothers Appreciation Day." **(Hall)**

Proclamation recognizing "Dr. Rita Samuels Appreciation Day." **(Hall)**

Proclamation recognizing "Henrietta Antoinin Appreciation Day." **(Hall)**

**added during the meeting*

PUBLIC HEARINGS

22-0181 Board of Commissioners

Public Comment - Citizens are allowed to voice County related opinions, concerns, requests, etc. during the Public Comment portion of the Commission meeting. **Speakers will be granted up to two minutes each. Members of the public will not be allowed to yield or donate time to other speakers. The Public Comment portion of the meeting will not exceed 30 minutes at the Regular Meeting, nor will this portion exceed thirty minutes at the Recess Meeting.** In the event the 30 minute time limit is reached prior to public comments being completed, public comment will be suspended and the business portion of the BOC meeting will commence. Public comment will resume at the end of the meeting. Similarly, written comments (that were timely submitted) not previously read, may be read at the end of the meeting. For more information or to arrange a speaking date, contact the Clerk’s Office. **(CONDUCTED)**

12 Speakers: Robert H. Kelly (Item #22-0198); Al Bartell (Item #22-0198); Susan Ortiz-Villajos (Elections); Susanne Hubbard (Elections); Kevin Muldowney (Elections); Jane Schaepe (Elections); Jason Frazier (Elections); Lucia Frazier (Elections); Sandra Burchardt (Elections); James Davenport (Item #22-0198); Michael Coolbroth (Item #22-0198) and Maggie Goldman (Commission Budget/Elections)

6 Zoom Speakers: Ben Howard (Elder Affairs); Candice Stockham (Elections); Crafton Langley (Elections); Jane Zoellick (Elections); Lauren Walts (Elections) and Lawrie Demorest (Elections)

1 Emailed in Comment: Sheila Hamilton (Elections and Homelessness)

22-0182 Finance

Public Hearing to accept and consider public comments regarding modifications to the Fee Schedule for the Environmental Health Division of the Fulton County Board of Health; and Request approval of such Modified Fee Schedule previously approved by the Fulton County Board of Health. **(CONDUCTED/APPROVED)**

PUBLIC HEARING CONDUCTED

NO SPEAKERS

A motion was made by Commissioner Ellis and seconded by Commissioner Morris, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

COUNTY MANAGER'S ITEMS**Open & Responsible Government****22-0183 County Manager**

Presentation of COVID-19 Operational Response Update. **(PRESENTED)**

22-0184 Purchasing and Contract Compliance

Request ratification of emergency procurement - County Manager, Countywide Emergency Procurements. **(APPROVED)**

A motion was made by Commissioner Morris and seconded by Commissioner Ellis, to approve ratification. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

22-0185 Finance

Request approval of a Board Resolution to amend the Fulton County 401(a) Defined Contribution Plan to add a participant voluntary after-tax contribution feature to the Plan. **(APPROVED)**

A motion was made by Commissioner Ellis and seconded by Commissioner Morris, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

22-0186 Finance

Request approval of a Resolution authorizing the release of a Request for Proposal to financial institutions and authorizing the County Manager in conjunction with the Chief Financial Officer and County Attorney to accept the lowest most responsive bid for a short-term loan or line of credit for the County's 2022 General Fund Tax Anticipation Notes ("TAN"). **(APPROVED)**

A motion was made by Commissioner Ellis and seconded by Commissioner Hall, to approve. The motion passed by the following vote:

Yea: Pitts, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

Did Not Vote: Hausmann

22-0187 Registration & Elections

Request approval to conduct the City of Atlanta Special Bond Election on May 24, 2022, in conjunction with the General Primary Election. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Ellis, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

22-0188 Registration & Elections

Request approval to conduct the City of Atlanta Special Bond Election for Public Improvement for roads, sidewalks, pathways, trails and related transportation, park, and playground on May 24, 2022, in conjunction with the General Primary Election. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Morris, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

22-0189 Registration & Elections

Request approval of a statewide contract - Department of Registration and Elections, SWC#99999-SPD-ES40199376IS-02, In-State Car Rental in an amount not to exceed \$300,000.00 with Enterprise Leasing of Georgia, LLC (Atlanta, GA) for the rental of box trucks, passenger vehicles and cargo vans for the 2022 General Primary and Runoff Elections. Effective upon BOC approval. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Morris, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, and Hall

Absent: Abdur-Rahman

Did Not Vote: Arrington

22-0190 Human Resources Management

Request approval of a recommended proposal - Department of Human Resources Management, 20RFP0810B-EC, Family and Medical Leave (FMLA) Act Administration Services, in the amount of \$97,037.00 with Sedgwick Claims Management, Inc. (Memphis, TN) to provide comprehensive FMLA administration for the Fulton County workforce upon BOC approval through December 31, 2022, with two renewal options. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Ellis, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

22-0191 Human Resources Management

Request approval of a Resolution to exercise Home Rule to repeal Section 1(a) of local law 2017 Ga. L. 3948; to continue the County supplement paid to the Probate Judge; to continue the salary paid to the Juvenile Court Judges; and for other purposes. **(APPROVED)**

A motion was made by Commissioner Morris and seconded by Commissioner Ellis, to approve. The motion passed by the following vote:

Yea: Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

Did Not Vote: Pitts

22-0192 Human Resources Management

Request approval to modify the classification section of the Classification and Compensation plan by changing the existing titles in the Assistant County Attorney classification series to that of County Counsel; changing the existing classification of Personnel Payroll Coordinator to Human Resources Data Coordinator; and changing the salary range for the classification of E911 Emergency Services Manager from grade 22 to grade 23. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Ellis, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

22-0193 Human Resources Management

Request approval to implement recommendations for Phase I of the compensation study involving elected officials and key classifications, conducted by The Segal Company (Eastern States) Inc., d/b/a Segal, to include a new compensation model for certain elected/appointed officials and a new separate pay plan for key classifications, both of which are based on market data. **(REMOVED)**

22-0194 Human Resources Management

Request approval of a Resolution to exercise Home Rule to repeal Section 1 of local law 1960 Ga. L. 2347; to amend Section 10 of local law 1976 Ga. L. 3023; to establish the salary of the Marshal pursuant to O.C.G.A. Sec. 15-10-100; and for other purposes. **(APPROVED)**

A motion was made by Vice-Chairman Hausmann and seconded by Commissioner Hall, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

Health and Human Services**22-0195 Public Works**

Request approval to renew an existing contract - Department of Public Works, 16RFP071816K-DJ, Operation & Maintenance Services for Camp Creek Managed Assets in the amount of \$6,277,692.00 for FY 2022, with Veolia Water North America - South, LLC, (Atlanta, GA), to provide reliable uninterrupted, economical operation of the wastewater system operations and maintenance management systems in the Camp Creek service area. Annual fees for FY2023 - FY2026 are provided in the scope of work. This action exercises the first of one renewal option. No renewal options remain. The renewal period is for a five year period effective April 4, 2022 through April 3, 2027. **(APPROVED)**

A motion was made by Vice-Chairman Hausmann and seconded by Commissioner Ellis, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

22-0196 Senior Services

Request approval to extend an existing contract - Department of Senior Services, RFP#16RFP02082016A-CJC - Senior Transportation Services in an amount not to exceed \$1,350,000.00 with Transdev, Incorporated (Lombard, IL), to provide senior Transportation Services for Senior Services and Behavioral Health programs. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Ellis, to approve. The motion passed by the following vote:

Yea: Pitts, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

Did Not Vote: Hausmann

22-0197 Senior Services

Request approval of a recommended proposal - Department of Senior Services, 22ITBC009A-CJC, Material Aid Incontinence Products in the total amount not to exceed \$94,837.00 with Siak Enterprise, LLC (Lawrenceville, GA), to provide Incontinence products to eligible Fulton County seniors aged 60 and above. Effective upon BOC approval through June 30, 2022. This 100% grant funded.

(APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Morris, to approve as amended. The motion passed by the following vote:

Yea: Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

Did Not Vote: Pitts

Infrastructure and Economic Development**22-0141 Select Fulton**

Request approval of a Resolution for a Fulton County Tax Allocation District (TAD) Review Process for Participation - to provide the Board of Commissioners with clear information on the goals, accountability and use of funds in a proposed TAD seeking the inclusion of Fulton County ad valorem taxes. **(HELD ON 3/2/22)**

(APPROVED)

A motion was made by Commissioner Morris and seconded by Commissioner Ellis, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

COMMISSIONERS' ACTION ITEMS**22-0198 Board of Commissioners**

Request approval of a Resolution amending Fulton County Personnel Policy. **(Hausmann/Hall) (APPROVED)**

A motion was made by Vice-Chairman Hausmann and seconded by Commissioner Hall, to approve. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

COUNTY MANAGER'S PRESENTATION AND DISCUSSION ITEMS**Open & Responsible Government****22-0199 External Affairs**

Presentation of 2022 Legislative Agenda. **(PRESENTED)**

COMMISSIONERS' PRESENTATION AND DISCUSSION ITEMS

22-0200 Board of Commissioners

Discussion: Invest Atlanta Board of Directors February 17, 2022 Meeting Summary **(Morris) (DISCUSSED)**

22-0201 Board of Commissioners

Discussion: Atlanta BeltLine, Inc. March 9, 2022 CEO Report **(Morris) (DISCUSSED)**

EXECUTIVE SESSION

22-0202 Board of Commissioners

Executive **(CLOSED)** Sessions regarding litigation **(County Attorney)**, real estate **(County Manager)**, and personnel **(Pitts)**. **(APPROVED)**

PRESENT IN THE EXECUTIVE SESSION REGARDING LITIGATION, REAL ESTATE AND PERSONNEL: Chairman Pitts, Vice-Chairman Hausmann, Commissioners: Ellis, Morris, Hall, and Arrington; County Manager Dick Anderson; County Attorney Y. Soo Jo; Chief Human Resources Officer Kenneth Hermon and Clerk to the Commission Tonya R. Grier. Commissioner Abdur-Rahman was absent.

a. A motion was made by Commissioner Arrington and seconded by Vice-Chairman Hausmann, to enter into Executive Session. The motion passed by the following vote:

- Yea:** Pitts, Hausmann, Ellis, Morris, Hall, and Arrington
- Absent:** Abdur-Rahman

b. A motion was made by Vice-Chairman Hausmann and seconded by Commissioner Hall, to appoint Nadine Williams as Interim Elections Director, upon the effective date of Richard Barron's resignation (April 1, 2022), in accordance with the recommendation of the Board of Registration and Elections. The motion passed by the following vote:

- Yea:** Pitts, Hausmann, Ellis, Hall, and Arrington
- Absent:** Abdur-Rahman
- Did Not Vote:** Morris

c. A motion was made by Commissioner Hall and seconded by Commissioner Ellis, to approve item #4 of the executive session agenda with the exception of parcels 2, 7, 13, 22, and 29 as discussed in Executive Session. The motion passed by the following vote:

- Yea:** Hausmann, Ellis, Hall, and Arrington
- Absent:** Abdur-Rahman
- Absent:** Pitts, and Morris

ADDED TO THE MEETING

Items added to the Agenda

22-0203 Purchasing and Contract Compliance

Purchasing & Contract Compliance - Request approval of an ordinance pursuant to the Home Rule Provision of the Georgia constitution repealing sections of certain local acts which established certain provisions of the purchasing code and amending the Fulton County purchasing code providing for the manner of procurement of goods and services for Fulton County, Georgia, and for other purposes. **(APPROVED)**

a. A motion was made by Commissioner Ellis and seconded by Commissioner Hall, to approve adding item #22-0203 to the Recess Meeting Agenda. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, and Hall

Absent: Abdur-Rahman

Did Not Vote: Arrington

b. A motion was made by Commissioner Hall and seconded by Commissioner Morris, to approve the First Reading of item #22-0203. The motion passed by the following vote:

Yea: Pitts, Hausmann, Ellis, Morris, Hall, and Arrington

Absent: Abdur-Rahman

ADJOURNMENT

There being no further business, the meeting adjourned at 2:09 p.m.