

# FULTON COUNTY BOARD OF COMMISSIONERS

## RECESS MEETING

October 15, 2014

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

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### MINUTES

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**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.**

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**Scheduled date for ratification: November 19, 2014**

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**CALL TO ORDER:** Chairman John H. Eaves

10:04 a.m.

**ROLL CALL:** Mark Massey, Clerk to the Commission

John H. Eaves, Chairman (District 1, At-Large)	<b>PRESENT</b>
Emma I. Darnell, Vice Chair (District 5)	<b>PRESENT</b>
Robert L. "Robb" Pitts, Commissioner (District 2, At-Large)	<b>PRESENT</b>
Liz Hausmann, Commissioner (District 3)	<b>PRESENT</b>
Tom Lowe, Commissioner (District 4)	<b>PRESENT</b>
Joan P. Garner, Commissioner (District 6)	<b>PRESENT</b>
William "Bill" Edwards, Commissioner (District 7)	<b>PRESENT</b>

**INVOCATION:** Bishop Alonzo Terry, Pastor of Solid Rock Pentecostal Church  
College Park, GA.

**PLEDGE OF ALLEGIANCE:** Recited in unison.

**ALSO PRESENT:** Patrick O'Connor, Interim County Manager; R. David Ware, County Attorney; Jeroyln Ferrari (County Attorney's Office); Lisa Rushin (County Manager's Office); Darrell Carter (Chairman Eaves' Office); Harriet Thomas (Commissioner Pitts' Office); Edward Leidelmeijer and Denise Fraser (Commissioner Hausmann's Office); Jonathan Coulborn (Commissioner Lowe's Office); Terry Allen (Commissioner Garner's Office); Corey Adams (Vice Chair Darnell's Office); Deloris Baskin (Commissioner Edwards' Office); Sharon Whitmore and Hakeem Oshikoya (Finance Department); Anthony Nicks (FIAA Director); Mike Rowicki (Deputy Director, Housing and Community Services); Kun Suwanarpa (Water Resources Department); Dr. Matthew McKenna (Health & Wellness Medical Director); Felicia Strong-Whitaker (Purchasing); Anne Haimes (Library); Rick Edwards (Information Technology); Tonya Grier, Nikki Peterson, and Chad Carlisle (Clerk to the Commission Office); and Janine Holm (Dynamic Court Reporting).

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## **CONSENT AGENDA**

### **Board of Commissioners**

#### **14-0811     Adoption of the Consent Agenda – (ADOPTED AS AMENDED)**

**All matters listed on the Consent Agenda (#14-0812 through #14-0832, excluding Item #14-0823 as requested by the County Manager) were considered routine by the County Commission and enacted by one motion.**

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to adopt the Consent Agenda as amended.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Hausmann, Garner, Edwards</b>
<b>Absent:</b>	<b>2 - Lowe, Darnell</b>

**Mark Massey, Commission Clerk** - "Page 2. Consent Agenda. **#14-0811**. 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. Mr. Chairman and members of the Board, the County Manager would like to remove from today's Consent Agenda one item, on Page 4, that's item **#14-0823**, request approval of a contract with Health and Wellness regarding tuberculosis and syphilis testing."

**Chairman Eaves** - "You said -- was that add or --?"

**Clerk Massey** - "It's a removal -- a request to be removed from the County Manager."

**Chairman Eaves** - "Okay."

**Commissioner Hausmann** - "Can I inquire as to why that's being removed, please?"

**Chairman Eaves** - "Dr. Harris."

**Mr. Patrick O'Connor, Interim County Manager** - "Dr. Harris is going to address it."

**Dr. Patrice Harris, Director of Health and Human Services** - "(Away from microphone) Yes, Commissioner. There was some language that didn't -- we're going to put that language in there and bring it before the Board the next meeting."

**Commissioner Hausmann** - "I think you're missing the microphone."

**Clerk Massey** - "I think you were getting it."

**Commissioner Hausmann** - "So we'll see it next meeting?"

**Dr. Harris** - "Yes."

**Commissioner Hausmann** - "All right."

**Chairman Eaves** - "Clerk, wait a minute, aren't there several items to be removed?"

**Clerk Massey** - "From -- this is just Consent Agenda, only one item."

**Chairman Eaves** - "I see. Okay. Colleagues, is there a motion to approve the Consent Agenda as amended?"

**Commissioner Garner** - "So moved."

**Chairman Eaves** - "Second. Let's vote, please."

**Clerk Massey** - "The vote is open on the motion to adopt today's Consent Agenda as amended. That motion -- a yea vote --."

**Commissioner Garner** - "I'm having a problem. . . ."

**Clerk Massey** - "Okay."

**Commissioner Garner** - ". . . but I'm a yea vote."

**Clerk Massey** - "Okay, it's got you."

**Commissioner Garner** - "It's got me?"

**Clerk Massey** - "Yes. That passes. Five yeas, zero nays."

**14-0812**    [Proclamations for Spreading on the Minutes. \(SPREAD ON MINUTES UPON ADOPTION OF THE CONSENT AGENDA\)](#)

Proclamation recognizing "Christopher Boyd Appreciation Day."  
October 3, 2014 **(Garner)**

Proclamation recognizing "James R. McDonald, III Appreciation Day."  
October 7, 2014 **(Eaves)**

Proclamation recognizing "Kevin Funk Appreciation Day."  
October 10, 2014 **(Edwards)**

Proclamation recognizing "Cambridge Heights Academy Appreciation Day."  
October 10, 2014 **(Eaves)**

Proclamation recognizing "Roswell Youth Day."  
October 11, 2014 **(Pitts)**

### **County Manager - Presentation of Reports**

- 14-0813     [Finance - Grants Report - August 2014. \(APPROVED UPON ADOPTION OF THE CONSENT AGENDA\)](#)
  
- 14-0814     [Finance – Payment Voucher Report - September 2014. \(APPROVED UPON ADOPTION OF THE CONSENT AGENDA\)](#)
  
- 14-0815     [Finance -Refund Report - September 2014. \(APPROVED UPON ADOPTION OF THE CONSENT AGENDA\)](#)
  
- 14-0816     [Purchasing and Contract Compliance - Minority/Female Business Enterprise Utilization Report and P-Card Summary - Quarterly Report. \(APPROVED UPON ADOPTION OF THE CONSENT AGENDA\)](#)
  
- 14-0817     [Water Resources/Facilities and Transportation - Large Construction Project - Quarterly Report. \(APPROVED UPON ADOPTION OF THE CONSENT AGENDA\)](#)
  
- 14-0818     [Office of Diversity and Civil Rights Compliance \(formerly the Office of Equal Employment Opportunity and Disability Affairs\) - Quarterly Report. \(APPROVED UPON ADOPTION OF THE CONSENT AGENDA\)](#)
  
- 14-0819     [Facilities and Transportation - Take Home Vehicle Report- Fall 2014. \(APPROVED UPON ADOPTION OF THE CONSENT AGENDA\)](#)

## **Emergency Management Agency**

- 14-0820** Request approval of the Metro Atlanta Urban Area Security Initiative's Memorandum of Understanding regarding Department of Homeland Security grant funding awarded to the Atlanta-Fulton County Emergency Management Agency on behalf of the Fulton County Citizen Corps Council. (Grant Year 2012) **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

## **Facilities and Transportation Services**

- 14-0821** Request approval to execute a Utility Relocation Agreement with Georgia Power Company for work to be performed on Old National Highway from North of Flat Shoals Road to Sullivan Road. Fulton County will pay Georgia Power Company a total amount of \$39,790 for utility adjustment on Old National Highway project, P.I. 0006912, GDOT Project Number CSSTP-0006-00(912), because of utility prior rights claim by Georgia Power. **Effective upon BOC approval. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**
- 14-0822** Request approval of a Right of Entry and License Agreement to allow the Old Fourth Ward Freedom Barkway Corporation, a Georgia 501(c)(3) non-profit, use of County Owned Real Property at Glen Iris and Highland Drive on October 25, 2014. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

## **Health and Wellness**

- 14-0823** Request approval of a contract - The Department of Health and Wellness Tuberculosis and Syphilis testing in the amount of \$34,250.00 with Gold Standard Diagnostics to provide the ThunderBolt® EIA Automated Platform and reagents needed to conduct tuberculosis and syphilis testing for individuals presenting and referred to the Fulton County Tuberculosis and Sexually Transmitted Disease Clinics upon execution of contract through December 31, 2014 with two (2) renewal options. **(REMOVED ON 10/15/14)**

**REMOVED FROM THE AGENDA AS REQUESTED BY THE COUNTY MANAGER.**

**14-0824** Request approval to renew contracts between Fulton County and Breast and Cervical Cancer Program (BCCP) Support providers in the amount of \$88,915.00 to provide professional mammography and cytology services as required by the State of Georgia for eligible clients. These are one (1) year contracts with two (2) renewal options. This is the first renewal option. Effective date: January 1, 2015 through December 31, 2015. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

**14-0825** Request approval to enter into an Intergovernmental Agreement (IGA) for Animal Control Services with the following municipalities within Fulton County: Chattahoochee Hills and Hapeville. Effective July 1, 2014 through June 30, 2017. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

#### **Library**

**14-0826** Request approval to apply for and accept a grant of computer replacement funds in the amount of \$132,953.32 awarded to the Fulton County Library System by the State of Georgia. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

#### **Planning and Community Services - Subdivision Confirmations**

**14-0827** Request approval of the 2015 Zoning, Modification, and Variance public hearing calendars. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

#### **Purchasing and Contract Compliance**

**14-0828** Request approval of a change order less than 10% - Atlanta Fulton Public Library RFP #11RFP07188K-DJ (L004) for Architectural and Engineering Services with Collins Cooper CarusiArchitects, Inc. in the amount of \$16,800.00 for additional design services required to resolve unforeseen site conditions for the Northwest Atlanta Library. Effective upon BOC approval. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

- 14-0829**     Request approval of a change order Less than 10% - Facilities & Transportation Services Department, SWC90818, Indefinite Quantity Construction (EZIQC) Services for David Hagen Firing Range Renovation in the amount of \$10,414.03 with Prime Contractors, Inc. (Powder Springs, GA) through The Gordian Group (State Contractor representative) EZIQC Contract #GA04-062911-PCI to provide additional conduit at the David Hagen Firing Range located behind the Tom Lowe Trap and Skeet Range. Effective upon BOC approval. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

### **Registration and Elections**

- 14-0830**     Request approval of a contract agreement to conduct the Special Election for the City of Fairburn on November 4, 2014. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

### **Water Resources**

- 14-0831**     Request approval of an Easement Agreement with The Highlands Homeowner's Association Highlands Owners Association, Inc. for the operation and maintenance of the County owned water distribution system. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

### **Police - Alcoholic Beverage Licenses - Final Approval**

- 14-0832**     Alcoholic Beverage License – Request approval for a license application submitted by Tanish Enterprise, INC, d/b/a Stonegate Bottle Shop for the retail sale of wine, malt beverages and distilled spirits at 6159 Old National Highway, College Park, GA 30349. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

## **RECESS MEETING AGENDA**

### **Board of Commissioners**

#### **14-0833     Adoption of the Recess Meeting Agenda. (ADOPTED AS AMENDED)**

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to adopt as amended by adding items #14-0867, #14-0868 and #14-0869 as requested by the County Manager; #item 14-0870 as requested by Vice Chair Darnell; a Proclamation recognizing Valerie E, Handley as requested by Commissioner Garner; removing items #14-0840 and #14-0855 as requested by the County Manager; removing Item #14-0863 and holding item # 14-0798 as requested by Chairman Eaves.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Hausmann, Garner, Edwards</b>
<b>Absent:</b>	<b>2 - Lowe, Darnell</b>

**Mark Massey, Commission Clerk** - "On Page 6. Adoption of the Recess Meeting Agenda. That's item **#14-0833**. Mr. Chairman and members of the Board, we do have several adjustments. The first item is a request from the County Manager for removal, that's on Page 8, item **#14-0840**, request approval to renew an existing contract, Facilities and Transportation, to provide landscape maintenance services for Brown Field. The County Manager would also like to remove item **#14-0855**, request approval to renew an existing contract, Information Technology, to provide Oracle licensing server and data base administrative services. Chairman Eaves would like to remove his item on Page 13. Item **#14-0863**, request approval of a Resolution to approve the Arts Council's Contracts for Services recommendations. And the Chairman would like to -- to hold in Page 12. Item **#14-0798**, request approval of a Memorandum of Understanding between Fulton County and the Republic of Cote d'Ivoire. There are several add-on items. The first item, requested by the County Manager is **#14-0867**, request approval to award a contract without competition, Tax Assessor's Office, to instantly collect and record field data. **#14-0868**, request approval to award a contract without competition, Tax Assessor's Office, to provide desktop review and analysis software and interface. And **#14-0869**, request approval to award a contract without competition, Tax Assessor's Office, to provide aerial still photography of parcels located within Fulton County. Vice Chair Darnell would like to add item **#14-0870**, request approval of a Resolution urging that the Fulton County Development Authority explore undertaking a workforce housing and workforce development initiative and provide recommendations for the use of County-owned property in support of any such initiatives. And finally, Commissioner Garner would like to add a Proclamation to the presentations today. A Proclamation recognizing Valerie E. Handley Appreciation Day."

**Chairman Eaves** - "Commissioners, is there a motion to approve the Agenda as amended?"

**Commissioner Edwards** - "So moved."

**Commissioner Garner** - "Second."

**Chairman Eaves** - "All right. Let's vote, please."

**Clerk Massey** - "The vote is open. And that passes. Five yeas, zero nays."

**14-0834**    [Ratification of Minutes. \(RATIFIED\)](#)

Recess Meeting Minutes, September 17, 2014

Regular Meeting Post Agenda Minutes, October 1, 2014

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to ratify Meeting Minutes.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Pitts, Hausmann, Garner</b>
<b>Did not vote:</b>	<b>1 - Edwards</b>
<b>Absent:</b>	<b>2 - Lowe, Darnell</b>

**Mark Massey, Commission Clerk** - "#14-0834. Ratification of Minutes, Recess Meeting Minutes, September 17, 2014, and Regular Meeting Post Agenda Minutes, October 1, 2014."

**Commissioner Garner** - "So moved."

**Chairman Eaves** - "Second. Let's vote."

**Clerk Massey** - "The vote is open. That motion passes. Four yeas, zero nays."

**14-0835**    [Presentation of Proclamations and Certificates. \(PRESENTED\)](#)

Proclamation recognizing "Atlanta-Fulton Public Library System Volunteer Appreciation Day."

**(BOC)**

Proclamation recognizing "Clean Water Week 2014."

**(BOC)**

\*Proclamation recognizing "Valerie E. Handley Appreciation Day."

**(Garner)**

\*Added during the meeting.

**Mark Massey, Commission Clerk** - "#14-0835. Presentation of Proclamations and Certificates. The first item is sponsored by the full Board of Commissioners, a Proclamation recognizing Atlanta-Fulton Public Library System Volunteer Appreciation Day."

**Chairman Eaves** - "All right. Colleagues, let's go down to the podium, please. Ms. Ann Haimes, Interim Director of the Library System and all the volunteers or members of the Friends groups, come on down. Every year we give recognition and acknowledgement and honor to the wonderful citizens of our County who provide and allocate and devote hundreds and hundreds and hundreds and hundreds of hours of volunteer service to our Library system. We've got 34 libraries from Alpharetta down to Palmetto and all parts in between and our Libraries are very popular and very, very vibrant and not just because of our staff but because of the volunteers who help to plug in the gap, and this is a representative sample of some of the staff -- of the volunteers who spend so many times -- so many hours in our Libraries working day and night to make sure that our Libraries are -- and our patrons are treated very, very hospitably. So there's a Proclamation in honor of our wonderful volunteers behind me. The Proclamation reads, The Atlanta-Fulton Public Library System's volunteer program is a unique opportunity for to contribute their time and expertise to enhance the services of Fulton County and the Library System, growing from a few dozen volunteers in 1989, when it first began, to over 2,000 volunteers in 2013. Whereas, the Atlanta-Fulton Public Library System volunteers plan a vital role serving as children's program aides, clerical assistants, computer assistants, special events hosts, tutors, and more; and Whereas, the Atlanta-Fulton Public Library System will acknowledge 2008 volunteers, 150 volunteers who donate over 100 hours in 2013, including 60 who volunteered over 200 hours at their annual volunteer recognition program; and Whereas, 24 Friends of the Library groups provided significant support by contributing volunteer services and funds to enhance the Atlanta-Fulton Public Library System and our celebrated next week during National Friends of the Library Week; and Whereas, library volunteers have given unselfishly of their time and talents to the Atlanta-Fulton Library System donating 67,645 hours in 2013, providing services worth -- get this -- \$1,525,407.15."

(Whereupon there was a round of applause)

**Chairman Eaves** - "Now, Therefore, Be It Resolved, that the Board of Commissioner of Fulton County recognizes the accomplishments and the dedications of the individuals who donate their services to the Atlanta-Fulton Library System, and does hereby proclaim November 15, 2014 as Atlanta-Fulton Library System Volunteer Appreciation Day in Fulton County, Georgia. Let's give these ladies and gentlemen a round of applause for the wonderful work."

**Commissioner Hausmann** - "Did we fast forward to November or is it October?"

**Ms. Anne Haimes, Interim Director of Libraries** - "We are having our volunteer recognition ceremony in November . . . ."

**Commissioner Hausmann** - "Oh, awesome."

**Ms. Haimes** - ". . . I think that's why that date was there."

**Commissioner Hausmann** - "Got you -- got you. I'll look forward to that. I just want to say we fully recognize the value that all of the Friends groups and all the volunteers bring to our Library system. We certainly could not have made it through the last year without your efforts and we greatly appreciate it and hope that it continues as we open up the new Libraries. I know there's a lot of excitement in the community about the new Libraries and I just want to congratulate you on all the good work that you've done over the years and look forward to you continuing that good work."

**Chairman Eaves** - "Ms. Haimes, you want to just share something on behalf of the --."

**Ms. Haimes** - "To Chairman Eaves, to the Board of Commissioners, thank you so much for recognizing the stellar work of our volunteers represented by this very small group of the large group of volunteers, not just the members of our -- of our Friends groups and the volunteers who are tutors and work with our children's programming, also the Library Board of Trustees and the Foundation Board members, all of whom donate their time to support our Libraries. We wanted today, not only to receive this wonderful Proclamation from you to honor our volunteers but also to present to you a big check that represents the value of the hours that our volunteers have given to the County."

**Chairman Eaves** - "I see this check has the 15 cents there, too."

**Mark Massey, Commission Clerk** - "Also sponsored by the full Board of Commissioners, we have a Proclamation recognizing Clean Water Week 2014."

**Commissioner Garner** - "Do we have the Water Department? Good morning, everyone. It's an honor today to recognize our Water Department. It's not only important to have a good working water system but it's just as important to make sure that we can maintain that good working water system because it is essential especially

to the health and well being of all of us and we definitely know how important water is in all respects. And what is it, over 75 percent of the earth is really water? Yes, and so that translates into a lot of things. So it gives me pleasure on behalf the Board of Commissioners to present this Proclamation to you for the outstanding work that you do. Whereas, Clean Water Week celebrates the 42nd anniversary of the Clean Water Act and is a week-long reminder of the many ways Water Resources demonstrates its commitment to providing safe and reliable collection and treatment of wastewater for discharge to improve our environment and communities. And this annual observation spotlights and brings to the forefront how all Water Resources employees work together to create the foundations for strong and environmentally friendly communities. And Water Resources actively manages and renews its assets and human resources of \$75 million annual operating budget and \$185 million capital improvement program through utilization of new innovative technologies and utilities management system to efficiently serve water and sewer customers. And Water Resources has received numerous awards in 2014 including President Obama's Volunteer Award, the Georgia Department of Community Affairs, Water First Program designation and the GAWP Gold Awards for operating Big Creek, Johns Creek Environmental Campus and Litter River wastewater treatment plants without permit violations. And the third week in October of each year of each year is designated and shall be observed as Clean Water Week in Georgia and this year's celebration is being observed October 20- 24, 2014 and is a time when Water Resources is recognized for its commitment to improving and maintaining the quality of our water and wastewater systems. Now, therefore Be It Resolved that the Board of Commissioners of Fulton County commends the division of Water Resources for its continued dedication and public service, and hereby proclaim the week of October 20-24, 2014 as Clean Water Week 2014 for Fulton County, Georgia. Let's give this department a wonderful round of applause."

(Whereupon, there was a round of applause)

**Commissioner Garner** - "All right. Would you like to say something?"

**Ms. Kun Suwanarpa, Interim Director Water Resources** - "Good morning, everyone and thank you, the Board of Commissioners. Commissioner Eaves, I will be very brief today."

**Chairman Eaves** - "Thank you."

**Ms. Suwanarpa** - "We are, especially me, I'm so proud of my staff and -- all 265 of them, that we are pursued the excellence in what we do. We provide citizens of Fulton County with wastewater collection and wastewater treatment 24/7, 365 days a year and if it's leap we are also provide 366 days. And we are so thankful and -- and we consider ourselves -- so it's a privilege to be in this water business because we provide core service and vital service to the people of -- citizens of Fulton County. So we are very grateful that we are able to -- and it's a privilege to serve the citizens of Fulton County with the resources that we have. So for that I also wanted to take this opportunity not to just thank my staff but also the department that helps us -- the Fulton County's other

departments such as Finance Department, Purchasing and Contract Compliance, Personnel, that help us to -- to make us to where we are today and of course, the Commissioners, for all your support and your vision to -- for us to be able to build state of the art facility to serve the citizens of Fulton County. Thank you so much."

**Commissioner Hausmann** - "I just want to briefly add that we are so blessed to have such high quality water in Fulton County. It doesn't come by accident. We recognize the good work that is done in that department but for the benefit of the public while we have such high quality water we also have a very large water user -- commercial water user. We have one of the largest contact lens manufacturers in the world located right here in Fulton County. That too would not happen by accident, but that -- our clean water creates jobs and quality of life and we thank you very, very much for your good work. And it tastes good, too."

**Mark Massey, Commission Clerk** - "The last Proclamation is sponsored by Commissioner Garner. Proclamation recognizing Valerie E. Handley Appreciation Day."

**Commissioner Garner** - "Good morning. How are you? Wow, we have the whole department joining us. That's great. Good morning again, everyone. You know, we'd like to say thank you to all of you who are employees here at Fulton County, and when employees decide to do something else we like to recognize and pay tribute to them, so this Proclamation is being presented by myself but I am presenting it on behalf of all of my colleagues on the Board of Commissioners. And so today we are honoring Ms. Valerie Handley, and so; Whereas Valerie E. Handley served in the United States Air Force for 10 years, achieving the rank of E5, being assigned as Student Training Advisor, and having various duty locations in the United States and abroad; and Valerie E. Handley obtained a Bachelor's Degree in Management from the University of Maryland in 1985 and obtained a Master's Degree in Human Resources from the State University of New in 1989; and Valerie E. Handley began her career with Fulton County in January 1993 as a Principle Clerk Typist in the Police Department. And Valerie E. Handley progressively moved up the promotion ladder to Administrative Assistant II in Services Department, and then from Employee Relations Coordinator to Personnel Assistant Manager to Personnel Manager to Deputy Personnel Director, before finally achieving the role of Interim Personnel Director in December of 2012; and highlights of Valerie's accomplishments, which she achieved through her tireless efforts and excellent work ethic, include development and implementation of the County CDL program, creation of the County's Fitness For Duty Policy and Procedure, and implementation and procedures and processes to comply with new State Legislation affecting the County's Human Resources; and Valerie E. Handley accomplished all of the above while being a committed and loving wife of 30 years to retired DeKalb County Sheriff Lieutenant Georgia Handley and helping to raise three successful children, Captain Justin Handley, Staff Sergeant Corey Handley both of the United States Air Force, and Marissa Handley, Programmer/Analyst with Tyson Foods; Now Therefore Be It Resolved That the Board of Commissioners of Fulton County commends Valerie Handley for 21 years of dedicated service to Fulton County, congratulates her on her retirement, and hereby does proclaim, Wednesday, October 15, 2014 as Valerie E.

Handley Appreciation Day in Fulton County. Let's give her a hand. Thank you. It has been a pleasure working with you."

(Whereupon, there was a round of applause)

**Chairman Eaves** - "Well, I learned something new about Valerie, a person who almost just lifted herself up by her own bootstraps in terms of elevating herself here at Fulton County government. But let me just say that I have worked with her, observed her over the past almost two years now as she served as the Interim Director of H.R. and she has been a steady Eddie. She's been firm. She's been extremely knowledgeable. She's been appropriately forceful and I think she did a great job in terms of filling in the gap during this interim period for the H.R. Department. So Valerie, thank you so much for what you've done. You have been a class act and you have been the consummate professional. Thank you."

**Commissioner Edwards** - "Well, Ms. Handley, I just want to say a couple of things. You know, she's the epitome of what someone in her profession, lead a department should be. Ms. Handley is definitely confident in what she's doing. She knows her craft and that's so important. When you know your craft you don't have to worry about Commissioners. The other thing is and knowing your craft you also know how to say no and she's probably said no to me more than anybody on the planet. But being able to say no and to say why and make it understood, there's a difference and it brings about respect. So thank you. This is my second time saying good things about you this week. But I mean each and every one of them. Have a good time on your -- you're not going to be retiring, but, you know, whatever you're going to be doing. Have a good time and we're going to surely miss you. Thank you so much."

**Ms. Valerie Handley** - "I'm so honored to stand here before you. Thank you, Commissioners. I really appreciate it. I was really shocked yesterday when I found about this and I'm going to try not to be emotional, you know, but this is really is -- I'm pleased and honored to stand here. I've enjoyed my 21 years here at Fulton County. I've enjoyed the relationships that we've developed over the years. I know a lot of folks in HR, you know, because we know everybody, we talk to everybody. And so a lot of employees at Fulton County, department heads. I appreciate the department heads that have worked alongside of me, the Commissioners, I appreciate the Interim County Manager at the time, David Ware who appointed me to this position and the current County Manager, Patrick O'Connor. I've enjoyed that working relationship. But most of all I enjoy the staff of the Personnel Department. They have really been behind me. I couldn't ask for a better staff. They have supported me in every avenue of everything that we've tried to accomplish. We've had lunch in my office and worked on different projects, analyzed different situations, come up with the best solution and I just want to say publicly thank you to the staff. I appreciate you. I appreciate this award, Commissioners. I'm going to miss you. It's been 21 years. This is like my family. I love you guys. Thank you."

**Chairman Eaves** - "As we start the regular meeting Agenda I forgot to acknowledge our acting or Interim County Manager, Patrick O'Connor. So we're happy to have you in your spot and look forward to working with you over the next period of time."

**Mr. Patrick O'Connor, Interim County Manager** - "Thank you, sir."

## **PUBLIC HEARINGS**

### **Board of Commissioners**

#### **14-0836    Public Comment - (CONDUCTED)**

Citizens are allowed to voice County-related opinions, concerns, requests, etc. during the Public Comment portion of the Commission meeting. Before speaking, each participant must fill out a speaker card, located at the entryway, the podium, and the media and court reporter tables. Speaker cards must be submitted to the Clerk's staff, who will accept them on a first-come, first-served basis. Once Public Comment begins, speaker cards will no longer be accepted. **Speakers will be granted up to two minutes each, and Public Comment will not exceed 30 minutes.** Those who could not speak during Public Comment will be allowed to speak first at a subsequent Board meeting. For more information or to arrange a speaking date, contact the Clerk's Office.

**14 Speakers: Mr. A. W. Davis (Budget); Mr. Paul Hays ( Homeless Shelters); Mr. Jerry Myer Jackson Jr. (Grady); Ms. Charlotte Cain (Arts Funding); Dr. Mel Fareed (HPAC); Ms. Henri Jordan (Injustice); Ms. Collins Goss (Arts Funding); Ms. Harriet Macklin (Supported Libraries); Ms. Jessica Pennington (Juvenile Court); Ms. Jennifer Swain (Juvenile Court); Ms. Cornelia King (Health and Wellness); Mr. Curtis Howard (MARTA Workers); Mr. Chioke Perry (Opposed Transit Outsourcing) and Ms. Patricia "Ajike" Williams (Housing Authority).**

**Mark Massey, Commission Clerk** - "Public Hearings. **#14-0836.** Public Comment. Speakers will be granted up to two minutes each and Public Comment will not exceed 30 minutes. Mr. Chairman and members of the Board, we have received 14 speaker cards. The first speaker is at the South Fulton Government Center, Mr. A.W. Davis."

**Mr. A.W. Davis, Citizen** - "Good morning. Can you hear me?"

**Clerk Massey** - "Yes, sir."

**Mr. Davis** - "My name is A.W. Davis. I live in South Fulton County. Most people live in reality . . . ."

**Commissioner Garner** - "He needs to speak up."

**Mr. Davis** - ". . . they need to understand more control. Most of their responsibility relies on government and we have not done a very good job in regards to trying to invoke into our citizens a vision of their future. We say that the Fulton County government or its Commissioners have a certain kind of a vision. I have not been privy to that vision because I haven't seen very much change. When I was a smaller child about five years old my parents gave me a surprise birthday. It was my first and last. When I came home and I saw all the gifts from all my friends I immediately became tense. Why, because that's how a -- acts. I became intense because you can't give me anything and that's always been my position, anyone who knows me and understands me realizes that there's absolutely nothing that person can give to me. That's the reason why I support David Perdue. He's the only person that I see in this area who recognizes that America is in trouble. When you spend 40 percent of my tax dollars on criminal justice that tells me that I'm living in a ghetto. I did not live in the ghetto when I came here. I have never aspired to live in a ghetto and I don't understand why it is that I have to pay to live one now. Everybody who knows me knows that I love Karen Handel but I chose to support David Perdue over Karen Handel because for me he's the better person for the United States Senate. He and Governor Deal seems to be the only persons in this State who recognize that America's in trouble and the reason why America's in trouble is because we allow savages to run up and down --."

**Chairman Eaves** - "Thank you, Mr. Davis -- thank you, Mr. Davis."

**Mr. Davis** - "Enjoy your day."

**Clerk Massey** - "The next speaker is Mr. Paul Hays, Mr. Jerry Myer Jackson, Jr., Ms. Charlotte Cain, Dr. Mel Fareed and Ms. Henri Jordan. If you will please come down."

**Chairman Eaves** - "Come on forward, sir."

**Mr. Paul Hays, Citizen** - "Thank you -- thank you, Commissioners. I'm honored to be here in this important building. This is a very important County. There are a lot of decisions that have to be made. My name is Paul Hays. I'm a former Emory University student. I'm involved with the homeless issues. People -- a lot of people are able to get out of homelessness on their own but there are other people who need help and there have been two shelters closed by the Fulton County Commission last -- as a vote of last January, a cut of \$1.8 million in the budget. This cuts out vocational rehabilitation and drug and alcohol counseling for thousands of Fulton County residents. Anybody can have problem -- problems. It happened to me at Emory University. I needed help and I get help from the government. We want people to have a job. We want people to be off drugs and alcohol but sometimes they need some counseling or some help from the government. And we're asking that you find the money to fund these shelters. We

know that a lot of the homeless people live within eight miles of downtown. We are happy to work with you. I go out to meetings and I go to churches. I talk on the radio about it. We're trying to educate the people about the problem. A lot of the problem is our veterans. A lot of the other problems are schizophrenics and bipolar patients or people addicted to crack and barbiturates and it -- it's in rural areas too. It's not just Atlanta. There are shelters all over the State of Georgia now in small towns and big towns. And our goal is to illustrate the problem and to find solutions that are cost effective."

**Chairman Eaves** - "Thank you, Mr. Hays. Thank you."

**Mr. Hayes** - "Thank you."

**Mr. Jerry Myer Jackson Jr., Citizen** - "Good morning, Commissioners. Good morning, Commission President, John Eaves. From the bottom of my heart I want to step forward and thank Bernie Marcus and the Marcus family for once again for their fabulous donation to Grady Memorial Hospital. What a wonderful family this has been to the residents of not just the Atlanta area but the entire State. May God's blessings rain down upon the Marcus family, is Sidney Marcus. As far as the election, there are very few elections more important than this election for our next Senator to replace Saxby Bumbly Chambliss. If you are against equal pay for women then David Perdue is man. If you're against extra benefits and extra pay for our veterans then David Perdue is your man. Very few families are more honorable and venerable than the Nunn family in the State of Georgia for Sam Nunn's relentless dedication to protection of this country with his 24 years of service in the Senate, also the family of Jimmy Carter. And for David Perdue to step forward and make these completely false assaults against Michelle Nunn is absolutely a tragedy. And for a Governor that had to resign before he faced censure to call Jason Carter untrustworthy and dishonest is a great disservice -- a great disservice. Ms. Darnell and the other Commissioners, you've got to organize your voters in South Atlanta, in metropolitan Atlanta and South Fulton County and all about this City to ensure that we do not have the likes of David Perdue elected."

**Chairman Eaves** - "Thank you, Mr. Myers. Thank you so much."

**Mr. Myers Jackson, Jr.** - ". . . And Nathan . . . ."

**Chairman Eaves** - "Thank you so much."

**Mr. Myer Jackson, Jr.** - ". . . Bum Deal reelected. Thank you so much."

**Chairman Eaves** - "Next speaker."

**Ms. Charlotte Cain, Citizen** - "Good morning, Commissioners. My name is Charlotte Cain and I'm here today on behalf of Holistic Stress Control Institute. They've been serving the community for 30 years and I've been working in youth programs with them for at least 14 years in Mechanicsville, Summer Hill and other locations as well, and I

wanted to just encourage you to continue with the Arts funding because the Arts have truly helped the youth in that community. It's given them self esteem. It's made them feel a part of their community. It gives them the opportunity to feel like they are giving a legacy to their community with their artwork and with their intellectual property. And also art -- it helps them to just get a chance to express themselves. One of the other things that we do with the art when we go out and we showcase our art, whether it's product photography, whether it's a movie, we use it to also communicate with the teens as peer educators to other teens to teach them about all the things that plague Georgia, like the one in five teens in the United States that had HIV, that are carrying it. Also with the violence, the bullying, all of this is all around Art because Art brings the children now -- it brings them together, it helps them express themselves. And we train our youth at the Holistic Stress Control Institute to be peer educators. Just recently they were trained in some stress management. We're also going to do anger management. And yesterday I am proud to say that seven of those teens presented to 20 other teens at the Dunbar Center what they learned about stress management and they want to do a movie. They want to create a piece of art that they can put on the internet and get out to all the kids about you can manage stress, you can manage your anger so you can go forward towards your goals in life because stress and anger is affecting all of us, not just the children. But if we can start having them to manage that now that would be wonderful."

**Chairman Eaves** - "Thank you so much."

**Dr. Mel Fareed, Citizen** - "I like to read when I stand in front of the Commissioners to remind me of a time when it was against the law for African-Americans to read. Good morning, Honorable Commissioners. HPAC thanks Commissioner Eaves and Edwards for their sincere leadership and support of Dr. Dawood's Proclamation. Now let's get down to business on this 284th day of the year and 42nd week out of 50. A third party beneficiary is a person who is not a party to contract but has legal rights to enforce the contract or share in proceeds because the contract was made for the third party's benefit. Example, you allowed these coalitions to work without funding for three years, to work with the founders, Dr. Dawood's vision to help the third party beneficiary. It is not necessary that the contract identify or review to the beneficiary by name. The beneficiary may recover, if he or she can show that he or she is one of a class of persons whose8 benefits the contract was made. The Pitch Grant was written to support the third party beneficiary, the community, HPAC and the coalitions, the second party beneficiary and the community which of course is the third party beneficiary. Benjamin Franklin stated that the best government is the government closest to the people. Project -- the project administrator of the Pitch Grant should be the lady who wrote the grant and supports the coalition and the community at large, second and third party beneficiaries. Commissioners, you only have an HPAC minute with 60 seconds in it to make sure that the 9 million gets to the second and third party beneficiaries. Once again, thank you."

**Clerk Massey** - "Following Ms. Henri Jordan, Ms. Collins Goss, Ms. Harriett Macklin, Ms. Jessica Pennington, Ms. Jennifer Swain and Ms. Cornelia King."

**Ms. Henri Jordan, Citizen** - "Give a honor to the spirit of Jesus Christ, Commissioners, to all the people that are here. My name is Henri Jordan. And base things of the world, and things which are despised, hath God chosen, yea, and things which are not to bring to nought the things that are. 1 Corinthians 1:28. I'm one of those base people. The homeless that's calling on Jesus Christ are one of the base peoples that God has chosen a business plan to help the people. And I saw it in a dream people in a bubble and they can't enjoy the atmosphere, they couldn't enjoy the land and in -- a homeless person -- one homeless person has that plan to help those people out. He said that no flesh should glory in its presence. 1 Corinthians 1:29. I can't glory in what Christ has done in me. If I promote my flesh I walk in the will and work against God. I don't give glory to God when I promote myself -- when man would promote my flesh. Who opposeth and exalteth himself above all that is called God, or that is worshipped so that he as God sitteth in the temple of God, shewing himself that he is God. 2 Thessalonians 2:4. When you try to do more in what God -- you take credit for what God has done, you took pay from what God has done, when you take the pay what God has done in me then you reject the gift that God's given me. You don't want the gift to operate because I operate like God say, submission to God and not to man. And I'm seeing that God did this for me not to work like a dog but you want me to work like a dog. You want to bound me. Man want to make justifications to bound people. God came and set people free. Jesus Christ came and set people free, not to bound them but you seek to do it through defraud. Defraud don't glorify Jesus Christ."

**Chairman Eaves** - "Thank you, Ms. Jordan. Next speaker."

**Ms. Collins Goss, Citizen** - "Good morning. My name is Collins Goss and I'm the Development Manager over at the Horizon Theater Company in Little Five Points. I come to you today because October has been a pretty sad and frustrating month in the Arts community in Fulton County and the metro area. The Atlanta Symphony is in its sixth week of a lockout. Turner Broadcasting, which is one of only a handful of corporations within the City of Atlanta and Fulton County that donate significantly to the Arts, laid off about a thousand jobs in the last few weeks. And as many of you have probable heard, Georgia Shakespeare has closed its doors after 29 years of operating over in DeKalb County. When one of our own goes down it's absolutely devastating. When I found out it was happening the wind just kind of left our sails in the office. And - - but we always look to see, you know, what can we learn from this, where can we go after -- after one of our theaters has to close their doors. And there have been a couple of stats that have come to life or come to light since this has happened. Georgia is 50th in the nation for Arts funding. That's 50 out of 50. We are dead last as far as funding goes from governments and things like that, which for me was like really? We're 50? But I do see a silver lining. There is nowhere to go but up. So we can only rise above the 50. I do want to thank you, the Board of Commissioners, for all you've done to support the Arts in Fulton County though. You've been a true leader in the State of Georgia and I just -- I could not be more grateful and I do speak on behalf of the entire

Arts community in Fulton County. Your support is just absolutely invaluable and we're looking forward to continuing to work with you for the rest of 2014. I know you all are approving some of the Contracts for Service today which we're really excited about. And we look forward to 2015. So thank you so much for all you do and have a wonderful day."

**Chairman Eaves** - "Thank you for your comments. Next speaker."

**Ms. Harriett Macklin, Citizen** - "Good morning, Commissioners."

**Chairman Eaves** - "Good morning."

**Ms. Macklin** - "And my Commissioner, Ms. Garner. I'm Harriett Macklin, property owner, resident of Grant Park. I'm an advocate for the Libraries and I am active with the Auburn Avenue Research Library specifically. But I call for three items today, all advocate pieces. One, every Fulton County citizen who uses the Libraries should be a card carrying member. It's free, but community folks don't think so. They use the services, they come to the programs, they use the facilities, they need to be a card carrying member. Number two, for every Library branch we need to have Friends of the Library. For those -- public that may not know but the Friends raise money for the Library and for the things that unfortunately either tax money doesn't come into pay for it but they still need the conferences, learning workshops, education, all of that that the Friends raise money for. And finally, number three, when the construction renovation begins for the Auburn Avenue Research Library one of the biggest problems we have there is lack of parking. If you go to the APEX Museum the same question, lack of parking. But we've got an area there that we can build up. Hopefully you will consider when the time comes to be able to build a deck parking because there is no other parking on Auburn Avenue. But that will be helpful for the Auburn Avenue Research Library when we all have our programs and have a hundred or two hundred people attend and they all complain there's no parking or their cars get booted because they've parked in the wrong place. So please, please consider that. Thank you."

**Chairman Eaves** - "Thank you, Ms. Macklin."

**Ms. Jessica Pennington, Citizen** - "Good morning."

**Chairman Eaves** - "Good morning."

**Ms. Pennington** - "Thank you all very much for your service to Fulton County. My name is Jessica Pennington. I'm the Executive Director of the Truancy Intervention Project but I'm also a Grant Park resident of more than 20 years. I'm here today to talk to you about the partnership with the Fulton County Juvenile Court. We're a private non-profit 501c3 governed by a Board of Directors and our mission is to provide advocates, most of them legal, to children who come into the Juvenile Court system because of their chronic absenteeism. We do this through training local area attorneys who then donate their time pro bono to the court and to those children in need. The

court in this County is incredibly innovative and creative. They are one of a handful of Juvenile Courts across the country recognized by the National Association of Juvenile Court and Family Judges as a model court. We are very proud of our partnership with the court. Our program alone saves the County an estimated \$125,000 a year in court appointed lawyer fees alone. When a child's path of destruction is interrupted at the point of truancy, of course the real savings are much greater than that. Over our 23 year partnership with the court our estimated savings to the taxpayers of Fulton County is \$5.3 million. And again I have to stress that's only in the court appointed lawyer fees that the court would have had to pay attorneys had our volunteer attorneys not been available. The real savings are much greater. Those savings matter. They matter to me as a taxpayer. I literally live 1.2 miles from this building, I clocked it this morning driving over here, and as a taxpayer those savings are very real. But of course the real impact is for the children and families that we serve. We appreciate very much the Commissions support of the court and its programming and I just hope you will continue in that support. Thank you very much."

**Chairman Eaves** - "Thank you, Ms. Mason. Next speaker."

**Ms. Jennifer Swain, Citizen** - "Good morning. My name is Jennifer Swain, Mr. Chairman. I am the Interim Executive Director for Youth Spark. We are based inside of the Fulton County Juvenile Court and I am here today in support of our relationship of the Juvenile Court. Youth Spark has been at the forefront of the child sex trafficking issue here in Atlanta and we are very grateful to be a part of the Juvenile Court because without their support we will not be able to lead the conversation on how we can prevent children from becoming trafficking victims instead of rescuing them. Today I'd like to say that because of our partnership with the court over the last three years we've been able to create a program to look at the entire abuse continuum and be able to reach those young girls and young boys entering the juvenile court system earlier before they fall prey to pimps who are looking to lure them. National runaway statistics show that within the first 48 hours of a child running away from home one in three will be lured into prostitution. Here in Georgia we are leading the nation on how we can address the issues in partnership with the Juvenile Court and address the issues with other youth serving organizations. Youth Spark has created programming and to-date we have been able to educate over 800 youth under the age of 18 on how to discourage risky behavior, protect themselves against traffickers. And we recognize that the Fulton County Juvenile Court sees over 12,000 cases a year, half of those cases are delinquency, half of those cases are deprivation, so today I thank you for your support. I appreciate the continued partnership so that we can help create a world where no child grows up to become a victim and no boy grows up to become a pimp or trafficker. Thank you."

**Chairman Eaves** - "Thank you."

**Clerk Massey** - "Following Ms. Cornelia King, Mr. Curtis Howard, Mr. Chioke Perry and finally, Ms. Patricia 'Ajike' Williams."

**Ms. Cornelia King, Citizen** - "Good morning. My name is Cornelia King and I'm the Chairperson for the Healthy Heart Coalition and I want to thank the Commissioners for your amazing support of the six coalitions that work together to create better outcomes for health and wellness. We'd also like to thank you for helping us engage our youth council in making sure that we set the stage for them also to work and to also place a high priority on health and wellness in Fulton County. Thank you."

**Mr. Curtis Howard, Citizen** - "Good morning, Commissioners. My name is Curtis Howard. I'm President and business agent of Amalgamated Transit Union. I was in front of you not long ago. I ask you to support the MARTA workers. MARTA is in tough negotiations with us, however MARTA's doing better today. And so the workers need that support. We bring home 12 percent to 15 percent less today in 2014 than we did in 2008 and a lot of our members live in Fulton County and DeKalb County. So we're reaching out to both counties and asking for support. They also want to send the work out of paratransit mobility. We also represent the paratransit mobility here in Fulton County with MV transit and what we see is opportunities that MARTA does not see. The investment is in the workers and in the community making sure that people get where they need to get every day. These are precious lives. We also have reports and documents we would love to share with you and we've reached out to each one of you and we would like for you all to meet with us so that we can educate you on some of the things that we have available and not just listen to what MARTA puts out here. We have firm clear documents that support our issues. So once again we encourage you to support us as Commissioners. We also want your support with the MARTA board appointees who have refused to meet with us. We want you to tell us they need to come to the table and meet with us. And they're appointed by the elected officials, so they have accountability to these workers. So thank you very much and we ask for your support. Amen."

**Chioke Perry, Citizen** - "Good morning. Chioke Perry. Thank you for participating in what's illegibly believed the world's greatest democracy. I say that lightheartedly this morning. I got another -- received another one of those ninth hour calls and ironically someone presented with a flier a few days earlier, the impending crisis at MARTA and privatization or the scheme privatization, the outsourcing of mobility. Paratransit, a service that's most definitely needed by the most dyer community, those persons with disabilities and then those -- all of us who are in one of the nation's aging region where we all may be persons with something at some point and need somebody else to drive us around. But to create a scheme to get rid of a hardworking workforce who are experts at what they do then we once again started down the wrong road. And I heard somebody actually speak about someone's philanthropy, well the only thing in my mind that trumps philanthropy is respect and dignity. And if we aren't doing that for the workers and our greatest investment which is MARTA and we know what we've endured here in Fulton, DeKalb and City of Atlanta, with no partnerships except for the people who depend on this service, this system. So I'm standing here and my ask is your appointees on the MARTA board, those folks that you hand picked for me, tell them that we aren't about to fall. . . ."

**Chairman Eaves** - "Thank you so much, sir."

**Mr. Perry** - ". . . for privatization scheme. Thank you."

**Chairman Eaves** - "Thank you so much."

**Ms. Patricia 'Ajike' Williams, Citizen** - "Good morning, Commissioners and Mr. Chairman. My name is Patricia 'Ajike' Williams. I'm here today to deliver a few documents to you. First, an unsigned government hearing decision. Because the document is unsigned the question is raised is an unsigned government document on government letterhead a bonding document? Second is a statement by a program participant at the Housing Authority made during October 7, 2014 hearing. Third, is a Justice Department document giving solutions to access problems to polling places for people living with disabilities while they're trying to cast their vote. I also want to remind the Board that at the September 17th meeting you received a request and payment for an open records request. I have not received those documents. Please have this error corrected. I also want to suggest to my friend, Mr. Davis, that he reads the vision that this Board has for this County. It is written in the Common Ground Public Policy Document. Thank you."

**Chairman Eaves** - "Thank you."

**Clerk Massey** - "No further speakers."

**Chairman Eaves** - "Thanks, speakers, for coming and offering your comment during the Public Comment period. Clerk."

## COUNTY MANAGER - UNFINISHED BUSINESS

### Purchasing and Contract Compliance

**14-0716** [Request approval of a recommended proposal - Finance Department, RFP #14RFP71726C-MT, Business Occupational Tax Licensing, Revenue Collection and Audit Services in the amount of \\$108,529.00 with Revenue Discovery Systems \(RDS\) \(Birmingham, AL\) to provide business occupational tax renewal processing, business audit services, revenue discovery services, alcohol excise remittance tax processing, and hotel motel occupancy remittance tax processing. Effective dates: January 1, 2015 through December 31, 2015 with three renewal options. \(HELD ON 9/17/14\) \(APPROVED ON 10/15/14\)](#)

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Hausmann, Darnell, Garner</b>
<b>Nays:</b>	<b>1 - Edwards</b>
<b>Did not vote:</b>	<b>1 - Pitts</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Commissioner Edwards requested staff to review complaints regarding the vendor's timeliness and response time to constituents.**

**Mark Massey, Commission Clerk** - "County Manager, Unfinished Business. Purchasing and Contract Compliance. **#14-0716**. Request approval of a recommend proposal, Finance Department, to provide business occupational tax renewal processing."

**Commissioner Garner** - "So moved."

**Chairman Eaves** - "All right. Hold up. I got distracted here. Was there a motion?"

**Commissioner Garner** - "So moved."

**Chairman Eaves** - "Second for discussion. Commissioner Edwards."

**Commissioner Edwards** - "I'm not going to be supportive of this because there are a lot of outstanding issues and customer complaints about the manner in which, Mr. Manager, the firm that we -- that we contract with to do this service, the timeliness and response time to people, the length of time it takes to get a business license. I think we need to take the time to look at all of these things and these complaints because you know if this was handled before by the Tax Commissioner's Office and the Tax Commissioner's Office did a very good job in -- in handling this process without a lot of complaints from constituents. So I would not be able to support this until -- we haven't looked into the matter of why are we getting complaints from this agency that we are paying the amount of \$108,000 for -- to render a service to our constituency when Fulton County itself has attempted to pride itself on customer service. Thank you."

**Chairman Eaves** - "Let's vote, Commissioners."

**Vice Chair Darnell** - "Was there a motion?"

**Chairman Eaves** - "Yes."

**Clerk Massey** - "On the motion to approve, that passes. Four yeas, one nay."

**14-0775** [Request approval to renew an existing contract – Department of Water Resources, Bid #14ITB88597A-CJC, Laboratory Testing Services, in the amount of \\$100,000.00 with Analytical Environmental Services \(Atlanta, GA\) to provide laboratory testing services. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2015 through December 31, 2015. \(HELD ON 10/1/14\) \(APPROVED ON 10/15/14\)](#)

**A motion was made by Commissioner Hausmann and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Hausmann, Darnell, Garner</b>
<b>Did not vote:</b>	<b>2 - Pitts, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "#14-0775. Request approval to renew an existing contract, Department of Water Resources, to provide laboratory testing services."

**Commissioner Hausmann** - "Move to approve."

**Commissioner Garner** - "Second."

**Chairman Eaves** - "Any discussion? Let's vote, please."

**Clerk Massey** - "The motion to approve passes. Four yeas, zero nays."

## **COUNTY MANAGER - NEW BUSINESS**

### **Arts and Culture**

**14-0837**    [Request approval of the Contracts for Services Program awards.](#)  
[Amount: \\$750,000. \(APPROVED AS AMENDED\)](#)

- a. A motion was made by Commissioner Edwards to approve deleting the Atlanta Symphony Orchestra portion. (NO VOTE TAKEN ON THIS MOTION)
- b. A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve the Contracts for Services Program awards and holding the Atlanta Symphony Orchestra portion until there is a resolution with the musicians, and a friendly amendment as requested by Vice Chair Darnell was accepted to direct the County Manager to review policies and procedures relating to the selection process and report back to the Board by the next meeting.

The motion passed by the following vote:

Yeas:	6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards
Absent:	1 - Lowe

Chairman Eaves requested Ms. Jackson to communicate to the Arts Council to review the disparity in the allocation of funds to art organizations in the Southern and Northern parts of the County and do a better job in the parity of distribution across the County. Chairman Eaves also suggested that the Arts Council or Arts Department determine ways to have arts organizations collaborate with Fulton County to better utilize county facilities, to use the facilities for revenue generation and be more aggressive with funding on the Federal level.

Commissioner Edwards requested the Arts Department to go into the communities and search out organizations and inform them about arts funding and create a process to get Fulton County where it needs to be in the underserved areas.

**Mark Massey, Commission Clerk** - "County Manager New Business. Arts and Culture. #14-0837. Request approval of the Contracts for Services Program Awards. The amount is \$750,000."

**Chairman Eaves** - "Is there a motion to approve?"

**Commissioner Garner** - "So moved."

**Chairman Eaves** - "Second. Commissioner Darnell."

**Vice Chair Darnell** - "I wanted to confirm that the dollar amount is within the 2014 budget."

**Mr. Patrick O'Connor, Interim County Manager** - "Yes, ma'am."

**Vice Chair Darnell** - "Thank you."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "Yes. Thank you. Is there someone here that could answer some questions about the list that we've been provided of the grant award winners?"

**Mr. O'Connor** - "Yes, Ms. Tae Jackson's right behind me."

**Commissioner Hausmann** - "Hi. Is it possible for you to -- I see that we are allocating the 750 that should have started on July 1st that we discussed a few weeks ago. Questions about the process have been raised and I would just like a little -- for clarity for the community especially since the Arts community has been so diligent in coming down for weeks on this topic in how we got here. So when we approved the budget as Commissioner Darnell just stated we allocated \$750,000 for Contracts for Services Awards in the Arts area. Correct?"

**Ms. Tae Earl-Jackson, Arts Interim Director** - "Yes, ma'am."

**Commissioner Hausmann** - "And that was for a half a year funding, correct?"

**Ms. Jackson** - "Correct."

**Commissioner Hausmann** - "In order align our budget year and our grant award year together. Correct?"

**Ms. Jackson** - "Correct."

**Commissioner Hausmann** - "Previously they -- the grant award year overlapped two budget years?"

**Ms. Jackson** - "Yes, ma'am."

**Commissioner Hausmann** - "So we're straightening that out. So in essence we're talking about a six month period of time, so there's really not been any reduction, it's just only in this year we only allocated six months so that we could change our budget year cycle. Correct?"

**Ms. Jackson** - "That is correct."

**Commissioner Hausmann** - "Okay. So all this talk about cuts has -- in your -- has that been a realistic conversation for you? I mean, do you consider this to be a cut?"

**Ms. Jackson** - "It was to my understanding that the budget was always \$750,000 allocated for 2014."

**Commissioner Hausmann** - "It was?"

**Ms. Jackson** - "Yes, ma'am."

**Commissioner Hausmann** - "So there was some confusion for some reason that the amount was higher than that when in fact it was not. Correct?"

**Ms. Jackson** - "Correct. I don't know where the confusion came from."

**Commissioner Hausmann** - "Okay. Okay. So when we discuss this and we directed you to go ahead and allocate what we had budgeted that's what we have before us today. Correct?"

**Ms. Jackson** - "Yes, ma'am."

**Commissioner Hausmann** - "Can you tell us about that process please, of how you determine these awards?"

**Ms. Jackson** - "The process of the awards starts off with the application process. We received a total of 98 applications this year. Those applications are screened by Arts Council, Arts and Culture Department staff. We forward those on to our Peer Panel which became a total of 88 applicants. The Peer Panel conducts panels through the month of July through some parts -- part of August to decide whether or not the applicants have the criteria to follow -- and follow through with the process of applying for the funding. The final decision and the recommendations are then screened by staff once again and then forwarded to the Arts Council for final approval and recommendation."

**Commissioner Hausmann** - "Okay. So what happened when it went to the Arts Council?"

**Ms. Jackson** - "The Arts Council will review what the Peer Panel as well as the staff recommendations are and they provide the -- providing the final decision in terms of how the funds are allocated."

**Commissioner Hausmann** - "So what we have before us is that what staff presented and what the panel presented or has it been changed?"

**Ms. Jackson** - "We've had several meetings since that time and the staff submitted several -- several things to the Panel through the Arts Council Panel as well. It has been changed several times once -- one funding which it was conveyed that it was the 1.4, then became the 750. So you've had several changes. This is the final change."

**Commissioner Hausmann** - "But during the process to allocate the 750 that we budgeted is what we have before us what was recommended by the Panel or was it -- how did we get to what we have before us today to approve?"

**Ms. Jackson** - "This is the final approval created by the Arts Council for it."

**Commissioner Hausmann** - "Okay. So I know there were several meetings to come up with this list. The final recommendation was any criteria areas changed? I mean, how did -- how did -- I know there was a meeting on October 3rd I believe. . . ."

**Ms. Jackson** - "Yes."

**Commissioner Hausmann** - ". . . where a list was approved. Correct?"

**Ms. Jackson** - "Yes, ma'am. The 3rd, 6th and then again on the 8th."

**Commissioner Hausmann** - "And then on the 8th there was an additional meeting where some changes were made. Correct?"

**Ms. Jackson** - "Yes."

**Commissioner Hausmann** - "What happened between the October 3rd meeting and the October 8th meeting to change the list?"

**Ms. Jackson** - "The October 3rd meeting was a partial meeting that -- it was like an emergency meeting following the October 3rd BOC meeting. At that meeting, the Council as well as staff got together and we went over the numbers once again to change the allocation to meet the 750 budgeted numbers. The meeting was then moved to the 6th after the weekend vote, or excuse me, to the Monday the 6th to vote on the allocation numbers by the Arts Council Board members. That allocation was tabled based upon the new appointment of the Interim County Manager, Mr. Patrick

O'Connor, so that he could review the numbers. The Council came together again on the 8th after the Interim County Manager approved the allocated numbers for the final vote on the 8th. Those numbers were then changed again but then the Council got together and approved those numbers in a meeting that contained eight Council members. So you had a combination of seven yes for the -- for the new additional changes and one nay."

**Commissioner Hausmann** - "Okay. Just so I understand, the County Manager reviewed the recommendation and then it was changed after that by the Council?"

**Ms. Jackson** - "He approved the allocation of the \$750,000 to confirm that that was the funding available in the -- in the funding line."

**Commissioner Hausmann** - "So he wasn't involved in the actual line items, just the overall amount?"

**Ms. Jackson** - "Yes, ma'am. The history of the -- the Arts Council and the Contracts for Services has not involved the County Manager. We provide him with the information in advance to make them aware of the number of Arts agencies that are allocated funding, how much -- how many applications are received and the funding that was allocated out."

**Commissioner Hausmann** - "So the changes that were made at the last minute, is it in your -- are you recommending those changes be approved or would you revert back to the original recommendation? How -- how do you feel about the allocations as currently presented?"

**Ms. Jackson** - "I feel that there are several Arts organizations that have waited a very long time for funding and I would like to move forward with the current recommendations and not allow for the organizations to wait any longer."

**Commissioner Hausmann** - "On the October 8th?"

**Ms. Jackson** - "Yes, ma'am."

**Commissioner Hausmann** - "All right. Thank you."

**Chairman Eaves** - "I want to first of all thank member of the Art -- Arts community who have come down here very, very persistently -- diligently over the past several months, not only to advocate for funding for the Arts but also expressing your support of our County government and the array of services that we have. So I know we may have one or two lone folks who are still here from the Public (1:30) Comment period but I know that there were -- there was a chorus of others who came on a very regular basis over the past several weeks and couple of months. I want to thank you for that. I do think I'm going to be supportive of this recommendation, Ms. Jackson, but I hope that you can communicate to the Arts Council that as I looked at the distribution of Arts

organizations that receive funding we can do a better job in terms of more parity across the board -- across the board, meaning across the County. There is a disparity or lesser amount of funding allocation for the Southern part of the County and Northern part of the County. I know we may somewhat top heavy in terms infrastructure and organizations that are in the City of Atlanta but I do that think we could do a better job either in assisting emerging organizations that are in other -- in the extremes of our County or whatever option may be out there that's not even considered because I think we can do a better job in terms of the distribution. Number two, I really, Manager -- Interim Manager, think that -- we have some infrastructure that we made over the years whether it's Southwest Arts Center, the Abernathy Arts Center, the South Fulton Center, the West End, et cetera, how can our facilities be used or better utilized by the Arts community? I don't have an answer but I think I would -- I would like to charge, with support from the Board perhaps, the Arts Department or the Arts Council to figure out how these wonderful facilities that we have that may not be utilized to capacity, how can Arts organizations be collaborators with us to better utilized our facilities? I went to see True Colors Friday night, Kenny Leon's Theater Company, great job in terms of performances in the Southwest Arts Center. There's openness perhaps in terms of some sort of public-private partnership, but we shouldn't just stop there. I think there are other organizations that we can perhaps partner with. So I'd like to figure out how the charge can either be given to the Art Council or the Arts Department of how our facilities can be better utilized by existing companies, how we can use our facilities for revenue generation, you know. So is there a policy in place right now in terms of an organization that wants to utilize any of our facilities, what process should they go through if they are going to be considered, and I'm quite sure that there are organizations out there that would love to perhaps utilize some of our facilities. I think we also need to be more aggressive in terms of funding from the Federal level. Perhaps as we develop our Federal and State Legislative agenda package, the National Endowment for the Arts I think is a great place for we -- for us to pursue potential dollars to augment the funding that we have given on an annual basis to the Arts community. And I think that there is certainly good recognition among the Arts community of the work, the efforts, the funding, the support we provide to the Arts community but we haven't done as good a job to let the larger community know what we've done for the Arts. And so if there's a way that the Arts Department or the Arts Council can help us with recommendations on how this can be one of the jewels in our crown that we can talk about and people know about in terms of what we do for this community as a collective whole. So I'm going to support this. I know that many of the organizations have been waiting for the monies. I know that the initial decision was made -- well, the first decision was made months ago so I'm going to support this and I want to thank you, Ms. Jackson and your team, for working with our Arts Council. Commissioner Garner. Commissioner Edwards."

**Commissioner Garner** - "Yes. Thank you. Good morning. First, I would like to also acknowledge and thank the Arts community for coming out over the year in support of Arts funding and I would like to thank them for the work that they do in our community. I would like to thank you as well, Ms. Jackson, for the work that you're doing here. My -- my concerns and issues actually have been brought to surface and have been

addressed here, but I would just like to reiterate this whole process up to this point seemed to have been confusing for some of us. We finally have some clarity which really there wasn't any confusion about the funding, but I -- I would just like to stress that we maintain integrity in our process in terms of making recommendations and allocating the funds. This is -- this is something that we have allocated to our Arts Council. I hope that the Arts Council is working in concert with the Art and Cultural Department so that when the recommendations come to us, we have a clear set of recommendations in front of us to address. If there are concerns I hope that there will be a review in the Art and Culture Department about how we are making our grant so that it -- it is presented more clearly to us when we get it. I agree with a lot of what I heard the Chairman say in terms of our facilities and working with -- with others in the Arts community funding. I think that it was really surprising to me when I also read that we were 50th in Arts funding around the country, but Fulton County is a leader in Arts funding here in Georgia and I think that we have a great opportunity to leverage the funding that we allocate to Arts organizations within the rest of this State. So there's an opportunity I think for us to grow. I think that we are doing a good job in our funding and we can leverage that with other partners, both public and private, to continue funding the Arts because there is a significant return on the investment that we get. So I -- again, I think that -- I hope that in the future there is not the confusion that seemed to have been there earlier but again, you know, let's just keep this moving forward and thank you."

**Chairman Eaves** - "Commissioner Edwards."

**Commissioner Edwards** - "Tae, thank you for the job you've been doing, you've been great. But let me ask you a couple of questions and you know what I'm going to ask. Of the \$750,000 how many -- how many organization -- what amount of money is in South County?"

**Ms. Jackson** - "Five organizations were recommended for funding --."

**Commissioner Edwards** - "You said five?"

**Ms. Jackson** - "Yes, sir. Five organizations were recommended for funding out of District 7 at an allocation of 30 thousand one -- \$31,000 combined."

**Commissioner Edwards** - "How much has been allocated for the Symphony?"

**Ms. Jackson** - "\$30,000."

**Commissioner Edwards** - "Let's stop there. Let me message that for a moment. Mr. Manager?"

**Interim County Manager O'Connor** - "Yes, sir."

**Commissioner Edwards** - "For 14 years I've been sitting here -- community mainly African-American other communities have not gotten their fair share of Arts funding. I've been sitting here for 14 years and, Commissioner Darnell, I think we're still at five and I've been asking for a solution. And the solution for me is very clear, as I talked to her yesterday, that we must go into these communities because in District 7, District 5 we have artists and Arts organizations that we must go to educate them about our processes and make them aware of how they can be involved in some of this funding. This is a disgrace. You give as much money to the Symphony as you give to South Fulton County totally, Commissioner Darnell, totally, and you ain't got no Symphony, which is my next point. Where is the Symphony money going?"

**Ms. Jackson** - "In accordance with their scope it provides support for their performances throughout this quarter, throughout the year, from July 1 to December 31st."

**Commissioner Edwards** - "Okay. So what performances they got? They called me and told me they want to put on some for free because they don't have a home. So my issue, Mr. Manager, is if I'm giving \$30,000 to the Symphony and they ain't got no job where is the money going? Because I thought our money is to go to support the musicians, am I correct, Tae, I don't know but I thought we kind of support the musicians and things. Right?"

**Ms. Jackson** - "Yes, sir, we do. We support programming and -- and Arts and Cultural events that are --."

**Commissioner Edwards** - "Okay, so you're going to give a \$30,000 check to who?"

**Ms. Jackson** - "I would like to make a correct."

**Commissioner Edwards** - "Yes."

**Ms. Jackson** - "According to this, I over spoke, there's \$25,000 for Atlanta Symphony."

**Commissioner Edwards** - "I don't care if it's five dollars. We got twenty five more thousand dollars we can use down in -- down in South Fulton County. I'm just asking a simple question, when you write that \$25,000 check where's it going? Who's it written to? Can anybody -- can you tell me? Who would the \$25,000 check be written to?"

**Ms. Jackson** - "It would be written out to the Symphony Orchestra and not to the musicians."

**Commissioner Edwards** - "Well, where -- that's why I'm confused. Then we give 30 -- \$25,000 to the Symphony Orchestra but we ain't got no orchestra. That doesn't make a lot of sense to me, especially to -- I understand -- you're nice, Tae, you all are nice. I understand."

**Ms. Jackson** - "They did apply for funding before the labor dispute."

**Commissioner Edwards** - "Well, that's okay. We've got a labor dispute now. All right? And they're coming up here, Mr. Chairman, asking us all the time to be supportive of their efforts, but we're going to give them \$25,000. You know -- we need to hold this. The Symphony piece. Well, I'm willing to hold the Symphony piece, I really am. But if I, and I'll make a motion to do that, that we approve it less the -- without the Symphony issues. But the other thing -- what I want to leave here with -- you with is this, number one is understand the inequity of giving us \$30,000 when you try to give \$25,000 to a Symphony that doesn't even exist. That's one thing. The second this is that the Arts Department needs to go into the communities who are underserved and stop just talking about it and coming up every year with these five different -- five organizations and God knows I don't want to even inquire about if these are the same organizations we get every year, because they're probably going to tell you, yes. All right. But we need to get into the -- into the weeds and let's search our organizations. We've got some of the most magnificent artists in Atlanta, Georgia that live in these communities, and let's find out if they, number one, do they even know about Arts funding because that's what I get a lot, do they know. Number two is what I found out from them is but why would I apply, they ain't going to give it to me anyway. So I'd like to see a process, Tae and Mr. Manager, as to -- that will -- that will get us to where we need to be in underserved communities. I don't know what that process is now but we need to spend the time and the efforts of doing that so everybody can be involved in the Arts process. Thank you."

**Chairman Eaves** - "Commissioner Darnell."

**Vice Chair Darnell** - "I had a general comments about the program. I understand about the funding. I simply look back at the Minutes of this Board when we approved the budget and that answered all my questions about the funding. In the case of Human Services grants as well as Arts grants these programs have been funded with a July 1 calendar year and we said because of the extreme pressures on our budget we would have to do something differently in 2014. So instead of approving an allocation to the Arts Department for a Contract for Services for 1.5 million, which is what we had done in 2013 and later in the year added another 600,000, what we said at the beginning of this year when we voted upon the recommendation of staff for Human Services grants as well as Arts grants, you know, we're going to have to cut that in half and begin these programs on a calendar year in January, 2015. So it's going to that gap. We weren't going to be able to go all the way over. So it was pretty clear that, you know, that it was 750. I have wondered for some weeks -- and I want to thank the Department for being very patient with us as well as Finance folks -- how did it ever -- how did anybody ever think we had approved \$1.5 for this year? The record was clear it was 750 just like it was for Human Services grants. But I do want to comment on the process issue which Commissioner Garner raised. I believe that it's going to be imperative, Mr. Chairman, members of the Board, that we look at the process that is used in the award of Contracts for Services. We've got to look at it. There are two things that concern me. The first one is one that Commissioner Edwards referred to. Notwithstanding, every person I know that's connected with the process has the best of intentions year after

year after year by using this category majors we are, Fulton County and the department, unintentionally discriminating against small organizations and organizations which are located in areas where the -- in predominantly minority areas. That's what -- that's what the impact is. That's the effect. Mr. Edwards says that he has listened to this for 14 years. I'll just say I've been listening to this process for a little bit over 14 but I'm not going to be quite as honest as he is, but I'll just say it's been over 14 years. Long before Ms. Jackson and long before a lot of these other folks even came here, we had a Contract for Services recommendation program year after year after year which unintentionally discriminated against some of the finest Arts organizations in this community by zip code. I think we're going to have to look at the process. I'm referring to the Board now. Commissioner Garner, we're going to have to just establish with some -- what the guidelines are. We don't allow anybody to do that who comes here to apply for funds for us. That can't happen. The second thing I want to -- to say about the process is, the process has to be controlled by the County Manager and his staff. I think we have to make sure that we have real significant participation from our advisory committees, not only in the Arts but wherever we have advisory committees. I don't believe in wasting time telling them they're on boards, they're on advisory committees and we do not give them a clear opportunity to input and to express their opinion. But the Arts Council does not have the authority to spend one dime of tax money, not one dime. I have two appointees on the Arts Council who are among the most outstanding citizens in my District. The only thing is their names were not on the ballot so they don't come down here expecting to decide how we spend 1.5 million. We've been working on this for years and we're about to get a change. By the way, my appointees know that they don't make the final decision. It's their understanding that they work with the staff on the panels or whatever you all have but that the decision, the recommendation to this Board has to come from the County Manager and his staff. And the only reason I'm mentioning this is this is a persistent problem with these grants. We don't have this problem with the -- with the Fresh grants and the Fresh grants' community -- committees have a major role but they know that they do not make decisions about the money, they make recommendations. And I think some of the problems that we have why -- when we go back to our Districts and talk about Arts funding people don't have the kind of support they should have for these programs it's because, as a matter of fact, we are not assuming our responsibility to make the decisions about how much money and who gets it. Now, speaking as one Commissioner, I think that's a staff function. I don't think it's appropriate for me to make decisions about will it be A, B or C. But we have every reason to expect that the staff has done their work, they have worked in coordination with the Arts Council, respecting them and that they have made a decision -- that the staff has made a final decision. And therefore, when the item comes on the Agenda today I'm ready to go. I think that the day Fulton County moved from making these decisions political to making them professional was an important day. I think we ought to keep that that way. Same thing I said about Human Services grants. People ought not to have to lobby Commissioners in order to get a full and fair hearing in terms of their applications. But I think we still have some of that left from years ago and that's why we don't have the support for this program that we should have. I want to see more small organizations. I want to see zip codes throughout the County. Who said we had to have a category called majors? If these are majors who

are minors? Mr. Edwards is right. It's been the same five majors for the last 20 years. Finally, we've got to ask these cities to help us out with these -- with these Arts grants. We've got to ask the cities to help us out. You heard the folks this morning. There's 6,000 people sleeping on the street in the biggest city in this County every night, 6,000. I just got the report on the number of meals that are -- the difference between the number of meals that we were serving in senior centers in 2013 and what we're serving now. We're down over 100,000 meals taking those four centers. And we know that we have ten percent of our senior population that's hungry. We're -- we're not going to be able to do this by ourselves. We don't want to be the leader. We want to be partner. I want to be a partner with Atlanta. I want to be a partner with Palmetto. I want to be a partner with Roswell and Alpharetta in this area. It's the only fair thing to do when so many people are suffering in this community. I'm going to stop there."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "Wow. What an interesting conversation. I hope that you take away from this, Mr. Manager and our Art Director, that we've got a lot of work to do in this area. There's a lot of disparities throughout the County. I would like to echo that in North Fulton, since in brought up, there is also very little funding that goes to North Fulton and we don't have the benefit of any County facilities in North Fulton either to help with this area. So I think we have a definite disparity in the allocation of funds. I think we need to take a holistic view of -- of our entire program that does take into consideration the internal programs and how we can better partner with the organizations in the community and the cities. We've been talking about this as far -- as long as I've been on the Board and I'm very grateful to hear my colleagues echo the same sentiments because there is a benefit. There's a quality of life benefit. There's an economic development benefit, and I do think that we can still continue to fund in this area but not in the way we're doing it. We have to change. We have to change if we're going to continue this. I think the process had some integrity issues this time. I appreciate that you're new and that you weren't involved the entire time of how we got here but I do think there was some last minute changes that may not have followed our process to the letter and I'm disappointed in that. But at this eleventh hour, three months than we should have approved this funding and I know these groups probably are going to have to adjust their programs that we were to fund because the timing of the awards might make a difference here as well. But I think we've got a lot of work to do in this area and I hope you all take this conversation and what's gone on in the last few months and come back to us with some solid recommendations of how we continue to fund the Arts in a way that we can afford and in a way that serves the most people."

**Chairman Eaves** - "I think Commissioner Edwards raised a good point about the Symphony and I'm going to entertain a motion for that piece of it. I mean, it doesn't make sense to fund an organization that's not -- that's not operating right now."

**Commissioner Edwards** - "I can make a friendly amendment."

**Chairman Eaves** - "Let's just make a motion."

**Commissioner Edwards** - "Make a motion to approve --."

**Chairman Eaves** - "To accept a recommendations --."

**Commissioner Edwards** - "Okay."

**Mr. R. David Ware, County Attorney** - "You have a motion on the floor already, Mr. Chair."

**Commissioner Edwards** - "That's what I thought."

**Chairman Eaves** - "Oh, that's right."

**Commissioner Edwards** - "That's what I thought. That's all right. I'll make it a friendly amendment to the motion to delete the funding for the Atlanta Symphony until such time as we can --."

**County Attorney Ware** - "Make it a motion to have to accept your. . . ."

**Chairman Eaves** - "Yes."

**County Attorney Ware** - ". . . amendment."

**Chairman Eaves** - "Yes. I accept it. All right. Yes?"

**Commissioner Hausmann** - "Don't we have to vote on that?"

**Commissioner Edwards** - "Yes."

**Chairman Eaves** - "Yes. Yes. All right. Let's vote, Commissioners."

**Commissioner Hausmann** - "Excuse me. I have a comment to make. I think to pull their funding in the middle of negotiations when they need every penny that they can get in order to come to an agreement is a slap in their face and I cannot support that at all and it puts in jeopardy the whole package in my opinion. So I caution -- caution strongly the message that is sent by eliminating this funding and I cannot support it."

**Chairman Eaves** - "Let's vote."

**Commissioner Edwards** - "All right."

**Chairman Eaves** - "Let's vote. Commissioner Darnell."

**Vice Chair Darnell** - "I was just going to ask the County Attorney, I have another amendment that I wanted to add to the motion, can I do that after we consider this one?"

**County Attorney Ware** - "If it's an amendment to the main motion it has to be a part of that motion. It can't be separate."

**Vice Chair Darnell** - "Well, that's what I meant. I want to -- I want to add a second issue to the main motion. "

**County Attorney Ware** - "Yes, if the maker of the motion is agreeable."

**Vice Chair Darnell** - "All right. Who's the maker? I don't know that."

**Commissioner Edwards** - "Maker?"

**Chairman Eaves** - "Who made the motion?"

**Clerk Massey** - "Commissioner Garner, seconded by --."

**Commissioner Garner** - "I made the motion to approve --."

**County Attorney Ware** - "So Commissioner Garner has to --."

**Chairman Eaves** - "Hold -- hold on a second. The -- Clerk, who made -- Commissioner Garner made the --."

**Clerk Massey** - "The motion was made by Commissioner Garner seconded for discussion by Chairman Eaves."

**Chairman Eaves** - "Okay. So I want to make sure that you accept the first amendment?"

**Commissioner Garner** - "I don't accept the first amendment."

**Chairman Eaves** - "Okay."

**Vice Chair Darnell** - "Oh."

**Chairman Eaves** - "All right."

**Vice Chair Darnell** - "All right. I have -- I want to ask the maker of the motion then will she accept the amendment that the -- that the County Manager will review policies and procedures relating to the selection process?"

**Commissioner Garner** - "Yes. I do accept that amendment. But I do not accept --."

**Vice Chair Darnell** - "And report back to us?"

**Commissioner Garner** - "And report back to us."

**Vice Chair Darnell** - "All right. Thank you."

**Commissioner Pitts** - "So what is before us now is?"

**Commissioner Garner** - "So what is before us now?"

**Vice Chair Darnell** - "What do I do next?"

**County Attorney Ware** - "The motion on the floor is to approve. . . ."

**Vice Chair Darnell** - "I'm finished."

**County Attorney Ware** - ". . . it's to approve with a direction to the County Manager to do a review of the process and report back to the Board. Do you want a date certain, Commissioner Darnell?"

**Commissioner Garner** - "Yes."

**County Attorney Ware** - "Two -- two weeks? Next Board meeting, November 5th?"

**Chairman Eaves** - "All right. I do have a question. All right. So what's the money being used for if an organization is not -- what's the -- what's the intent of the grant? Is it for operational or is it for programming?"

**Ms. Jackson** - "It has been a combination of both. We ask for amendments from the organizations after we've allocated the funding, after we know what the funding recommendations are and they've been approved by the Board."

**Chairman Eaves** - "Wait a minute. I'm not sure if I understand that. Is it for programming to fund a program or is it for operational expense, overhead?"

**Ms. Jackson** - "Program."

**Chairman Eaves** - "Okay. So is Atlanta Symphony operating right now?"

**Ms. Jackson** - "According to the -- to the news media, no sir. They have cancelled several shows."

**Chairman Eaves** - "You know I don't want to hold this thing up but I think there's some logic behind what -- just -- if money is being used for programming and the organization's not functioning why give them the money? I mean, it doesn't make sense. That's my perspective. I'm going to support it because I don't want to hold it up but I'm just going to let you know it doesn't make sense to me."

**Commissioner Edwards** - "I'm saying at this time -- let me say this -- let me say this. They don't even have an Executive Director right now. All right. So here's what I'm saying and maybe, Commissioner Garner, this will clear it up. I'm saying that at this time we will not include it in our initial vote, but we still -- if we can open the door to later on."

**Commissioner Garner** - "Can I -- can I just add that I totally understand what you're saying and putting on my funder hat, I would say that this -- this recommendation was made prior to the Symphony going into negotiations. However, because things have changed I would recommend that we approved the grants, however, I think we can hold this grant until there is a resolution."

**Commissioner Edwards** - "I'm all right with that. That's all I was trying to do."

**Commissioner Garner** - "But not take it out of the cycle."

**Commissioner Edwards** - "Yeah. I understand. It's the same result. So if you'd like I would make a friendly amendment to include that -- that language."

**Commissioner Garner** - "Okay."

**Chairman Eaves** - "Do you accept that?"

**Chairman Eaves** - "Okay. Let's vote, Commissioners. Let's vote."

**Clerk Massey** - "On that motion, it passes --."

**Commissioner Edwards** - "Hold on -- I got to change my vote because. . . ."

**Clerk Massey** - "Okay."

**Commissioner Edwards** - ". . . I had voted no. I'm voting yea now."

**Commissioner Hausmann** - "I didn't vote at all because --."

**Clerk Massey** - "Okay. You can change -- hit the yea."

**Commissioner Edwards** - "We should all vote and I'm going to hit yea. It won't let us but I go yea."

**Chairman Eaves** - "Do you want to take a vote --?"

**Clerk Massey** - "So yours is a yea? There are two yea votes for Commissioner Hausmann. It just recorded."

**Chairman Eaves** - "All right."

**Clerk Massey** - "It was just --."

**Chairman Eaves** - "All right."

**Clerk Massey** - "That motion passes. Six yeas, zero nays."

**Chairman Eaves** - "Next item, please. Thank you, Ms. Jackson."

## **Finance**

**14-0838**    [Request approval of the October 2014 Budget Soundings Confirmation. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Darnell, Garner, Edwards</b>
<b>Nays:</b>	<b>1 - Hausmann</b>
<b>Did not vote:</b>	<b>1 - Pitts</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "Finance. **#14-0838**. Request approval of the October 2014 Budget Soundings Confirmation."

**Chairman Eaves** - "Is there a motion to approve?"

**Commissioner Garner** - "So moved."

**Chairman Eaves** - "Second."

**Vice Chair Darnell** - "Mr. Chairman?"

**Chairman Eaves** - "Commissioner Hausmann then Commissioner Darnell."

**Vice Chair Darnell** - "I wanted to enter into the record the budget of the Board of Ethics. We asked that they would submit a detailed budget to us. They did respond and I wanted to enter the detailed budget as a part of the record. And this will make us consistent with the practice of other County agencies and that is to -- in submitting a request for additional funding that is amending your budget it will not be by lump sum. It will be by a detailed budget. I want to thank the Chairman and others, the Board of Ethics who did respond and did comply with our general rules, regulations. Thank you."

**Chairman Eaves** - "Let's vote, please. That's right. Okay, Commissioner Hausmann. Your name wasn't on there."

**Commissioner Hausmann** - "Well, it was. I don't know what happened to it. Thank you. I appreciate the breakdown that you gave us on the reasons for the Ethics Department increase. I am curious though if you're planning for three more meetings by the end of the year and there's no reason given for the additional two outside the normal quarterly meeting. Could you tell us the purpose of those two meetings?"

**Clerk Massey** - "Commissioner Hausmann, actually the Board of Ethics developed the response. I did forward it on their behalf. But I think they only have one additional meeting scheduled so far for the remainder of the year and that's the October meeting. I think that's --."

**Commissioner Hausmann** - "Well, it says pending meetings November 2014 and December 2014 as part of the justification for the increase in their budget. So that's two additional meetings. I'm perfectly fine if they don't have enough money to hold one more meeting for the quarter as is called for, but the additional two meetings I'm curious why we would be holding those meetings and funding them in advance without any issues."

**Clerk Massey** - "All right. I don't have an answer for you because I don't think they've scheduled a meeting for November and December but I think they're anticipating more activity this year like they've had earlier in the year."

**Commissioner Hausmann** - "I'm not -- I'm not in agreement that we can fund things that we don't understand what their potential is. I'm okay with funding the October meeting like I said because that's the regular meeting, but unless there's concrete reasons to hold two additional meetings I'm not sure why we would fund that."

**Clerk Massey** - "Yes. I'm almost certain though the numbers that they've given you, they don't include the meetings for November and December --."

**Commissioner Hausmann** - "It's in the letter that we got on this."

**Clerk Massey** - "Okay."

**Commissioner Hausmann** - "It says October -- I mean it says three more meetings for the end of the year. I mean it's not very much money, I get that, but I don't think we have any money to waste whatsoever these days."

**Chairman Eaves** - "All right. Let's vote, please."

**Commissioner Hausmann** - "Are voting just on this or the entire package?"

**Chairman Eaves** - "The entire package."

**Clerk Massey** - "On the motion to approve, that passes. Four yeas, one nay."

**Chairman Eaves** - "Next item."

### **Planning and Community Services**

**14-0839**    [Request approval of notification to the City of Chattahoochee Hills on the County's position regarding the annexation of approximately 9400 acres into Chattahoochee Hills. \(APPROVED\)](#)

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Commissioner Edwards requested the County Attorney to provide a process to ensure the signatures on petitions meet the law requirements for annexation.**

**Mark Massey, Commission Clerk** - "Planning and Community Services. #14-0839. Request approval of a notification to the City of Chattahoochee Hills on the County's position regarding the annexation of approximately 9,400 acres into Chattahoochee Hills."

**Commissioner Edwards** - "Move approval."

**Commissioner Garner** - "Second."

**Chairman Eaves** - "All right. Can you give a brief explanation on --."

**Ms. Michelle Macauley** - "Sure. The City of Chattahoochee Hills has been presented with an annexation petition for 9,400 acres. As a part of the State Code they have to send us a notice letter letting us know if this petition's been received. They sent us a letter but it's an incomplete package so we have a strict set of time that we have to respond to the city. We have 30 days. That's why it was added to the Agenda today and that's why we're sending -- recommending that you send back notice that the -- there's an objection because the package was incomplete."

**Chairman Eaves** - "All right. Thank you, Ms. Macauley. Any other questions? Commissioner Garner."

**Commissioner Garner** - "Yes. So -- so does this mean that they will then be able to come back and reapply or --."

**Ms. Macauley** - "What happens now is that this will go back to the City of Chattahoochee Hills. They have to submit as a complete annexation petition and notice letter. At that time we will go through the State Code and figure out whether we have an objection or not at that time."

**Commissioner Garner** - "Okay. So --."

**Ms. Macauley** - "But there's a very short time line and if don't respond to them within 30 days then we have no objections. That's basically what we're saying."

**Commissioner Garner** - "I see. Thank you."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "And can you tell us what it is that's lacking from their application?"

**Ms. Macauley** - "An actual copy of the annexation petition. . . ."

**Commissioner Hausmann** - "And --."

**Ms. Macauley** - ". . . and notice of what they intend zone it and their land use for the property."

**Commissioner Hausmann** - "And they just neglected to include that?"

**Ms. Macauley** - "Yes."

**Commissioner Hausmann** - "So who verifies the signatures on a petition?"

**Ms. Macauley** - "The -- according to the Code of Georgia the City that's receiving the annexation petition, which is the City of Chattahoochee Hills is the agent that verifies the annexation petition. So it's submitted to them by a group of citizens or people in the County that. . . ."

**Commissioner Hausmann** - "Correct."

**Ms. Macauley** - ". . . want to do it, yes."

**Commissioner Hausmann** - "Correct. And so they just did not provide us with the actual signatures as required by --."

**Ms. Macauley** - "Right. We didn't get a copy of the annexation petition at all."

**Commissioner Hausmann** - "Okay. All right. Thank you."

**Chairman Eaves** - "Commissioner Darnell followed by Commissioner Edwards."

**Vice Chair Darnell** - "Yes. I wanted to ask the County Attorney whether or not the petition and the application meet the legal requirements?"

**Mr. R. David Ware, County Attorney** - "They do not."

**Vice Chair Darnell** - "They do not?"

**County Attorney Ware** - "No, ma'am."

**Vice Chair Darnell** - "All right. Thank you."

**Chairman Eaves** - "Commissioner Edwards."

**Commissioner Edwards** - "I just want to be a little cautious about the information we're asking the staff to give us because there's a lot more stuff that the County Attorney knows that there's a problem on this annexation. And so as we get to that I would like the Attorney to have an opportunity to defend whatever they have to defend with the City. But I can say this, Commissioner Hausmann, we have -- we have been fooled before with that signature thing and I think we need to have a process, Mr. County Attorney, that will assist us in making sure that the signatures meet the requirements by law for annexation. Thank you."

**Chairman Eaves** - "Let's vote, Commissioners."

**Commissioner Hausmann** - "What is the motion?"

**Commissioner Edwards** - "The motion is to --."

**Chairman Eaves** - "Sound the motion."

**Clerk Massey** - "Yes. Sure. There's a motion to approve made by Commissioner Edwards, seconded by Commissioner Garner."

**Chairman Eaves** - "All right."

**Commissioner Hausmann** - "To?"

**Commissioner Edwards** - "Approve --."

**Commissioner Garner** - "To approve what's before us."

**Vice Chair Darnell** - "I think I'm on the queue if I might?"

**Chairman Eaves** - "You are."

**Vice Chair Darnell** - "The -- what we are notifying them is that we cannot approve?"

**Commissioner Edwards** - "Right."

**Vice Chair Darnell** - "All right. I just wanted to get -- get clarity on that. Thank you."

**Chairman Eaves** - "Let's vote, Commissioners."

**Clerk Massey** - "And that motion passes. Six yeas, zero nays."

### **Purchasing and Contract Compliance**

**14-0840**    [Request approval to renew existing contract - Facilities & Transportation Services Department, Bid #14ITB92807C-DR, Landscape Maintenance Services – Brown Field, in the amount of \\$40,000 with Dante's Lawn Manicures, LLC \(Ellenwood, GA\) to provide landscape maintenance services for Brown Field. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2015 through December 31, 2015. \(REMOVED ON 10/15/14\)](#)

**REMOVED FROM THE AGENDA AS REQUESTED BY THE COUNTY MANAGER.**

**14-0841** [Request approval to increase spending authority - Facilities & Transportation Services Department, RFP #11RFP76742K-JD, Comprehensive Operation and Preventive and Predictive Maintenance Services for Fulton County Jail in the amount of \\$831,906.00 with Johnson Controls, Inc. \(Atlanta, GA\) to provide comprehensive operation and preventive and predictive maintenance services for Fulton County Jail. Effective upon BOC approval. \(HELD ON 10/15/14\)](#)

**THE MOTION FAILED FOR A LACK OF FOUR AFFIRMATIVE VOTES; THEREFORE THIS ITEM WAS HELD.**

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve.**

**The motion failed by the following vote:**

<b>Yeas:</b>	<b>3 - Darnell, Garner, Edwards</b>
<b>Nays:</b>	<b>1 - Pitts</b>
<b>Did not vote:</b>	<b>2 - Eaves, Hausmann</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Commissioner Hausmann requested the County Manager to review the line item to see what can be done to prevent a reoccurrence each year.**

**Vice Chair Darnell requested more quantitative data and analysis from the department.**

**Chairman Eaves requested the County Manager to provide a comparison between Fulton County and neighboring counties regarding costs for jail maintenance.**

**Mark Massey, Commission Clerk** - "Purchasing and Contract Compliance. **#14-0841**. Request approval to increase spending authority, Facilities and Transportation, to provide comprehensive operation and preventive and predictive maintenance services for Fulton County Jail."

**Chairman Eaves** - "Commissioner Pitts."

**Vice Chair Darnell** - "I move approval."

**Commissioner Pitts** - "Just one question. What is the difference between this one and **#14-0844** on Page 9? They both deal with comprehensive operation and preventive and predictive maintenance services at the Jail. One is for five million and this is for 831, what's the difference?"

**Ms. Felicia Strong-Whitaker, Director of Purchasing and Contract Compliance** - "Good morning, Commissioners. The first one is an amendment to carry us through 2014. The second one is a renewal for 2015."

**Chairman Eaves** - "Commissioner Garner. I don't have a question. Commissioner Garner, Commissioner Hausmann."

**Commissioner Garner** - "Good -- good morning. I just want to again get some clarity here. So this is an addition, no cost, over the contract?"

**Ms. Strong-Whitaker** - "No, it is an additional cost of \$831,906 to take us through fiscal year 2014. The additional costs are for \$277,191.74 for the base monthly services costs --."

**Commissioner Garner** - "I have. . . ."

**Ms. Strong-Whitaker** - "Okay."

**Commissioner Garner** - ". . . all of that."

**Ms. Strong-Whitaker** - "All right."

**Commissioner Garner** - "And that's based on work that they are currently doing?"

**Ms. Strong-Whitaker** - "I'm going to defer. . . ."

**Commissioner Garner** - "Or work that they will do?"

**Ms Strong-Whitaker** - ". . . to Joe Davis. Joe Davis."

**Mr. Joe Davis** - "Good morning, Commissioners. This is for both work that has been done, as well as work that will be done throughout the remainder of the year. It is a result of the contract being underfunded at the beginning of the year and we had to make up that difference with additional spending authority."

**Commissioner Garner** - "Okay. Did we know that the contract was underfunded? So how did we get to this point?"

**Mr. Davis** - "Yes, ma'am. This is with I guess I would say four years in the making. Essentially, when the County embarked upon the five percent budget reductions, we were forced to reduce the cost of the contract through negotiations with Johnson Controls and unfortunately because of the Federal consent order we could not reduce the scope of the base service contract because of its applicability to compliance with the

consent order. As a result, we had to take that five percent value from the contingency portion or the portion of the contract that covers unforeseen or uncovered maintenance items. As a result, that exponentially decreased our ability to handle unforeseens and as it grew over time, because we could not stop failures, it created a rolling deficit that we are now at this particular point."

**Commissioner Garner** - "Okay. Thank you. I appreciate that explanation."

**Mr. Davis** - "You're welcome."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "So this \$831,000, what percentage of the contract does this represent? Does this fully make up your five percent reduction over the last few years?"

**Mr. Davis** - "Yes, ma'am. It is. This 831,000 is simply authority that we will need to pay base service through the end of the year as well as contingency items for things that could not be repaired. But it is to make up that difference, yes, ma'am."

**Commissioner Hausmann** - "So in essence, you're just restoring the full contract amount?"

**Mr. Davis** - "Yes, ma'am."

**Commissioner Hausmann** - "Can -- can you justify that?"

**Mr. Davis** - "Absolutely, through expenditures. There's one other small item that occurred at the beginning of 2014. Because of the ongoing rolling deficit there was a transaction made that Finance reversed at the beginning of the year in the amount of \$385,000. That put us in a negative position at the very beginning of the year before one invoice was paid. So we're already behind the eight ball by almost \$400,000. Then with ongoing maintenance repairs for things such as windows and I can give you some examples of the expenditures that we've had. For example, we spent \$65,285 on window repairs. We spent \$60,000 on pipe chase doors that had rusted out over time and became rusted so the inmates could break them off and use them as weapons. So we had to go back in and we're actually still in the middle of that project. The 60,000 I'm referring to was spent on the first set of doors. I have authorizations being requested for an additional set of money -- of doors, to do those things. We spent \$144,000 on shower repairs due to the failing shower coating that breaks off and creates a combination of unsanitary and safety issues in the showers of the Jail. And those are ongoing repairs that have to happen, and unfortunately what has happened is due to the shortfall in the contract budget we didn't -- we had less money but the repairs began to grow exponentially as the building ages and the infrastructure of the building ages and deteriorates."

**Commissioner Hausmann** - "So just so I understand because we have a renewal item coming up in a few minutes and I believe it's five -- a little over \$5 million,. . ."

**Mr. Davis** - "Yes, ma'am."

**Commissioner Hausmann** - ". . . what would be covered under that contract for the upcoming year with that \$5 million?"

**Mr. Davis** - "That \$5 million will cover all operational -- operations and maintenance for the Jail, as well as any unforeseen or un -- non-contractual repair items. For example, in this contract anything that is over \$5,000 in value is not the burden of the contractor to -- to fund, it's our burden. So we actually have to have a contingency for those extra -- what we call extraordinary maintenance repairs. And it also includes failures to -- equipment failures that are the result of the equipment exceeding its useful life expectancy. For example, an air conditioning unit may be only good for ten years and we're in the 13th year after having tried to make it work extra long, beyond its useful life and it's now at the point where we can no longer fix it. It has to be repaired. But that's what that \$5.1 million covers."

**Commissioner Hausmann** - "Okay. I'm not sure if I follow exactly what it covers but I guess my real question is you outlined a few items that were not covered that you now want us to pay for as a sublimit to this year's contract?"

**Mr. Davis** - "That is correct."

**Commissioner Hausmann** - "Do you budget for areas such as the capital improvements that you just mentioned when you factor in your annual budget? As we enter into the budget season, do you have capital -- you know, we all know this building is in a terrible state of disrepair, you have a different situation where you must maintain a certain level of safety for our employees and for -- for the inmates. So my question is what sort of budgeting are you putting in place for these types of things that are bound to occur?"

**Mr. Davis** - "We plan all our capital improvement projects from year to year and we have actually a three-year list, as well. When you ask what kind of process do we have in place to plan for those items, that's what the contingency portion of the contract is actually geared for, and unfortunately because we've been unfund -- underfunded for four-plus years we have not been able to actually complete those projects. So we get further and further behind the eight ball with regards to repairs. But it is actually included in the contract price. There's a base service monthly price for 12 months of service that includes all items the vendor's supposed to repair --."

**Commissioner Hausmann** - "As long as it's not over \$5,000."

**Mr. Davis** - "That is correct."

**Commissioner Hausmann** - "Which no -- hardly -- very few I would think would fall under the \$5,000-mark."

**Mr. Davis** - "You'd be surprised. There are a lot of things that fall under the \$5,000. There's certain pieces of equipment major capital equipment obviously is going to be over \$5,000. But things, you know, locking control panel on this floor, a security camera on this housing zone, those things are all under \$5,000, in fact substantially less than that. But there are those items such as our propane or backup natural gas system that we must have operational that had to be repaired this year and that was \$35,000."

**Commissioner Hausmann** - "All right. I'm just, Mr. Manager, asking that you take a look at this. . . ."

**Mr. Patrick O'Connor, Interim County Manager** - "Yes, ma'am."

**Commissioner Hausmann** - ". . . and make sure that when we are doing the upcoming year that we don't have \$831,000 surprises."

**Interim County Manager O'Connor** - "Yes, ma'am."

**Commissioner Hausmann** - "We just spend a lot of time talking about an Arts budget, seniors that aren't getting their Meals on Wheels and that kind of thing. This is -- this is a large line item that, you know, I would like to not see come back every year."

**Interim County Manager O'Connor** - "Yes, ma'am."

**Chairman Eaves** - "Commissioner Darnell."

**Vice Chair Darnell** - "I believe I have the answer to my question. We are talking about 841 not 840. Right? Okay. I -- this is a million dollars. I need more quantitative data and more analysis from this user department. When you ask to increase spending authority I think that it's necessary, just exercising minimum due diligence to have more information than we have here. So we -- we would hope that the user department can do that for us."

**Mr. Davis** - "Yes, ma'am."

**Vice Chair Darnell** - "Minimum due diligence. I'm always a little apprehensive about projects anticipating what we are going to do. If that's the case, give me some historic data to support that future estimate. Did I hear that? That this increase includes a projection in terms of what you're going to need? That's good planning if you have the data to back it up."

**Mr. Davis** - "What we based our -- our forward planning as far as capital improvements is on a historical basis in terms of average monthly expenditures on non-covered or extraordinary maintenance items. That's how the \$831,000 figure was developed,

based upon what we knew in June that we were going to be short to cover the base service contract along with what we actually had spent on an average basis monthly throughout 2013 and the first half of 2014 and I do believe that that was submitted along with our initial soundings request."

**Vice Chair Darnell** - "All right. Is that part of our file, that data?"

**Mr. Davis** - "It was part of the soundings request because -- maybe I need to clarify one thing, we're not asking in this particular request for additional funds. Our additional funds need was met with the soundings request at the last meeting. However, the need for additional funds also required that we have additional spending authority from what was originally approved for this contract value at the beginning of this year."

**Vice Chair Darnell** - "Yes, I understand. Without the authority to spend what you received during soundings means nothing."

**Mr. Davis** - "Yes, ma'am."

**Vice Chair Darnell** - "Yes. We understand that. Usually when they get here that means that something has to be done before you can move forward and of course speaking as one Commissioner what I want to do is to do what I can do to help you move forward. . . ."

**Mr. Davis** - "Yes, ma'am."

**Vice Chair Darnell** - ". . . to meet your responsibilities about the data that you referred to. I don't have it as part of our regular file, so --."

**Mr. Davis** - "I can have that forwarded to you."

**Vice Chair Darnell** - "That -- that's what I would need. I'm still wondering, Mr. County Manager, why would we not have the spending authority as well as the funds so that we -- why -- I guess it's really a question for the user department, of course I only speak to one person and that's the County Manager. Why is that we would need to break this up? I assume that once a sounding was approved a department had what they needed to move forward, but I hear you saying that the sounding was approved, the money's in the budget but you need authority now to spend it."

**Mr. Davis** - "Yes, ma'am."

**Vice Chair Darnell** - "All right. Is that unusual or is this the way you proceed as a matter of procedure?"

**Mr. Davis** - "I was initially of the impression they would be part of -- they would be one action. Unfortunately, it was not and that's why we came back here. And I got my direction from the Finance Department that we needed to come back."

**Vice Chair Darnell** - "Now -- now we see the problem. We don't want to go into this again. We got to just -- we just got to manage, my brothers and my sisters. We got to manage. We got to plan and manage just like they do over in the private sector. We got to manage. Once you have your money you ought to be able to go. I'm not going to dwell on that. But that's the way we've got to do it. Excellence, it's appropriate in government to have high standards. It's appropriate. This culture of mediocrity has got to come to an end. I'm -- I've never accepted it. We have some of the finest, best trained employees in this County down here in government. But the standard has got to be excellence. Don't you agree, Mr. O'Connor?"

**Interim County Manager O'Connor** - "Absolutely, ma'am."

**Vice Chair Darnell** - "Got to be excellence. That's why we borrow that TAN money one half of one percent because we have a goal that Finance reaches. We've got to get it done. People don't understand why we've got to come back in here and get authority to spend money this Board has already approved and it's already in your budget. They don't understand that at the barber shop or the beauty shop. Excellence is what I'm looking for, because if you don't operate at the highest levels of excellence you've disrespected the people who pay the taxes down here. And that's the reputation of government. You're either operating for a small click of people or you're operating in a low level for everybody else. It's got to change. Thank you."

**Chairman Eaves** - "So I'm trying to make sure I'm clear. So there's a request to -- to ask for some additional money or giving the authority -- I'm trying to figure out what's going on."

**Mr. Davis** - "This request is to actually have the authority to spend the monies that we've already been given."

**Chairman Eaves** - "Okay. All right. So what's the overall amount of money that's been allocated for this? I think you, maybe, addressed this already."

**Mr. Davis** - "In terms of the budget soundings, the total was \$1,060,000. Of that \$1,060,000, it exceeded our current authority by \$831,000."

**Chairman Eaves** - "Okay. So how much money is allocated for maintenance issues in the Jail? Do you know that?"

**Mr. Davis** - "When you say allocated for -- in our overall budget?"

**Chairman Eaves** - "Yes."

**Mr. Davis** - "100 percent of the budget is for maintenance items in the Jail."

**Chairman Eaves** - "Again, what was that amount?"

**Mr. Davis** - "The current budget for this year was initially set at \$3.9 million. However, given the additional funding it will go up to \$4.9 almost \$5 million."

**Chairman Eaves** - "So what would be interesting to me, Interim Manager, is I know jails aren't apples and apples, they're sometimes apples and oranges. But it would be really interesting to find out how much we pay towards maintenance issues in our Jail compared to our neighbors."

**Interim County Manager O'Connor** - "Yes, sir. I'll --."

**Chairman Eaves** - "It would be very interesting. I'm just curious in terms of how much we pay compared to DeKalb, Cobb, Gwinnett, Clayton."

**Mr. Davis** - "If I may, sir, we do have that information. That's a part of the other Agenda item."

**Chairman Eaves** - "Is it on par or is it higher?"

**Mr. Davis** - "It is on par with DeKalb, higher than Clayton, higher than Gwinnett and Cobb counties."

**Chairman Eaves** - "Even though we have a lower jail population?"

**Mr. Davis** - "Yes. And the reason for that unfortunately the consent order has 31 line items that are specifically related to maintenance."

**Chairman Eaves** - "I'm sorry, who?"

**Mr. Davis** - "The Federal Consent Order. And unfortunately there's 31 line items that dictate we do certain things in certain timeframes and so forth and as a result --."

**Chairman Eaves** - "Because we've already resolved all those consent items. We've resolved those."

**Mr. Davis** - "The 31 that I'm referring to are ongoing, not just the ones that are related to the --."

**Chairman Eaves** - "Ongoing? Okay. I will say that there is growing chatter in the community about accountability of the Jail and spending in the Jail. It's growing and to me we are not -- I'm not sure if it's management. I don't want to buy the argument that the people on our Jail, that the inmates are more violent than anyplace else, I don't want to necessarily buy that argument but it's just something's not quite adding up to me. All right. Let's vote."

**Clerk Massey** - "There's no motion."

**Chairman Eaves** - "Is there a motion?"

**Commissioner Edwards** - "Move approval."

**Chairman Eaves** - "Is there a second? A second by you?"

**Commissioner Garner** - "Second."

**Chairman Eaves** - "Second. All right."

**Commissioner Garner** - "I have a question. So just -- just hearing the conversation that we've just had about this, does there -- do we need ask someone from you department to work with our County -- with our Interim County Manager to sort of work through the issues that have been laid out here?"

**Mr. Davis** - "That would be me, ma'am. Yes."

**Commissioner Garner** - "That would be you?"

**Mr. Davis** - "Yes, ma'am."

**Commissioner Garner** - "Okay. And -- and, Mr. County Manager, that is what you're planning on doing?"

**Interim County Manager O'Connor** - "Yes, ma'am. I will work closely with him. Yes, ma'am."

**Commissioner Garner** - "Okay. Great. Thank you."

**Chairman Eaves** - "Well, just to add to that, I think with the organizational alignment of our government there was an intent to have somebody who's going to really be point on with the Justice system in particular and I just -- I just don't have a level of confidence in terms of what's being requested."

**Interim County Manager O'Connor** - "Yes, sir."

**Chairman Eaves** - "All right. Let's vote."

**Clerk Massey** - "On the. . . ."

**Commissioner Garner** - "The screen --."

**Clerk Massey** - "Oh, no screen?"

**Chairman Eaves** - "I'm not voting."

**Clerk Massey** - "It recorded you yea. Okay. On the motion to approve, that motion fails for a lack of four affirmative votes. Three yeas, one nay. Therefore, that item is held."

**Chairman Eaves** - "Next item."

**14-0842**     [Request approval of the lowest responsible bidder - Facilities & Transportation Services Department, Bid #14ITB93716C-DR, Landfill Solid Waste Disposal Service in the amount of \\$264,000.00 with Georgia Waste Systems, Inc., d/b/a Waste Management, Inc. \(Lake City, GA\) to provide landfill solid waste disposal services. Effective dates: January 1, 2015, through December 31, 2015, with two renewal options. \(APPROVED\)](#)

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Darnell, Garner, Edwards</b>
<b>Did not vote:</b>	<b>1 - Hausmann</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "#14-0842. Request approval of the lowest responsible bidder, Facilities and Transportation, to provide landfill solid waste disposal services."

**Commissioner Edwards** - "Move approval."

**Commissioner Pitts** - "Second."

**Commissioner Garner** - "Second."

**Chairman Eaves** - "Let's vote."

**Clerk Massey** - "On the motion to approve, that passes. Five yeas, zero nays."

**14-0843** [Request approval to renew existing contracts - Facilities and Transportation Services Department, RFP #13RFP90030K-DB - Standby Professional Services for Facilities Related Planning, Design, Engineering and Assessments - Mechanical, Electrical, Plumbing and Fire Protection Design, Services and Facility Assessments, in the total amount of \\$750,000.00 with \(A\) KHAIRA Engineering Consultants, Inc. \(Atlanta, GA\) in the amount of \\$250,000.00; \(B\) SL King & Associates, Inc. \(Atlanta, GA\) in the amount of \\$250,000.00; and \(C\) WileyWilson \(Atlanta, GA\) in the amount of \\$250,000.00 to provide standby professional services for mechanical, electrical, plumbing and fire protection services. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Pitts, Hausmann, Garner</b>
<b>Did not vote:</b>	<b>2 - Darnell, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0843.** Request approval to renew existing contracts, Facilities and Transportation, to provide standby professional services for mechanical, electrical, plumbing and fire protection services."

**Chairman Eaves - "Is there a motion to approve?"**

**Commissioner Garner - "So moved."**

**Chairman Eaves - "Second. Let's vote."**

**Clerk Massey - "The motion to approve passes. Four yeas, zero nays."**

**14-0844**     [Request approval to renew an existing contract - Facilities & Transportation Services Department, RFP #11RFP76742K-JD, Comprehensive Operation and Preventive and Predictive Maintenance Services for Fulton County Jail in the amount of \\$5,103,744.00 with Johnson Controls, Inc. \(Atlanta, GA\) to provide comprehensive operation and preventive and predictive maintenance services for Fulton County Jail. This action exercises the fourth of four renewal options. No renewal options remain. Effective dates: January 1, 2015 through December 31, 2015. \(HELD 10/15/14\)](#)

**A motion was made by Commissioner Edwards and seconded by Vice Chair Darnell to hold.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Hausmann, Garner, Edwards</b>
<b>Did not vote:</b>	<b>1 - Darnell</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Vice Chair Darnell requested staff to provide information indicating the number of contract awards to this vendor by this department over the last ten years for the specified services.**

**Mark Massey, Commission Clerk - "#14-0844.** Request approval to renew an existing contract, Facilities and Transportation, to provide comprehensive operation and preventive and predictive maintenance services for the Fulton County Jail."

**Chairman Eaves** - "I do want to get that data that you referenced in terms of the comparisons. I want to see it. Is there a motion to approve? Is there a motion to approve? Commissioner Garner."

**Commissioner Garner** - "So how is this different from what we just. . . ."

**Commissioner Edwards** - "Right."

**Commissioner Garner** - ". . . heard?"

**Ms. Felicia Strong-Whitaker, Director of Purchasing and Contract Compliance** - "If I may, Commissioner?"

**Commissioner Garner** - "Yes."

**Ms. Strong-Whitaker** - "The first one was an -- was for spending authority through fiscal year 2014. This is a renewal for 2015 -- for operations for 2015."

**Commissioner Edwards** - "Same company."

**Commissioner Garner** - "So the first one was for 2014. . . .?"

**Ms. Strong-Whitaker** - "Yes."

**Commissioner Garner** - ". . . and this is now for all of 2015 and --."

**Ms. Strong-Whitaker** - "This is for all of 2015."

**Commissioner Garner** - "And again, the amount that you have allocated here, this is the amount that you're anticipating?"

**Ms. Strong-Whitaker** - "Yes. This one includes the base cost of 298,692 per month for the base services and a contingency -- an owner control contingency for \$1,519,440 to cover the things as Mr. Davis described about capital and other unforeseens."

**Commissioner Garner** - "And we have that evidence in documentation?"

**Ms. Strong-Whitaker** - "Yes."

**Mr. Davis** - "Yes, ma'am. We've -- the issue for us as been that in previous years, for several years now we have not been funded at the full level of the contingency which is what resulted in the need for additional authority and funding this year. However, at the \$5.103 million level we will have all that we need to actually complete the year of 2015, base service as well as the planned projects and what historically has been our unexpected failure rate and we do have that documented."

**Commissioner Garner** - "Thank you."

**Chairman Eaves** - "Commissioner Edwards."

**Commissioner Edwards** - "Does Johnson Control have the entire contract for the Jail?"

**Mr. Davis** - "Yes, sir."

**Commissioner Edwards** - "Is there anybody else out there?"

**Mr. Davis** - "Oh. There's several contracts. They have about 20 --."

**Commissioner Edwards** - "I'm not talking about subs."

**Mr. Davis** - "You're not talking about subs?"

**Commissioner Edwards** - "No."

**Mr. Davis** - "No sir. There are -- there is a -- as the label says it is a comprehensive operation maintenance contract. They are the prime contractor for that contract."

**Commissioner Edwards** - "Okay."

**Chairman Eaves** - "Commissioner Darnell."

**Vice Chair Darnell** - "I'd like to know the number of contracts that have been awarded to this vendor in the last ten years for this particular department. I guess this is directed to the Purchasing Director. I don't expect you to have it with you now, but I'd like to get that information, the number of contract awards to this vendor within the last ten years for this particular service, this particular department. I am hopeful that the data will show that the legal and moral requirement we have to have an open competitive process for all of our contracts, whether they're comprehensive maintenance or comprehensive lemonade, will be confirmed by this data and notwithstanding a vendor may receive a contract for ten years for the same service nevertheless we can show that the process was open and competitive to all vendors. Thank you."

**Chairman Eaves** - "Is there a motion to hold this? Is there a motion to approve?"

**Commissioner Edwards** - "I'll make a motion to hold."

**Chairman Eaves** - "All right."

**Vice Chair Darnell** - "I'll second it."

**Chairman Eaves** - "All right. Let's vote. Commissioner Pitts -- I mean, Commissioner Edwards made the motion to hold? Two weeks?"

**Commissioner Edwards** - "Two weeks is fine."

**Chairman Eaves** - "Two weeks."

**Clerk Massey** - "The motion to hold passes. Five yeas, zero nays."

**14-0845** [Request approval to renew an existing contract - Facilities and Transportation Services Department, 13ITB87850C-DR, Natural Gas Services Provider in the total amount not to exceed \\$875,047.00 with Gas South, LLC \(Atlanta, GA\) to provide natural gas services for Fulton County facilities. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Vice Chair Darnell and seconded by Commissioner Edwards to approve.**

**The motion passed by the following vote:**

**Yeas:** 6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards  
**Absent:** 1 - Lowe

**Mark Massey, Commission Clerk - "#14-0845.** Request approval to renew an existing contract, Facilities and Transportation, to provide natural gas services for Fulton County facilities."

**Chairman Eaves - "Is there a motion to approve?"**

**Vice Chair Darnell - "Move approval."**

**Chairman Eaves - "Second. Let's vote. Second by Commissioner Edwards. Let's vote."**

**Clerk Massey - "The motion to approve passes. Six yeas, zero nays."**

**14-0846** [Request approval to renew an existing contract - Sheriff's Office, RFP #11RFP01272011A-CC Inmate Physical and Mental Health Services for the Fulton County Jail in the amount of \\$16,213,224.00, with Corizon, Inc. F/K/A Correctional Medical Services to provide physical and mental healthcare services. This action exercises the fourth of four renewal options. No renewal options remain. Effective dates: January 1, 2015 through December 31, 2015. \(HELD ON 10/15/14\)](#)

**A motion was made by Commissioner Garner and seconded by Commissioner Edwards to hold.**

**The motion passed by the following vote:**

**Yeas:** 6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards  
**Absent:** 1 - Lowe

**Chairman Eaves requested data to support that the services of the company has reduced recidivism.**

**Commissioner Garner requested information regarding the methods used to reduce the rate of recidivism be included in the data.**

**Mark Massey, Commission Clerk - "#14-0846.** Request approval to renew an existing contract, Sheriff's Office, to provide physical and mental healthcare services."

**Chairman Eaves** - "I just hit the queue, I'm not sure what happened to my name. So when this contract was first approved several years ago, and I know some of our colleagues have raised this issue already, but there was a case that was attempted to be made that it would -- their services would reduce recidivism. Is there any data that shows that the services of this company has reduced recidivism from 2011 or whenever this contract started to the present?"

**Mr. George Herrin** - "We haven't done any studies lately to show that there has been a decrease or increase. I can't provide that information to you."

**Chairman Eaves** - "All right. So wait a minute, you said there's not been any studies?"

**Mr. Herrin** - "No."

**Chairman Eaves** - "Okay. So how long do you think it'd take to do a study to -- a valid study, two weeks? A month?"

**Mr. Herrin** - "Probably a month."

**Chairman Eaves** - "All right. Number one. Number two, I've been here long enough now that this was -- originally there were two contracts, one for behavioral health, the other one for physical health, and the logic was one vendor providing both would be less and I think that there's been an -- has there been an increase in the amount of the award the past several years?"

**Ms. Felicia Strong-Whitaker, Director of Purchasing and Contract Compliance** - "No, Commissioner. Actually the previous vendor held both of those contracts. . . ."

**Chairman Eaves** - "I understand that."

**Ms. Strong-Whitaker** - ". . . when it was separate."

**Chairman Eaves** - "When it was separate though, but --."

**Ms. Strong-Whitaker** - "And these contracts have been less."

**Chairman Eaves** - "Okay. So when -- when whatever it was that company -- what was that amount, do you know offhand, say five years ago, four years ago?"

**Ms. Strong-Whitaker** - "Well, the last time they held the contract was in 2009 and at the time in 2009 their contract was \$15,840,614 and that was in 2009."

**Chairman Eaves** - "Which contract was that? What was the spending on that?"

**Ms. Strong-Whitaker** - "That was the previous contractor who held the --."

**Chairman Eaves** - "So it was two separate contract -- I mean, two separate -- so one vendor but the contracts were separate. Right?"

**Ms. Strong-Whitaker** - "They were separate."

**Chairman Eaves** - "Adding them together was \$15 million?"

**Ms. Strong-Whitaker** - "No. The 15 million would be just for the physical health."

**Chairman Eaves** - "Okay. So then the behavior health was more than that?"

**Ms. Strong-Whitaker** - "Yes."

**Chairman Eaves** - "Okay. So by consolidating this, this has been less? Just want to be clear."

**Ms. Strong-Whitaker** - "Yes."

**Chairman Eaves** - "Okay. So the past several years has the amount that we are allocating for this award been the same?"

**Ms. Strong-Whitaker** - "No, it has not. When we put the request out we asked for our -- their cost per year and this was a five-year contract. So --."

**Chairman Eaves** - "All right. So the first year, what was it?"

**Ms. Strong-Whitaker** - "The first year was \$14,181,000."

**Chairman Eaves** - "Second year was what?"

**Ms. Strong-Whitaker** - "\$14,641,000."

**Chairman Eaves** - "Is that an increase?"

**Ms. Strong-Whitaker** - "Yes."

**Chairman Eaves** - "Okay. Third year."

**Ms. Strong-Whitaker** - "The third year was \$15,142,000."

**Chairman Eaves** - "It's gone up?"

**Ms. Strong-Whitaker** - "Yes. And then last -- this year was \$15,667,000."

**Chairman Eaves** - "So every year it's going up? What's the --."

**Ms. Strong-Whitaker** - "Yes. It's about three percent."

**Chairman Eaves** - "Is that cost of living?"

**Ms. Strong-Whitaker** - "Yes. It's based on the consumer price index for medical services."

**Chairman Eaves** - "Okay. Do we know --."

**Ms. Strong-Whitaker** - "And this year --."

**Chairman Eaves** - "I'm sorry."

**Ms. Strong-Whitaker** - "I'm sorry. This year it's \$16,213,000."

**Chairman Eaves** - "All right. Has there been any increase in the number of people who have been served over that span of time or maybe you can collect that data if you don't have it? All right. But the main thing is, is that I just -- I think we were all sold on, and I remember the -- when the pitch was made, this is going to have an impact on recidivism, and I want to know whether it has had an impact on recidivism. Commissioner Darnell, Commissioner Hausmann."

**Vice Chair Darnell** - "I wanted to ask whether there may be a staff person who could give us information regarding the specific mental health services that are provided by this contract. What are the specific mental health service? We know that at one time a major portion of the services involved the distribution of psychotropic drugs. Are there any other types of mental health services that we receive in this \$16 million contract?"

**Mr. Harris** - "Yes, ma'am, there are. Along with the distribution of psychotropic medication there's also individual counseling, group therapy, the group therapy portion is what you specifically had asked about several years ago when we first put the contract back out. The staffing is available the problem is now that the availability of officers to stand guard and provide security while the group sessions are being conducted is not available. We just don't have enough officer staff to do it."

**Vice Chair Darnell** - "Right. Would it be correct to say that the core of the mental

health program at the Jail though is the distribution of psychotropic drugs?"

**Mr. Harris** - "That is the major portion and from that follows follow-up, individual counseling which each inmate who is on medication and some of those that are not on medication as ordered by the psychiatrist."

**Vice Chair Darnell** - "What percent of the \$16 million contract is for mental health services would you estimated based upon historic data that you have in your record?"

**Mr. Harris** - "About a third -- 33 percent, about a third."

**Vice Chair Darnell** - "One third?"

**Mr. Harris** - "Yes, ma'am."

**Vice Chair Darnell** - "All right. It has been said by mental health professionals that the Fulton County Jail is the largest mental health facility in -- in the State. Do -- based upon the information that you have and the data that you have about this contract, I'd be interested in your opinion from the vantage point of the -- of this contract, is that statement sort of an overstatement or just tell us what you think? Is that an overstatement that the largest mental health facility in this State is over there on Rice Street?"

**Mr. Harris** - "I would agree wholeheartedly with that -- with that statement. Part of the issue is once individuals enter the Jail and they are uncooperative or decide that they don't normally want to take medication we have to hold those individuals. They may not meet criteria to be admitted to Georgia Regional Mental Health Hospital for inpatient treatment and they may not meet criteria for forced medication. So we are forced to hold those individuals otherwise in the free world they would go to an emergency facility."

**Vice Chair Darnell** - "I -- just this comment, I think it's perhaps unfair to ask this County to provide mental health services at this facility with any expectation that we're doing any more than regulating behavior and I'm going to be talking to some of the mental health professionals that we have here, we have some of the best here in Fulton County, and ask them to give us another name for what we're doing at the Jail in passing out these psychotropic drugs so people will be quiet. Because we're not doing mental health nor is this necessarily the environment where we can, you know. But it's unfair to ask, I think, the department, this government, you know, say you're doing mental health, why are you paying this company \$16 million? Well, they're providing mental health services. I want to ask mental health professionals whether that's the case. Is there any kind of assessment done of an inmate when they're coming in. . . ."

**Mr. Herrin** - "Yes, ma'am."

**Vice Chair Darnell** - ". . . in this area?"

**Mr. Herrin** - "Yes, ma'am. The assessment includes an initial screening to determine whether the individual was homicidal or suicidal. And there's also a screening to determine whether that individual has had any hospitalization for mental health issues and if there's a need for a higher level of evaluation to determine if there are any serious mental illness that needs to be treated."

**Vice Chair Darnell** - "I'm just not so sure that we're on the right track in expecting incarceration, expecting the Jail, you know, to be the dumping ground for the mental health problems in this community. I don't think we're being fair. However, there are some correctional institutions in the country, we'll talk about this another time, that they're sort of taking a little different approach to paying 16 -- \$17 million to pass out drugs, you know. But I personally think it's unfair, you know, to say well we've locked up 3,000 people and we're providing mental health services. At some point those of us who have taken an oath to be sensitive to what the real needs are for communities, you know, we got to stop playing around with this right here. What kind of mental health services, what kind of group therapy really can mental health professionals do in a jail? We got to stop playing around. It not only has financial implications but I think -- think it's cutting into our moral authority and say what you will or may, once government or any institution loses their moral authority it's just a slippery slope. We're asking the Jail to do everything. They can't do it. Just lock 'em up, lock 'em up and we all run around talking about vote for me, I locked 'em up. A mental institution that's what you got there on Rice Street. That's District 5. Thank you."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "Ms. Strong-Whitaker, I thought I heard you say that mental was not included in this contract. Did I mishear you?"

**Ms. Strong-Whitaker** - "No -- no. We were talking about when the contracts were separate."

**Commissioner Hausmann** - "Okay. So that was previously?"

**Ms. Strong-Whitaker** - "Yes. Previously the contracts -- there was a separate contract for mental health services and a separate contract for physical health services."

**Commissioner Hausmann** - "Okay. I'm not sure what sort of data requirements or reporting requirements are in the current contract but as this is the final year of this contract it'll be going back out for bid. Correct?"

**Ms. Strong-Whitaker** - "Correct."

**Commissioner Hausmann** - "I would like to know if they have in fact complied with our request in the original contract for the day that it was requested earlier? I know we did talk about it. So if it wasn't in the contract or the RFP it certainly needs to be in the

future so that we will know and have a good assessment of how we're doing in this area rather than having to wait to ask questions when we're trying to renew a contract."

**Ms. Strong-Whitaker** - "Okay. There was some performance measures in the initial contract. I will go back and check to see exactly what those were. I'm not sure about the recidivism part of it, but I will go back and check to make sure. And this will be a great opportunity for us to get everyone's thoughts and ideas about the solicitation to go out next year for 2016."

**Commissioner Hausmann** - "Well, that brings up another question or point, Mr. Manager. As we're doing these contracts and the renewals, if there are reporting requirements I would hope that we are doing that on an ongoing basis without having to ask. That should just be normal business operations if we have it in our contracts."

**Mr. Patrick O'Connor, Interim County Manager** - "Yes, ma'am."

**Commissioner Hausmann** - "Okay. So if you could make sure of that. Thank you."

**Chairman Eaves** - "Commissioner Garner."

**Commissioner Garner** - "Yes. I -- I'd just like to add the Chairman had mentioned the recidivism rate being reduced as a part of this contract, so I know that you're going to bring back some analysis on -- or the statistics on whether or not that actually happened, I would like to see included in that the methods that you have been using to reduce the rate of recidivism. That's my request. Thank you."

**Chairman Eaves** - "Is there willingness to hold this item?"

**Commissioner Edwards** - "Yes."

**Chairman Eaves** - "Two weeks?"

**Commissioner Garner** - "So moved. Second."

**Commissioner Edwards** - "Second."

**Chairman Eaves** - "Hold the item for two weeks? Second by Commissioner Edwards. Let's vote."

**Clerk Massey** - "The vote is open on the motion to hold. That passes. Five yeas -- six yeas, zero nays."

**14-0847**     [Request approval to renew a contract - Sheriff's Office, RFP #12RFP83455B-BL - Inmate Food Service and Related Food Service Operations, in the amount of \\$3,568,495.50 with Aramark Correctional Services, LLC \(Atlanta, GA\) to provide inmate food services to the inmates housed at the Fulton County Jail, Alpharetta Jail, Marietta Annex and the South Fulton Municipal Regional Jail. This action exercises the second of three renewal options. One renewal option remains. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Chairman Eaves and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Hausmann, Darnell, Garner</b>
<b>Did not vote:</b>	<b>2 - Pitts, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0847.** Request approval to renew a contract, Sheriff's Office to provide inmate food services to inmates housed at the Jail."

**Chairman Eaves -** "Is there a motion to approve? So moved."

**Commissioner Garner -** "So moved. Second."

**Chairman Eaves -** "Let's vote, Commissioners."

**Clerk Massey -** "On the motion to approve, that motion passes. Four yeas, zero nays."

**14-0848**    [Request approval to renew an existing contract - Finance Department, Bid #13ITB88428C-MT, Printing and Mailing Water and Sewer Bills in the amount of \\$197,100.00 with Cash Cycle Solutions, Inc. \(Charlotte, NC\) to provide printing and mailing services of water and sewer bills. This action exercises the first of two renewal options. One renewal option remains. Effective Date: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0848.** Request approval to renew an existing contract, Finance, to provide printing and mailing services of water and sewer bills."

**Commissioner Garner - "So moved."**

**Chairman Eaves - "Second. Let's vote, Commissioners."**

**Clerk Massey - "The motion to approve passes. Six yeas, zero nays."**

**14-0849**    [Request approval to renew existing contracts - Finance Department \(Risk Management\), RFP #12RFP84430C-DR, Life and Disability and Broker Services, in the amount of \\$120,000.00 with Resurgens Risk Management/Willis of Georgia, a Joint Venture \("RM/Willis"\) \(Atlanta, GA\) to provide life and disability insurance broker services. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Chairman Eaves and seconded by Commissioner Edwards to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Hausmann, Darnell, Edwards</b>
<b>Did not vote:</b>	<b>2 – Garner, Pitts</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0849.** Request approval to renew existing contracts, Risk Management, to provide life and disability insurance broker services."

**Chairman Eaves -** "Move approval. Is there a . . ."

**Commissioner Edwards -** "Second."

**Chairman Eaves -** ". . . second. Let's vote. Second by Commissioner Edwards."

**Clerk Massey -** "The motion to approve passes. Four yeas, zero nays."

**14-0850**     [Request approval to renew existing contracts - Finance Department \(Risk Management Division\), RFP #13ITB86303C-DR, Automobile Physical Damage/Appraisal Services in the amount of \\$50,000.00 with Clear Appraisal \(Smyrna, GA\) to provide automobile physical damage appraisal services. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Darnell, Garner, Edwards</b>
<b>Did not vote:</b>	<b>2 - Pitts, Hausmann</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0850.** Request approval to renew existing contracts, Risk Management, to provide automobile physical damage appraisal services."

**Commissioner Edwards -** "Move approval."

**Chairman Eaves -** "Second."

**Commissioner Garner -** "Second."

**Chairman Eaves -** "Second by Commissioner Garner. Let's vote."

**Clerk Massey -** "The motion to approve passes. Four yeas, zero nays."

**14-0851**     [Request approval to renew an existing contract – Department of Water Resources, #14ITB0356K-NH, 2014 Standby Miscellaneous Construction – Water System Services, in the total amount of \\$3,000,000.00 with \(A\) Wade Coots Company, Inc., \(Austell, GA\) in the amount of \\$1,520,106.73; and \(B\) Site Engineering, Inc. \(Atlanta, GA\) in the amount of \\$1,479,893.27 to provide construction services on an as needed basis. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Commissioner Hausmann to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Hausmann, Darnell, Garner</b>
<b>Did not vote:</b>	<b>1 - Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0851.** Request approval to renew an existing contract, Water Resources, to provide construction services."

**Commissioner Garner - "So moved."**

**Chairman Eaves - "Second."**

**Commissioner Hausmann - "Second."**

**Chairman Eaves - "Second by Commissioner Hausmann. Let's vote."**

**Clerk Massey - "The motion to approve passes. Five yeas, zero nays."**

**14-0852** [Request approval to renew an existing contract - Department of Water Resources, Bid# 13ITB11156ACJC, Water Meter Boxes and Valve Boxes, in the amount of \\$125,417.50 with Ferguson Waterworks, \(College Park, GA\) to provide water meter boxes and valve boxes. This action exercises the second of two renewal options. No renewal option remains. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Hausmann and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Pitts, Hausmann, Garner</b>
<b>Did not vote:</b>	<b>2 - Darnell, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0852.** Request approval to renew an existing contract, Water Resources, to provide water meter boxes and valve boxes."

**Commissioner Hausmann - "Move to approve."**

**Commissioner Garner - "Second."**

**Chairman Eaves - "Let's vote, please."**

**Clerk Massey - "On the motion to approve, that passes. Four yeas, zero nays."**

**14-0853** [Request approval to renew an existing contract - Department of Health & Wellness, 13RFP84391C-DR, Fulton County Animal Services, in the amount of \\$2,400,000.00 with LifeLine Animal Project, Inc., \(Avondale Estates, GA\) to provide animal services. This action exercises the second of four renewal options. Two renewal options remain. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Commissioner Hausmann to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0853.** Request approval to renew an existing contract, Health and Wellness, to provide animal services."

**Commissioner Garner - "So moved."**

**Commissioner Hausmann - "Second."**

**Chairman Eaves - "Let's vote, please."**

**Clerk Massey - "The motion to approve passes. Six yeas, zero nays."**

**14-0854**    [Request approval of a statewide contract - Health and Wellness, SWC90806, Facility Maintenance Services in the amount of \\$97,648.50 with Carter Global Lee \(CGL\) Facility Management, LLC \(Fayetteville, GA\) to provide facility maintenance services for the Fulton County Animal Control Services facility. Effective November 1, 2014 through October 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Commissioner Hausmann to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Hausmann, Garner, Edwards</b>
<b>Did not vote:</b>	<b>1 - Darnell</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0854.** Request approval of a statewide contract, Health and Wellness, to provide facility maintenance services for the Fulton County Animal Control Services facility."

**Commissioner Garner - "So moved."**

**Commissioner Hausmann - "Second."**

**Commissioner Edwards - "Second."**

**Chairman Eaves - "Let's vote."**

**Clerk Massey - "The motion to approve passes. Five yeas, zero nays."**

- 14-0855** [Request approval to renew an existing contract - Department of Information Technology, RFP #12RFP84143YB-TR for Oracle Licenses and Oracle DBA, SQL and UNIX Administrative Support in the amount of \\$1,100,000.00 with Consilium Consulting, Inc. \(Roswell, GA\) to provide Oracle licensing, server and database administrative services. This action exercises the second of four renewal options. Two renewal options remain. Effective dates: January 1, 2015 through December 31, 2015.](#)  
**(REMOVED ON 10/15/14)**

**REMOVED FROM THE AGENDA AS REQUESTED BY THE COUNTY MANAGER.**

- 14-0856** [Request approval to renew existing contracts – Internal Audit, Bid# 11RFP05242011C-MT, Financial Collection Services a revenue generating contract with \(A\) Linebarger Goggan Blair & Sampson, LLP \(Dallas, TX\); \(B\) Gila d/b/a Municipal Services Bureau \(Austin, TX\); and, \(C\) Penn Credit Corporation \(Harrisburg, PA\) to provide financial collection services. This action exercises the third of three renewal options. No renewal options remain. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "#14-0856. Request approval to renew existing contracts, Internal Audit, to provide financial collection services."

**Commissioner Edwards** - "Move approval."

**Commissioner Garner** - "Move approval. Second."

**Chairman Eaves** - "Second by Commissioner Garner. Let's vote."

**Clerk Massey** - "The motion to approve passes. Five yeas -- yea? Six yeas, zero nays. Yea vote for Commissioner Pitts."

**14-0857**    [Request approval to renew existing contracts - Housing and Human Services, RFP #11RFP03312011A-DR, Human Service Transportation in the amount of \\$5,390,941.84 with MV Contract Transportation, Inc. \(Atlanta, GA\) to provide transportation services for the Aging and Behavioral Health programs. This action exercises the fourth of four renewal options. No renewal options remain. Effective dates: January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Darnell, Garner, Edwards</b>
<b>Did not vote:</b>	<b>1 - Hausmann</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0857.** Request approval to renew existing contract, Housing and Human Services, to provide transportation services for the aging and behavioral health programs."

**Chairman Eaves - "Is there a motion to approve?"**

**Commissioner Garner - "So moved."**

**Chairman Eaves - "Second. Let's vote."**

**Commissioner Garner - "I have a question."**

**Chairman Eaves - "Commissioner Garner."**

**Commissioner Garner - "Yes. Good morning. Do we have customer satisfaction ratings for this service? Are we keeping track of that?"**

**Ms. Sheila Benefield, Interim Director for Aging and Youth Services - "Good morning, Commissioners. Sheila Benefield, Interim Director for Aging and Youth Services. Yes. We do have a process for assessing customer service satisfaction. We've implemented a weekly meeting process where we evaluate all activity for that week in addition to looking at our response time, the pickup times and feedback from the participants."**

**Commissioner Garner - "And based on that your recommendation -- you're satisfied with the service?"**

**Ms. Benefield** - "Yes, ma'am. We're very satisfied with the service. This particular vendor has made tremendous improvement over the last vendor, and the staff has reported to me that we've -- have not had really any complaints that amount to any significant value. However, we did have one automobile accident. It did not result in any injuries and it was at no fault of the vendor."

**Commissioner Garner** - "Thank you."

**Ms. Benefield** - "You're welcome."

**Chairman Eaves** - "Commissioner Darnell."

**Commissioner Edwards** - "I was in there, too."

**Vice Chair Darnell** - "I think it's going to be very helpful to us, Mr. O'Connor, as we go into the budget period to look at the data that the department has developed relating to the demand in this area and the supply of funds. This program includes something that was once called demand response but where eligible -- eligible clients can make reservations and receive transportation for their medical appointments. There is some preliminary data that suggests that this is being interpreted as a service for the entire County and the funds that are in this contract do not come close to responding to the need in this -- in this area. People are now making reservations, and staff can correct me if I'm wrong, two months in advance of a doctor's appointment. Waiting lists are so long until some people have interpreted them to be no waiting lists. And during the budget period I would hope that we would have an opportunity as a Board to look at what are the reasonable goals with respect to this demand response program. I also think that we will need to look at the kinds of training and stipends which the contractor provides for drivers and other staff. The department also is reviewing, based on information I received, they are looking at a total assessment of the system. This has been underway for several months proceeding Ms. Benefield. In terms of this kind of system, you know, do we have the most -- best practices? I think is what you all use, the best practices which of course would include accountability. We receive weekly reports. I'm very pleased with the relationship that exists on a regular basis with Aging staff and this contractor. But this contract has to be administered. It has to be administered. It's not about coming down here on renewal date and I'm looking forward to continuing information from the County Manager and his staff. The comments and concerns that I hear are extremely positive. At least we're not putting back in to service broken down vans that our own inspectors have said should be pulled from the street. We did that two or three years ago and a lady fell in one of them that was put back in service and had to go to a hospital, member of the Adult Day Program, had to -- had a gash, when we were told that that bus was out of service. We don't have that. We don't have those kinds of situations anymore. But I'm looking forward to the budget period where we can look at these systems -- these systems issues as well as do we really have reasonable goals, attainable goals that meet our standards of excellence? I think that's, of course, applies to all departments but this department has been working on -- on the answers to these questions for some time. Thank you."

**Chairman Eaves** - "Commissioner Edwards."

**Commissioner Edwards** "Yes. Ms. Benefield, I just want to -- me and my staff to get with you. Of course some of -- some of the complaints that we get may have some direct influence by what Commissioner Darnell said and I don't want to say one person is doing a bad job, but I just to get with you all and talk about some of the issues that we have gotten in the office."

**Ms. Benefield** - "Yes, sir."

**Chairman Eaves** - "Let's vote, please."

**Clerk Massey** - "On the motion to approve, that motion passes. Five yeas, zero nays."

**14-0858**     [Request approval of the lowest responsible bidder - Police Department, Bid #14ITB93889B-TR, Automobile Repair Services - South Fulton in the amount of \\$300,000.00 with Moon's Service Center \(Mableton, GA\) to provide automobile repair services for police vehicles for one year, with the option to renew for two additional one year renewal periods. Effective January 1, 2015 through December 31, 2015. \(APPROVED\)](#)

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "#14-0858. Request approval of the lowest responsible bidder, Police Department, to provided automobile repair services for police vehicles."

**Chairman Eaves** - "Is there a motion to approve?"

**Commissioner Edwards** - "So moved."

**Chairman Eaves** - "Second. Let's vote."

**Clerk Massey** - "The vote is open. That motion passes. Five yeas -- yea vote?"

**Commissioner Garner** - "Yes."

**Clerk Massey** - "Six yeas, zero nays."

**14-0859**    [Request approval of a recommended proposal – State Court, RFP #14RFP93286A-CJC, E-Filing System with Tyler Technologies \(Plano, TX\) to provide an integrated electronic filing system for all case types within the jurisdiction of State Court, Magistrate Court, Superior Court and Probate Court effective upon execution of contract for five years with one renewal option. This is a revenue generating contract. \(APPROVED\)](#)

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Hausmann, Garner, Edwards</b>
<b>Did not vote:</b>	<b>1 - Darnell</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0859.** Request approval of a recommend proposal, State Court, to provide an integrated electronic filing systems for all case types within the jurisdiction of State Court, Magistrate Court, Superior Court and Probate Court."

**Commissioner Edwards - "Move approval."**

**Commissioner Pitts - "Second."**

**Commissioner Garner - "Second."**

**Chairman Eaves - "Commissioner Hausmann. Second by Commissioner Garner."**

**Commissioner Hausmann - "First of all, this is good news. I know that there'll be a lot of happy lawyers and folks in the community of this one. Is this compatible with the system we just -- the case management system that we just implemented?"**

**Cicely Barber, State Court - "Good morning. Cicely Barber, State Court and Court Administrator and Chief Clerk. Yes, it is. It's with the same vendor as Odyssey so it will be a completely integrated system."**

**Commissioner Hausmann - "Great. Thank you."**

**Chairman Eaves - "Let vote, please."**

**Clerk Massey - "The motion to approve passes. Five yeas, zero nays."**

**14-0860** [Request approval to amend an existing contract, Atlanta–Fulton Public Library System, RFP #11RFP78733K-NH, Wayfinding Design Services for the Atlanta-Fulton County Library Capital Improvement Program, Phase I with Stanley Beaman & Sears, Inc. \(Atlanta, GA\) in the amount of \\$15,000.00 to provide Wayfinding Services required to complete the Library Program due to slippage of the program schedule. Effective upon BOC approval. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>5 - Eaves, Pitts, Hausmann, Garner, Edwards</b>
<b>Did not vote:</b>	<b>1 - Darnell</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0860.** Request approval to amend an existing contract, Public Library System, to provide Wayfinding Services required to complete the Library Program due to slippage."

**Chairman Eaves - "Is there a motion to approve?"**

**Commissioner Garner - "So moved."**

**Chairman Eaves - "Second. Commissioner Edwards."**

**Commissioner Edwards - "Is this something that we could not do in our sign department?"**

**Mr. Al Collins, Assistant Director of Libraries - "Good morning, Commissioners. Al Collins, Assistant Director for the Library System -- Library projects. I'm sorry. This is a continuation of the contract that we have with our wayfinding consultant. It's really to add the -- the signage that's necessary for -- for the South Fulton parking deck that was not initially a part of that program, as well as to allow them to do their construction on the projects that have slipped. It's -- we have a number of projects, South Fulton and Southeast that have slipped due to scheduling."**

**Commissioner Edwards - "All right. Let me make sure I understand you. What you mean slipped?"**

**Mr. Collins - "Well, these -- I'm sorry. Anne just reminded me of your specific question."**

**Commissioner Edwards - "Yeah."**

**Mr. Collins** - "The sign shop probably cannot do the work in a manner that's consistent with all the signage and all the libraries that we have. That's what we're working to achieve, a consistency in all the signage for all the Libraries."

**Commissioner Edwards** - "Is this signage one that's on the property or is it signage leading to the property?"

**Mr. Collins** - "This is signage that's within the buildings. It's on the property."

**Commissioner Edwards** - "Okay. So it's -- it's decorative ornamental signs?"

**Mr. Collins** - "It is in some cases. It's informational signage that'll be above the information desks. It's signage that'll be alongside the doors for each of the spaces within the buildings. It's that kind of signage."

**Commissioner Edwards** - "See my problem with this is that we have other facilities in Fulton County where our sign people consistently do way-find signage, the Wolf Creek Amphitheater, South Fulton Tennis Center, you know. All of that signage was done, you know, by our people and I just don't know if -- have you talked to them about doing a signage that could be put into our Libraries?"

**Mr. Collins** - "We have not talked with our Signage Department, Wyvern Bodrum. We have, Commissioner, as you might recall, we designed a signage package for each of the Libraries which is what the -- the way-finding consultants role was for this program from the beginning that's consistent for all ten of the Libraries. That's part of the Phase One program."

**Commissioner Edwards** - "Does this contract include repair or replace. . . ."

**Mr. Collins** - "It does not."

**Commissioner Edwards** - ". . . damage?"

**Mr. Collins** - "It does not."

**Commissioner Edwards** - "See that's what I'm talking about. You know over the long run this contract in more than what we say and where we're at a disadvantage -- I'll give you a classic example. We got several subdivisions in South Fulton County where we've had -- we've allowed the developers to put in ornamental signs, stop signs. Now that those stop signs are faded and worn out and we cannot go back in as a County and put in that same kind of stop sign. So I'm just saying that it looks nice and cute but we've done some nice things in Wyvern's department, too. But it looks nice and cute but it's only going to look nice and cute for a minute and then for whatever reason you have to replace it then we've got to go back out, Mr. Manager, and -- and pay fees for these beautiful ornamental-type of signs. I just have a problem with that and I've just seen the signs on our other facilities. We don't have that kind of signage in here, you

know, and this is the Fulton County building. So it's more than 15,000. Over the long run, you know, we're going to be replacing signage."

**Mr. Collins** - "A good deal -- majority of the signage is -- is designed to be updated. So for example, if you change the range on a -- some of the bookshelves the user can do that. The sign -- the signage is designed to allow that to happen, so on a regular basis it could be updated."

**Commissioner Edwards** - "It's just my personal opinion."

**Mr. Collins** - "Sure."

**Commissioner Edwards** - "I know it looks nice and everything, guys, but you know over the years we're going to have to continue to replace, repair or whatever we have to do."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "Hi there."

**Mr. Collins** - "Hi there."

**Commissioner Hausmann** - "I am a little concerned about the slippage in general I guess because we were behind and we have adjustment in this area, we can expect an adjustment in other areas?"

**Mr. Collins** - "Actually, not. This is I think -- we -- we have made some adjustments to some of the architects and I believe this to be -- we're finalizing all of that with this one."

**Commissioner Hausmann** - "Well, we've talked about this many, many times as you know, about staying on schedule and the fact that when we get behind it can cost us more money."

**Mr. Collins** - "Absolutely."

**Commissioner Hausmann** - "I think that we need to make sure that we are aggressively working to stay on our schedule. I'm a little concerned about the Alpharetta project specifically -- can't even speak today. But I would like an update on where we are with our schedule with all of the projects and if there's going to be additional costs associated. So just so we know what to expect."

**Mr. Collins** - "We certainly can."

**Chairman Eaves** - "All right. Let's vote, please."

**Clerk Massey** - "On the motion to approve, that passes. Five yeas, zero nays."

**Chairman Eaves** - "Commissioners, you want to recess? We'll recess for Closed Executive Session for litigation, real estate and personnel purposes."

(Whereupon, the meeting broke for Executive Session for personnel, litigation and real estate from 12:51 p.m. to 1:36 p.m.)

## **COMMISSIONERS' ITEMS - UNFINISHED BUSINESS**

### **Commissioners' Action Items**

**14-0798**    [Request approval of a Memorandum of Understanding between Fulton County and the Republic of Cote d'Ivoire. \(Eaves\) \(HELD ON 10/1/14 AND 10/15/14\)](#)

**14-0809**    [Request approval of a Resolution encouraging the management of the Atlanta Symphony Orchestra and the Atlanta Symphony Orchestra's Players Association to continue negotiations to reach an agreement and to end the lockout. \(Pitts/Garner\) \(Cross Reference item #14-0689\) \(HELD ON 10/1/14 AND 10/15/14\)](#)

**Chairman Eaves** - "I'd like to call the Fulton County Board of Commissioners meeting back to order. Mr. Clerk, if you can sound the next item, please."

**Mark Massey, Commission Clerk** - "Mr. Chairman and members of the Board, you're at the bottom of page 12. **#14-0809**. It's a Resolution sponsored by Commissioner Pitts and Commissioner Garner. Request approval of a Resolution encouraging the management of the Atlanta Symphony Orchestra and the Atlanta Symphony Orchestra's Players Association to continue negotiations to reach an agreement and to end the lockout."

**Commissioner Pitts** - "Mr. Chairman, what have you all -- we had a call this morning. They are still -- they're in mediation now and asked us to continue to hold. And so -- if that's the case, I have no objection because they're in mediation so whatever the Board would like to --."

**Chairman Eaves** - "We can hold it."

**Clerk Massey** - "Okay."

## COMMISSIONERS' ITEMS - NEW BUSINESS

### Commissioners' Action Items

**14-0861**     [Request Approval of a Resolution expressing support for the "My Brother's Keeper Community Challenge". \(Eaves/Edwards/Garner\) \(APPROVED\)](#)

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>4 - Eaves, Darnell, Garner, Edwards</b>
<b>Did not vote:</b>	<b>2 - Pitts, Hausmann</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "Page 13. Commissioners' Action Items. **#14-0861**. Request approval of a Resolution expressing support for the My Brother's Keeper Community Challenge. This item is cosponsored by Chairman Eaves, Commissioner Garner and Commissioner Edwards."

**Chairman Eaves** - "I want to thank Commissioners Garner and Edwards for joining me on this Resolution. This is really a response to a call by President Obama, the Obama administration calling on governments to focus in on the plight of boys and men of color and asking for governments to come up with a strategy to address many issues of disparities along educational, employment, health care disparity lines as well as the over proportion or disproportion -- high disproportion number of people of color boys -- men of color, boys and men of color in the criminal justice system. And so this Resolution calls for the County Manager to convene a meeting of stakeholders in coming up with a plan. So is there --."

**Commissioner Edwards** - "So move."

**Chairman Eaves** - "Second."

**Commissioner Garner** - "Second."

**Chairman Eaves** - "A second by Commissioner Garner. Any discussion? Let's vote."

**Clerk Massey** - "The motion to approve passes. Four yeas, zero nays."

**14-0862**    [Request approval of a Resolution authorizing the use of wearable body cameras for police officers in the Fulton County Police Department to encourage Municipalities within Fulton County to consider wearable body cameras for their police officers; and other purposes. \(Pitts\) \(FILED ON 10/15/14\)](#)

**FILED AS REQUESTED BY COMMISSIONER PITTS.**

**Mark Massey, Commission Clerk** - "#14-0862. Request approval of a Resolution authorizing the use of wearable body cameras for police officers in the Fulton County Police Department to encourage municipalities within Fulton County to consider wearable body cameras for their police officers and for other purposes. This item is sponsored by Commissioner Pitts."

**Commissioner Pitts** - "Other than asking other municipalities to follow suit Chief Jones and Chief Stiles seem to be on top of this so I'm not even sure that it's necessary now, but I would like to ask Chief Stiles to give us an update on where they are, because what I heard this morning is that they're already considering this, have done a lot of the leg work from an investigation point of view and so forth. So if you would -- so it may not even be necessary to have a legislation if you all are on top of it."

**Chief Gary Stiles** - "Thank you, Commissioner. Good afternoon. The issue of cameras and the technology used by law enforcement both in car and body cameras is something that Chief Jones and I have been actively investigating for quite some time now. We are in the process of testing and evaluating a couple of different company's products as far as body cameras. We've completed our testing and evaluation as far as the most modern and efficient in car dash cameras, which we feel both of them complement each other. Neither one of them give you the entire picture. So if you eliminate one phase, then you're missing something else. So yes, I guess the short answer, Commissioner, is we're very much in favor of this technology and we are on top of it."

**Commissioner Pitts** - "So that being the case, we can just file the legislation would be the -- to take it off if you're all are already doing it and then just let -- once you have your research maybe share it with other departments. I'm making an assumption that other departments are also looking at it. That may not be a correct assumption, but if we're doing the work, you know, I think you all are doing a good job if you are."

**Chairman Eaves** - "So you're filing it?"

**Commissioner Pitts** - "It's filed, yes."

**Chairman Eaves** - "All right. Commissioner Garner, Commissioner Edwards do you care to --."

**Commissioner Edwards** - "I -- no, I'm fine. I just want to, you know, that's a part of their enhancements to their budget is the body cameras, so I don't know what we're doing. But it is a part of the enhancement."

**Chief Stiles** - "Yes, sir. It is."

**Commissioner Garner** - "That was actually my question too. Have we looked at the financial impact that this will bring on your budget."

**Commissioner Edwards** - "Right."

**Chief Stiles** - "Yes, Commissioner, and it -- there is a significant financial impact mainly due to the back end infrastructure that's necessary to comply with state and federal regulations as far as the retention and storage of the data itself."

**Commissioner Garner** - "Thank you."

**Chairman Eaves** - "All right. Thanks, Chief Stiles."

**Commissioner Garner** - "So are we removing this?"

**Chairman Eaves** - "It's filed."

**Commissioner Garner** - "Okay."

**Chairman Eaves** - "Next item."

**Mark Massey, Commission Clerk** - "#14-0864 --."

**Vice Chair Darnell** - "Excuse me, Mr. Chair. I was in the queue. Did you all finish?"

**Chairman Eaves** - "You're correct. You're right. Commissioner Darnell."

**Commissioner Garner** - "I'm done."

**Vice Chair Darnell** - "Okay. I just wanted to say before we left that item, do I understand that the department is conducting an analysis of this issue about body cameras? Did I understand that, that you all are conducting a study of this use of body cameras?"

**Chief Stiles** - "Yes, Commissioner. We've been in that process for most of this year. And we're hoping to have it completed before the end of this year."

**Vice Chair Darnell** - "All right. Thank you. Excuse me if I missed that. Thank you. I think that that would be necessary to get the recommendation from the department for our consideration. Thank you."

**Chairman Eaves** - "All right. Next item."

**14-0863**     [Request approval of a Resolution to approve the Arts Council Contracts for Services recommendations. \(Eaves\) \(REMOVED ON 10/15/14\)](#)

**REMOVED FROM THE AGENDA AS REQUESTED BY CHAIRMAN EAVES.**

### **Commissioners' Discussion Items**

**14-0864**     [Report of Board representative to the Invest Atlanta Board of Directors. \(Darnell\) \(PRESENTED\)](#)

**Mark Massey, Commission Clerk** - "**#14-0864**. Report of Board representative to the Invest Atlanta Board of Directors. This item is sponsored by Vice Chair Darnell."

**Vice Chair Darnell** - "Yes. Thank you. The Board of Commissioners requested additional information with respect to the status of the Westside TAD, Tax Allocation District project. And as I recall Mr. Edwards was particularly interested in a project which was funded by the TAD which is called Westside Historic Village. And we made some inquiries for the records that relate to the Historic Westside Village, but at the same time, and the Clerk is distributing this information to you now. I asked Invest Atlanta to make available to us a complete report with respect to projects that have been planned, completed and in progress with respect to the Westside TAD for the year 2009 through year 2014. And what you will be able to see from this information is not only the project cost and status of the Westside Historic Village, which is the project directly across from the old Paschal's, but you will also see a list of other projects including Fulton County's Neighborhood Union Health Center which were funded in part by Westside TAD funds. Some of you may recall at that time that the renovation of the Neighborhood Union Health Center was made possible because of the support of Fulton County in addition to the Westside TAD. But you will also find other information on this sheet as well, because it does deal with all projects funded by the in whole or in part by Westside TAD, I thought it might be helpful to the Board and to the public to look at all of the categories of funding. You will notice that the Historic Westside Village project comes under a category called the Neighborhood Fund. The Neighborhood -- yeah, that's what it is, The Neighborhood Fund. The interesting thing about the Neighborhood Fund is that there are no affordable housing requirements for projects in that group. But the other categories are the Westside Better Buildings Challenge. There is a Westside Special Fund. There is a Westside Downtown Façade

Improvement Grant. And with respect to all of the projects that are listed in those categories you will have information regarding the number of housing units if any, the number of affordable units if any, retail office, hotel rooms, structured parking and the percent of TAD funding to the project cost. That information is available for all projects including the Neighborhood Fund from 2009 to 2014. I would like to review with you questions or clarifications that you may have regarding this particular document, because for an example I found it interesting to compare the project cost that compare TAD funding versus total project cost for the projects that are in the neighborhood fund in comparison with those that are in for example the Downtown Façade Improvement District. Also this sheet includes the projects that were funded by the 2008 Bond Issue. TAD money was also used to support major projects such as the Center for Civil and Human Rights, the Technology Enterprise Park. All of these are projects where the total project cost is significant and TAD funding also was significant. So I have this information available for you with respect to Westside TAD funding. I will have more information for you as it develops with respect to what the projected, what the projected funding will be or is with respect to the TAD program of Invest Atlanta. You will recall the last Month I presented to the Board information that had been developed by an outside consultant with respect to his projects of which TADs, TAD by TAD, which TADs had the -- well, let's put it this way. He projected the use of TAD dollars by TAD in the next five years. And some TADs have been evaluated as being not really good projected sources for the next few years. Westside TAD, however, is the TAD now that has the dollars for some of these projects. I'll have that for you, and also I will have for the public the Minutes and records of the last meeting both the TAD and the Beltline for your information. These documents have already been distributed to the Board and they will be on my website. That ends my report. I'm very anxious, I hate to use that word, but I would like to obtain for members of the Board whatever information you need regarding invest Atlanta and Beltline organizations particularly in the areas where this Board has expressed priority and that of course does relate to your TAD program. That ends my report."

**Chairman Eaves** - "Commissioner Edwards, Commissioner Garner."

**Commissioner Edwards** - "Commissioner Darnell, I have just a couple of questions."

**Vice Chair Darnell** - "Of course."

**Commissioner Edwards** - "One of the issues at the last meeting that we talked about having to do with the façade improvement deal. And we talked about some businesses not being able to meet the criteria. Has that been discussed?"

**Vice Chair Darnell** - "Well, actually, yes. With respect to each recommendation from staff regarding businesses for -- to be considered for the award of the façade grant there has been, you know, a very, I think, responsible discussion about the identification of businesses that may or may not have been able to qualify for various reasons. I did confirm after our last meeting however that staff is available and has been available to provide technical assistance to businesses who may have the need with respect to the

application process. With respect to criteria, the financial requirements that are -- exists there -- I have been unable to identify any issue with respect to that particular requirement. And I think it's because as you can see from the chart the program has proceeded with a large number of small businesses who apparently have been able to meet the financial requirement. However, I will be interested in doing what I can to have that requirement reviewed. I was concerned as other members have been that eligible and qualified businesses would have the basic information about this program, but we'll have to pursue that financial requirement first."

**Commissioner Edwards** - "Secondly, let me thank you for this chart. It's the first time I've seen it but just taking a cursory look at it, am I to understand up top where it has bond issue, it looks like there are three projects since -- from 2009 to 2014, and down where it says neighborhood fund it had a project from 2009 to 2011, but you have three times more money extended -- invested in those. Now, where the Neighborhood Fund is I'm aware of that. I'm aware of that community. All right."

**Vice Chair Darnell** - "Uh-huh."

**Commissioner Edwards** - "So I didn't realize and I guess I should have about the Civil Rights museum that it was actually in -- included in the Westside TAD."

**Vice Chair Darnell** - "Yes. Westside TAD funds are primarily that area that covers Westside TAD is primarily a downtown area. It's not the Vine City and English Avenue. The major portion if you look at all of the projects in all categories, these are downtown projects. And when we say Westside Neighborhood fund, there has been a misunderstanding that the Westside TAD program is restricted to the neighborhoods. The Neighborhood fund is just a part of the program, the way the City Council defines the service area for Westside TAD and it is the least funded. There is a certain percent of the bond money that is set aside I believe for Neighborhood fund. But the major funds for Westside TAD projects do come from bond issues, and none of the Neighborhood fund projects are developed from bond issues. It's the lowest -- well, let's say, the funds that are allocated to bond projects are significantly greater than those in the Neighborhood fund."

**Commissioner Edwards** - "And the only reason I bring this up because I remember when TADs, when we first had conversations about TADs the one thing we always talked about was having affordable housing. And to me I think that's a priority. I mean, I like the Civil Rights Museum. I ain't never been in there yet, I don't know when I'm going. But for me affordable housing is the key. And when I go down to -- down there by Paschal's, we have done little -- little or nothing, and I did not know that a percentage -- that it went by the percentage per category. I didn't know that either. But to me if we're going by the percentage per category then you should put your money where the need it. I'm just thinking outside the box. I don't know. And that would be in the neighborhood."

**Vice Chair Darnell** - "Well, as a matter of fact, that's my understanding of the Board's priorities also, Mr. Edwards. One of the reasons and I recall the rather brisk debate we had about participating in the TAD program, one of the factors I think affected the Board's decision was the fact that we do have and continue to have I might add, the need for quality affordable housing. However, the City Council of Atlanta developed the requirements for these programs and the -- the Westside Neighborhood Fund at that time did not develop an affordable housing requirement, other TADs did. There was an affordable requirement for the Eastside TAD. There was an affordable requirement for the Atlantic Station TAD. But this program did not have an affordable housing requirement. However, you will notice that no other category really has really done any significant work in those two areas. However, within the last four years we began to see some movement. I will say though that for the information of the public who may not get a chance to see this on my website, that for the period I'm mentioning the Westside TAD Neighborhood Fund did complete in 94 units, affordable housing units even though they don't have an affordable housing requirement."

**Commissioner Edwards** - "94 units total in the TAD?"

**Vice Chair Darnell** - "Yes. 94 for the Westside TAD Neighborhood Fund. Of course as you can see from the sheet there are many, many other projects in the Westside TAD other than the Neighborhood Fund. But this is the policy that was adopted by the City Council. Now, with respect to the what you were referring to is across from Paschal's with respect to the Westside Historic Village project, that project includes the area where the new Walmart is located. . . ."

**Commissioner Edwards** - "Right."

**Vice Chair Darnell** - ". . . and also goes all the way down to Jo Boone. The Westside TAD does not go out to Fulton Industrial. It pretty much cuts off there at Joseph Boone and MLK and goes west, goes over. But I think that many folks feel as you do, Mr. Edwards, that connected with Invest Atlanta and also with the City Council that perhaps if we had to do it over again, perhaps they might have established an affordable housing requirement for the neighborhood fund as well. But they did not do so."

**Commissioner Edwards** - "Right."

**Vice Chair Darnell** - "And that's why we don't have that. But the commercial part, they're going down across the street from Paschal's the changes you see there both in terms of façade and the new supermarket there, bringing access to fresh fruits and vegetables to the neighborhood those were funded, all those improvements, you know, going down from the Old West Hunter going all the way down to Boone, those were funded in part with Westside TAD funds."

**Commissioner Edwards** - "There's a big hole between West Hunter and the Bronner Brothers, there's nothing there."

**Vice Chair Darnell** - "Well, actually it is in the last two years there have been rather significant improvements going down from Walmart to the corner. And speaking of where the former Bronner Brothers was, there's a new owner who owns that property and she's done a lot of really good work and she has been supported with TAD funds in getting that done."

**Commissioner Edwards** - "Thank you."

**Vice Chair Darnell** - "Thank you for your questions and your interest, Mr. Edwards."

**Chairman Eaves** - "Commissioner Garner."

**Commissioner Garner** - "Thank you, Commissioner Darnell, Vice Chair for your report. And it seems as though you two have just been engaged in the conversation that I wanted to have with you about affordable housing."

**Vice Chair Darnell** - "Yes."

**Commissioner Garner** - "I'm surprised that there wasn't -- that there isn't a policy regarding affordable housing in this particular TAD. I have the honor of working on the Affordable Housing Advisory Board for the Beltline to make sure that as we are developing around the Beltline that people can afford to live there. And you know, there's this misnomer when people hear affordable housing they think low income, but we're really talking about workforce development housing, housing for our government employees, our first respondents, our teachers, our nurses many folks who cannot afford the high prices within the City of Atlanta within Fulton County. So I know that you are doing your best to encourage policy that will address workforce housing and affordable housing as we continue to develop in the City. And according to Invest Atlanta we're doing a lot of work now. There's a lot of investment, a lot of money going into development and we want to make sure that all of our citizens have an opportunity to participate."

**Vice Chair Darnell** - "Yes. Thank you, Commissioner Garner. And I think that's what gives us an opportunity to modify a policy in this area to the extent that we can do so. It's the support of this Board -- I speak to the Board when I make these points about affordable housing. And I must say also with respect to the Beltline, we have some work to do there as it relates to affordable housing too along the Beltline. And it's that kind of support that you just expressed is I think is going to be able to help us get these adjustments where we can because there are many folks in city government as well as here in Fulton County Government elected and nonelected who share our concern. And I can assure you I will continue to articulate as best I can our strong position in this particular area. And thank you for your support."

**Commissioner Garner** - "Thank you."

**Chairman Eaves** - "Next item."

## **BOARD APPOINTMENTS**

### **Commissioners' Full Board Appointments**

#### **14-0865    HOSPITAL AUTHORITY OF FULTON COUNTY (NORTHSIDE) (HELD ON 10/15/14)**

Term = 4 years

**The Board of Commissioners shall submit a slate of three (3) names, per position, to the Hospital Authority of Fulton County, for selection of one (1) person to be appointed by the Authority for each position.**

The Board of Trustees of the Hospital Authority of Fulton County (Northside) submitted the following slate of names for the Board of Commissioners' consideration for terms ending April 1, 2018.

Terms below expired 4/1/2014:

Ms. Barbara Pare' **(BOC 7)**

Mr. K. Douglas Smith **(BOC 8)**

Dr. Michael H. Mescon, Jr. **(BOC 9)**

Position #1 – Barbara Pare'; Jacob Spanier, MD; and Gwynne Brunt, MD

Position #2 – K. Douglas Smith, MD; Dale M. Bearman, MD; and John B. Neeld, Jr., MD

Position #3 – Michael H. Mescon, PhD; Stephen J. Wells, MD; and Steven G. Moss, MD

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to hold.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Chairman Eaves requested the County Attorney to review the role and activities of this Board and determine their relationship with Fulton County (what they do).**

**Vice Chair Darnell requested information regarding what are the policies of Northside Hospital specifically with respect to providing quality care to indigent residents in Fulton County.**

**Mark Massey, Commission Clerk** - "Mr. Chairman and members of the Board, you have one Board appointment. This is a full Board. **#14-0865**. The Hospital Authority of Fulton County Northside has submitted a slate of names for the Board of Commissioners' consideration for terms ending April 1, 2018."

**Chairman Eaves** - "Commissioners, before we take any possible action on this, I really don't know what this Board does. I have no idea. I've inquired. I'm not sure what our relationship is to the Northside Hospital. And I think we've been -- we've been rubber stamping this nom --."

**Commissioner Edwards** - "For years."

**Chairman Eaves** - "I have no idea what they do. I think we ought to ask and find out what they do and there's a slate of names given to us. Do we have the ability to nominate our own people? I think these questions and many more need to be answered."

**Commissioner Edwards** - "I move to hold."

**Vice Chair Darnell** - "Great. Let's hold it."

**Chairman Eaves** - "So I'm not sure who has any sort of institutional knowledge about Northside Hospital. I'm not sure if it's in the Finance area, the Attorney's area or not, but I really think that this Board should get some more information about Northside Hospital. I have no idea what our relationship is with them, what they do. Those are just a few questions that I got."

**Commissioner Edwards** - "Move to hold."

**Commissioner Garner** - "Second."

**Chairman Eaves** - "All right."

**Commissioner Hausmann** - "Well, if we're going to hold it, Mr. Attorney, are you going to investigate this for us?"

**Mr. R. David Ware, County Attorney** - "I will. I'll provide you with a memo."

**Commissioner Hausmann** - "We'll hold for two weeks?"

**County Attorney Ware** - "Yes, ma'am."

**Commissioner Edwards** - "Yes. That's good."

**Chairman Eaves** - "So among others, of course, Commissioner Darnell is in the queue. Among others, are we bound to accept a slate from them of who we nominated or approve? Do we have the ability to approve our own? What is the relationship to Fulton County? Do they have a historical mission as Northside Hospital -- such as Grady? Apparently we don't give them any money. We must have done sort of bond package with them X-number of years ago, but I have no idea what our relationship is. So if you can just do some sort of --."

**County Attorney Ware** - "I'll get that out."

**Chairman Eaves** - "Commissioner Darnell."

**Vice Chair Darnell** - "Yes. In addition to the process of -- this selection process, it was my understanding that they nominate a certain number of folks and they send that slate down to us. But in addition to the process, I'm interested in the policies of Northside Hospital with respect to consistency with ours. And I think that's the fundamental question I've had and I think during this whole we can get a little more information, because it would appear when you see this item on our Agenda over and over again, we jointly, you know, we have a policy that this hospital is operating in a way that's compatible with ours. I don't mean in terms of, you know, as a corporation. But our interest, our policies as it relates to the health and safety of Fulton County residents, especially indigents, indigent care. What is the policy of this hospital with respect to indigent care? Some people believe that hospitals have some kind of unwritten agreement here, you know, that the public hospital will assume responsibility for all the indigent residents of Fulton County. That's not our policy. We want to do our part, but we've been a little concern that apparently no other hospital in Fulton County is interested in providing indigent care, so that's just one of the issues that I'm interested in. So during this period to give staff something specific, I would like to know what is the policy of Northside Hospital with respect to providing quality care to indigent residents of Fulton County."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "Well, I think that they do provide a significant contribution and especially in the area of mental health. I had the opportunity to tour their facility in Sandy Springs about a month or so ago and got an update. So I do think that you would be able to find some information through Dr. Harris with regard to what they do provide in the area of indigent health care especially in the area of mental health. And it's also my understanding that what we contribute does not begin to cover their cost. So I think that this is good information for us to have."

**Chairman Eaves** - "No. I don't think we disagree and we agree. I just don't know -- they're doing some things but we don't know exactly what they're doing. And there may be doing -- maybe they're not doing some things that we would like for them to do. And

is there a point person for the Northside Hospital that interfaces with our government? Is there a staff point person either on our end or their end? So anyway I think you get the point. So there's a motion to hold for two weeks. I second it. Let's vote."

**Clerk Massey** - "The motion to hold passes. Four yeas -- I'm sorry. Six yeas zero nays."

## **EXECUTIVE (CLOSED) SESSION**

### **Board of Commissioners**

**14-0866**     [Executive \(CLOSED\) Sessions regarding litigation \(County Attorney\), real estate \(County Manager\), and personnel \(Eaves\).](#)

**PRESENT IN THE EXECUTIVE SESSION REGARDING LITIGATION AND REAL ESTATE:** Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Hausmann, Garner and Edwards; Interim County Manager Patrick O'Connor; County Attorney R. David Ware; and Clerk to the Commission Mark Massey. Commissioner Lowe was absent.

**PRESENT IN THE EXECUTIVE SESSION REGARDING PERSONNEL:** Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Hausmann, Garner and Edwards. Commissioner Lowe was absent.

<b>ADDED TO THE MEETING</b>
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**ITEMS ADDED TO THE AGENDA**

**14-0867**     [COUNTY MANAGER'S ITEM - Request approval to award a contract without competition - Tax Assessor, 14SS794646B, Mobile](#)  
Field Review in the amount of \$248,000.00 with CourthouseUSA, LLC (d/b/a Data Cloud Solutions, LLC) to instantly collect and record field data. Effective upon BOC approval. **(APPROVED)**

**A motion was made by Commissioner Garner and seconded by Commissioner Hausmann to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "Mr. Chairman and members of the Board you have four items on the amendments to today's Agenda, the add-ons. The first item is **#14-0867**. Request approval to award a contract without competition. Tax Assessor's Office to instantly collect and record field data."

**Chairman Eaves** - "Is there a motion to approve?"

**Commissioner Garner** - "So move."

**Chairman Eaves** - "Second."

**Commissioner Hausmann** - "Second."

**Chairman Eaves** - "A second by Commissioner Hausmann. Commissioner Edwards."

**Commissioner Edwards** - "Why is this considered to be without competition?"

**Mr. David Fitzgibbon, Chief Appraiser** - "Good afternoon. I'm David Fitzgibbon, Chief Appraiser with the Board of Assessors. There are three items all without competition because they're all sole source providers. Their products are not matched by any other provider or any other vendor that I have been able to find."

**Commissioner Edwards** - "Thank you, sir."

**Chairman Eaves** - "All right. Let's vote, please. Thank you."

**Clerk Massey** - "The motion to approve passes. Five yeas, zero nays."

**14-0868**     [COUNTY MANAGER'S ITEM - Request approval to award a contract without competition - Tax Assessor, 14SS56893B, Desktop Review Program with ESRI Canada, \(Vancouver, British Columbia\) in the amount \\$171,000.00 to provide desktop review and analysis software and interface. Effective upon BOC approval. \(APPROVED\)](#)

**A motion was made by Commissioner Hausmann and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk** - "#14-0868. Request approval to award a contract without competition. Tax Assessor Office, to provide Desktop Review and analysis software and interface."

**Commissioner Hausmann** - "Move to approve."

**Commissioner Garner** - "Second."

**Chairman Eaves** - "Let's vote, please."

**Clerk Massey** - "The motion to approve passes. Five yeas -- yea vote for Commissioner Pitts. Six yeas, zero nays."

**14-0869**     [COUNTY MANAGER'S ITEM - Request approval to award a contract without competition - Tax Assessor, 14SS371964B, Aerial Property View in the amount of \\$282,963.00 with Pictometry International \(Rochester, NY\) to provide aerial still photography of parcels located within Fulton County. Effective upon BOC approval. \(APPROVED\)](#)

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Hausmann, Darnell, Garner, Edwards</b>
<b>Absent:</b>	<b>1 - Lowe</b>

**Mark Massey, Commission Clerk - "#14-0869.** Request approval to award a contract without competition. Tax Assessor's Office, to provide aerial still photography of parcels located within the County."

**Commissioner Garner - "So move."**

**Chairman Eaves - "Second. Let's vote."**

**Commissioner Hausmann - "I voted."**

**Clerk Massey - "Okay. A yea vote for Commissioner Hausmann. Six yeas, zero nays."**

**14-0870** [COMMISSIONERS' ITEM - Request approval of a Resolution urging that the Fulton County Development Authority explore undertaking a Workforce Housing and Workforce Development Initiative and provide recommendations for the use of County- owned property in support of any such initiatives. \(Darnell\) \(APPROVED\)](#)

**A motion was made by Vice Chair Darnell and seconded by Commissioner Garner to approve.**

**The motion passed by the following vote:**

<b>Yeas:</b>	<b>6 - Eaves, Pitts, Lowe, Darnell, Garner, Edwards</b>
<b>Nays:</b>	<b>1 - Hausmann</b>

**Chairman Eaves encouraged the Development Authority to consider affordable luxury housing development south of I-20.**

**Mark Massey, Commission Clerk - #14-0870.** Request approval of a Resolution urging that the Fulton County Development Authority explore undertaking a Workforce Housing and Workforce Development Initiative and provide recommendations for the use of County-owned property in support of any such initiatives. This item is sponsored by Vice Chair Darnell."

**Vice Chair Darnell - "I move approval and I want to emphasize that we are interested in receiving a recommendation from the Development Authority with respect to how the Authority could assist us in the area that we just discussed and that is in providing quality affordable housing and Workforce Development initiatives for citizens and employees of Fulton County. We are focusing here on employees, what we call Workforce Housing, not just teachers and policemen but the other positions that are in that grade who simply, Fulton County employees who simply cannot afford to live in Fulton County. You may recall that the Chairman was here before us not too long ago and indicated that it would be helpful if we could indicate to the Development Authority our interest in seeing how they could use their authority to help us in this regard. Since**

that time I have received considerable information regarding what some of our sister counties are doing and sister governments are doing. And within the general welfare authority that they have to operate with respect to residential housing -- I mean, residential projects how can they use the Authority to help us meet these critical needs? We know that most of the work of these Authorities is not in the residential area. Authorities were created by the State primarily to help governments like ours retain and attract corporate support. However, the Development Authority has done some outstanding work in the residential area, and I want to ask the Clerk to pass out the information. Do you all already have it? You can see from this information that the Fulton County Development Authority has done some very considerable work in the area of the whole lease bond approach in supporting developers of luxury apartments, but not just that -- this area, but wherever the Authority chooses to act and can act. We were very pleased to know that they were willing to work with us. I don't think I want to take any time -- any additional time to speak of the policy that we're talking about, you know."

**Commissioner Garner** - "I second."

**Vice Chair Darnell** - "We have a critical problem in the largest City in this County and throughout the County from one end to the other. One -- just this and I'll be finished. The 2010 census shows that the fastest growing group in Fulton County is the age group between 45 and 64. These baby boomer seniors are not particularly interested in living miles away from the City. Many of them like to stay in the city because of the concern that they have about being isolated due to the lack of transportation. They cannot afford to pay \$2,000 a month for a one-bedroom apartment. They are citizens and taxpayers in Fulton County and they will have needs. And so I appreciate the Development Authority I understand they already have a committee working on this. And what this Resolution does is they will make recommendations to us as to how to look at the specific language, to explore undertaking a Workforce Housing policy for the provision of quality affordable housing for Fulton County employees. Also they do have the authority and it would be useful to us to get their recommendations in terms of how -- you can see there on line 14, in terms of how they -- we can use our authority in this area with respect to County property. So my motion is to approve and to encourage the Development Authority to make recommendations to us on how we can work together jointly to deal with a problem which reflects not only our authority and duty, but our moral duty and responsibility."

**Chairman Eaves** - "Commissioner Hausmann, Commissioner Edwards."

**Commissioner Garner** - "I second."

**Commissioner Hausmann** - "Yes. Thank you. I'm curious. This is a Resolution urging them to come up with a policy. We have 14 cities in Fulton and in unincorporated area. How would this be enforced throughout Fulton County and where would it actually apply should we do something along these lines?"

**Mr. R. David Ware, County Attorney** - "Until I see the -- until we see the policy I don't know what they would bring forth. But it would be Development Authority of Fulton County projects wherever they are in Fulton County. Most of the projects that you've seen from the list Commissioner Darnell distributed were all City of Atlanta. I think most -- I think there might be one or two somewhere else. So I don't know enforcement-wise if they have a policy, if the developer who agrees to take the funds and get the tax abatement would agree to the policy. It wouldn't be a matter of enforcement."

**Commissioner Hausmann** - "I'm not really familiar with all the different cities and their policies in this area. Does Atlanta have a current Affordable Housing policy, do you know?"

**County Attorney Ware** - "It does."

**Commissioner Hausmann** - "They do? I know Invest Atlanta does but does the City of Atlanta?"

**County Attorney Ware** - "The City of Atlanta has one."

**Commissioner Hausmann** - "What do you know about that, what does it say? What is it called?"

**County Attorney Ware** - "I believe, and I don't want to misspeak, but I believe it just has a certain percentage set aside based on certain criteria. Atlanta's had that policy for quite some time."

**Commissioner Hausmann** - "So from a legal perspective and a practical application, can you speak to that, please?"

**County Attorney Ware** - "From a legal perspective, the Development Authority would be within its authority on the law to have such a policy. Practical -- practice speaking I don't know what the effect would be, but they have the ability to do this if they so desire."

**Commissioner Hausmann** - "So if another one of our 14 cities did not for example have any sort of policy in place with regard to zoning or affordable housing, how would this affect that situation?"

**County Attorney Ware** - "I think there's two different things. A city's policy wouldn't be impacted by this. This is a policy that the Development Authority when they come to Fulton County to seek, to do a deal it would impact that deal not any other city's deals or any other city's zoning or anything else."

**Commissioner Hausmann** - "And have we had any conversation with the Development Authority with regards to this and the possible implementation of it?"

**County Attorney Ware** - "I've spoken with Development Authority's counsel, Mr. Horne, and I believe that Commissioner Darnell mentioned that she got correspondence with Mr. Shaw. But I have spoken with Mr. Horne and he wisely will work as his client has directed him to try to put something together once the Board takes a position."

**Commissioner Hausmann** - "Well, I've had a couple of conversations with some of their Board members and they have expressed, not concern, per se, but just they're not sure about how this would impact their business in their business model. I mean, you know, its market driven. They don't solicit projects. The projects come to them based on the needs of the market. I'm just not sure that, you know, this is the first time we've looked at this. I'd feel more comfortable holding it and having some time to process it and talk to the Development Authority and just make sure that we're working together with them before we go forward with this. I move to hold it for two weeks if that's proper."

**County Attorney Ware** - "There's a motion on the floor already."

**Commissioner Hausmann** - "Okay. Well, I would urge us to hold it."

**Commissioner Edwards** - "I think one thing is for sure in the question that you've been asked is that it would have a bearing on unincorporated Fulton County, wouldn't it, Mr. County Manager?"

**County Attorney Ware** - "An impact, yes, sir."

**Commissioner Edwards** - "If nothing else it would that."

**County Attorney Ware** - "Yes, sir."

**Commissioner Edwards** - "Let me just say this to you. Commissioner Darnell, I asked for a map of property owned by the County and it's outrageous. You'd think we was in the real estate business. We own parcels of land I mean all over this place, especially in South Fulton County own many, many pockets of land. If we could turn that land into something good and prosperous or something like Workforce Housing, I think it's a great thing to do. We're just sitting on it. We got land along the Parkway. With one -- one particular parcel on the Parkway is 90 acres. And we just -- we just sit there. So we also know that one of the biggest cost in terms of luring people to do stuff like that is the land cost. But if you're sitting on the land and you've been sitting on it for years and years and years, and we don't have anything that we can do with it. Of course, Mr. County Attorney, we can't give it away."

**County Attorney Ware** - "No, sir."

**Commissioner Edwards** - "But I think we should have the ability and have some kind of program or process by which we can look at that land and get something done effectively for the citizens that we govern. I have no problem with it, especially if we can

work together with those people in development there who do these kinds of things. I'm looking at this list over here whether it says Atlanta or Jupiter, you know, it says to me that it has been done. Thank you."

**Chairman Eaves** - "For those of us who were around when we did the Tax Allocation District approvals and I know there were -- there was quite a bit of discussion about affordable housing component. And we would go back and forth, I don't remember, 25 percent or whatever. Was there ever a policy that was developed -- I'm not sure if you remember, Mr. Ware or Board. Was there a policy developed in terms of how much of the units -- how many of the units would be designated for affordable housing? Or is it just sort of arbitrary decision on our part? Do you remember?"

**County Attorney Ware** - "In many of the TAD deals there is an affordable housing component."

**Chairman Eaves** - "Was it based on a policy that we had or was it arbitrary, meaning, whatever TAD was under consideration we just put a figure out there and --."

**County Attorney Ware** - "You're right, Mr. Chairman, the Board has not taken any policy that says every TAD deal or every development has to have a certain number. It's deal by deal."

**Chairman Eaves** - "So at least we get -- there's a precedent in terms of this Board indicating our desire to make sure that affordable housing was designated for whatever development that we were encouraging."

**County Attorney Ware** - "Yes, sir. And TAD is one example."

**Chairman Eaves** - "I certainly am going to be supportive of this type of effort. Is there a Resolution, Commissioner Darnell, that's attached to this?"

**Vice Chair Darnell** - "Yes."

**Chairman Eaves** - "I just got a handout."

**Commissioner Garner** - "Yes, there is a -- there is a Resolution."

**Vice Chair Darnell** - "No. There's a resolution in your folder."

**Commissioner Hausmann** - "It was in your -- package."

**Vice Chair Darnell** - "That's just the supplement to --."

**Chairman Eaves** - "Okay. So the Resolution basically -- I haven't seen the Resolution. So it basically calls for what? Can you just --."

**Commissioner Garner** - "You can read the heading of it which says what it is. The heading of it says what it is."

**Chairman Eaves** - "All right. So Commissioner Darnell, just -- can you hit the highlights on what you're asking for?"

**Vice Chair Darnell** - "Yes. What we're doing is we're asking the Development Authority to explore undertaking a Workforce Housing policy for the provision of quality affordable housing for Fulton County employees and Workforce Development initiative for employees and citizens of the County. That's what we're asking them to do. And you may recall when Mr. Shaw was here. . . ."

**Chairman Eaves** - "Right."

**Vice Chair Darnell** - ". . . before us a couple of months ago, he said we don't have a policy."

**Chairman Eaves** - "Right."

**Vice Chair Darnell** - "And we need to hear from you all."

**Chairman Eaves** - "Right. He did request that, right?"

**Vice Chair Darnell** - "Pardon me?"

**Chairman Eaves** - "Did he request some input from us? What was it?"

**Vice Chair Darnell** - "No. He said -- yes. He wanted us -- he wanted to know what was our position with respect to this particular issue. And we said to him -- he said that's what I need. And so this is what this is doing, it's saying to the Development Authority, yes, we would like for you to explore, you know, whether or not you all can help us with this. You know, one of the things that the State Law requires is that that work must have a public benefit. It has to have a public benefit, not just jobs, but the general welfare, you know. So of course the developers of luxury apartments they're getting a benefit, and maybe we'll get one, too, ten or 12 years down the road. But here's a benefit to this County which they're required to make by law in some form or the other. And that's what we're asking them to do. Incidentally, in Henry County with respect to just their regular business, they require that the developer before he can get these nice incentives on tax breaks, the developer must commit to 25 permanent jobs before you can get a deal done in Henry County. So this is not -- Commissioner Hausmann, this is not directed to cities. This is directed to the Development Authority in your course of your business, which is an independent agency, you know, will you look at developing a policy of quality affordable housing and they will come back and let us know. I understand they're working on it now."

**Chairman Eaves** - "I'm not sure how to capture this in this Resolution. But just my

review of this listing of --."

**Vice Chair Darnell** - "Oh, that's just what they've done in Atlanta with respect to tax incentives for developers who are doing luxury apartments."

**Chairman Eaves** - "Right."

**Vice Chair Darnell** - "Yes. That's just a, you know, a small part of their work."

**Chairman Eaves** - "Right. That don't currently have -- there was no affordable housing component in none of these. Right?"

**Commissioner Hausmann** - "One of them."

**Vice Chair Darnell** - "No. These are -- these are completed projects here."

**Chairman Eaves** - "Okay. I understand that."

**Vice Chair Darnell** - "Yes."

**Chairman Eaves** - "So the point I'm getting to is most of these projects are in Midtown, Buckhead."

**Vice Chair Darnell** - "Yes. All of them in Atlanta."

**Chairman Eaves** - "I know that."

**Vice Chair Darnell** - "Yes."

**Chairman Eaves** - "How can we factor in what you're calling for some sort of way to potentially have luxury apartments in other parts of the -- of -- south of I-20."

**Commissioner Edwards** - "A benefit with County land."

**Vice Chair Darnell** - "Oh. I hear what you're saying."

**Chairman Eaves** - "I'm not sure how to massage --."

**Vice Chair Darnell** - "I think Mr. Ware answered that. Wherever a project is, wherever a developer it my -- his project may not be in Atlanta. His project may be in South Fulton. But if he's coming before the Development Authority seeking these kind of tax incentives, you know, while we're straining over here trying to deal with homeless and all our problems, we're straining -- raising taxes and doing everything else to pay our bills, you know, we're just saying before you give those tax -- continue to give these tax incentives away, which is millions of dollars here, you know, would you consider an affordable quality affordable housing project for Fulton County employees. But if that

developer is in South Fulton, it would apply to him. These developers just happened to have been in Atlanta."

**Chairman Eaves** - "I understand that."

**Vice Chair Darnell** - "Yes."

**Chairman Eaves** - "I'm just saying it will be great if we can figure out a way to shift some of this high-end luxury development south of I-20. That's all."

**Vice Chair Darnell** - "It would be super great."

**Chairman Eaves** - "That's all. I'm not sure how that can be factored into the -- the factored into whatever the methodology that's developed."

**Vice Chair Darnell** - "You're talking about something that's pretty important, Mr. Eaves, and that's because when the development community understands we're interested in proving tax incentives to developers who are interested in the South as well as Atlanta and the North, you know, then that might spur the kind of development that we all want to see out there. And Mr. Edwards just pointed out, and we have a lot of land out there that we own, you know, for that purpose. Maybe the market would help us in that regard, Mr. Eaves. That's -- I understand your point there and that would certainly be super great if in the development of quality affordable housing policy, you know, not only would the -- every taxpayer in Fulton County benefit and certainly those employees and citizens who would like to live in South Fulton, who would like to live in Atlanta and would like to live in areas of North but cannot afford it because of the cost of housing, then certainly we would get a double benefit there. I had not thought about it, I think it's an excellent point. This would also assist us in our economic development goals in the South, which is what we feel very, very strongly about your two South Fulton Commissioners and I know you all, the whole Board has been interested in that."

**Chairman Eaves** - "And the reason I raise that is, you know, I hear that a lot in terms of the disparity of development with the County. And so I'm supportive of the Workforce Development piece but I just want to figure out how in the future. . . ."

**Vice Chair Darnell** - "I hear you."

**Chairman Eaves** - ". . . we can get the Development Authority to use whatever carrots they have in their tool kit to have a little bit better evenly distribution, because, again, this right here is very heavily concentrated Midtown, Buckhead and maybe a few in downtown. I see nothing south of I-20. So again, I just wanted to interject into the spirit of what you're trying to do, that desire I think that's only fair."

**Vice Chair Darnell** - "Well, I would hope that our Development Authority when you consider the millions of dollars, I have a full sheet here. That's just the tip of the iceberg there. I would hope that when they go about their business that they are not just not focusing on any one section of this County, you know, that they are encouraging development all over this County. And certainly I would hope that as they explore a workforce quality workforce housing policy for their business, for their day-to-day business just as they obviously have taken a lot of interest in developers of luxury apartments, as they explore also looking at a special undertaking that they can do in the area of quality affordable housing for our employees and citizens, that they would consider this entire County and not just one part of it. I distributed this information so that the Board would have detailed information in terms of the kind of incentives that the Development Authority is actually doing here with these, what do you call them, bond title -- bond title leases? Do you know?"

**County Attorney Ware** - "Yes. Some with lease components."

**Vice Chair Darnell** - "Yes."

**County Attorney Ware** - "But the rest of them just residential bond transactions."

**Vice Chair Darnell** - "I'm very glad to see them do it. Now, we want people who work every day to get in on it. Because it's not really a private agency created by the State for the general welfare of the people in this County no matter where they are. It sure would be great, and I'm sure they can do it. I'm sure they can show us how this policy also could be used to help us reach our economic development objectives all over this County."

**Chairman Eaves** - "Commissioner Edwards followed by Commissioner Hausmann."

**Commissioner Edwards** - "I think your last statement kind of sums it up. You know, even by the passing of this Resolution, it's not the alpha and omega to economic development past I-20, but Mr. Chairman, I think that as we begin to fill our tool box and give developers and other people options this could be very well be one of those options that someone may choose. The other thing that I think it's -- is we pay cursory attention to it, but when we talk about the land that we own that's a big incentive, that's a real big incentive. We can't give land away. But, you know, I'm the last one up here want to give land away -- give land away. But it can be an incentive, Mr. Chairman, that since the land is -- let me look down here past 20, because land cost is a significant cost in a development."

**Vice Chair Darnell** - "Yes, it is."

**Commissioner Edwards** - "And believe me, when I tell you if you look at the map that we're sitting on land doing nothing with it, especially all over South Fulton. I can't speak for nowhere but all over South Fulton we're sitting on land everywhere that we own."

And so I just think it's an opportunity to put another piece in our tool chest that may be an attraction to somebody who wants to come past I-20."

**Chairman Eaves** - "Commissioner Hausmann."

**Commissioner Hausmann** - "Well, I'm very interested in the map that you're referring to. I think that would be good information for all of us to have and see."

**Commissioner Edwards** - "Sure."

**Commissioner Hausmann** - "So I'd like to request that the Board get a copy of that. And as far as County-owned property of course we can put any sort of requirements on the development of property that we own. I fully support that. But outside of that, the market dictates what a developer is going to do, and I don't think that's our job to get involved in that to a high level. I think that that's up to a developer or the market. And I just question -- I just question when we don't fund the Development Authority. I just feel like that this could be an imposition to the economic recovery that we're trying to achieve throughout the County. We've got various needs in various parts of the County and I'm not sure if I can support an effort to tell the market what is in their best interest. So I just -- while we can do whatever we care to do with our property I hesitate to put restrictions on the market in general."

**Chairman Eaves** - "All right. Let's vote, please."

**Commissioner Hausmann** - "And --."

**Vice Chair Darnell** - "Mr. Chairman."

**Commissioner Hausmann** - "Did we not just deny a luxury apartment complex in South Fulton County?"

**Commissioner Edwards** - "You said luxury."

**Commissioner Hausmann** - "Well, I mean, we --."

**Commissioner Edwards** - "We denied an apartment complex."

**Commissioner Hausmann** - "I thought it was a luxury apartment complex."

**Commissioner Edwards** - "If it was luxury we would have done it."

**Vice Chair Darnell** - "I recall denying 500 where the property line was in the half mile from EPA permitting. Mr. Chairman, I want to call the question, please."

**Chairman Eaves** - "Yes. This --."

**Vice Chair Darnell** - "Are we ready?"

**Chairman Eaves** - "We're ready."

**Clerk Massey** - "The motion --."

**Chairman Eaves** - "There is a motion on the floor, right?"

**Clerk Massey** - "And a second to her vote. The motion to approve passes. Five yeas, one nay."

**Vice Chair Darnell** - "Thank you very much."

**Commissioner Lowe** - "Put me voting yea for it."

**Clerk Massey** - "Okay. Six yeas. No further --."

**Chairman Eaves** - "All right. Meeting adjourned."

## **ADJOURNMENT**

There being no further business, the meeting adjourned at 2:36 p.m.

Respectfully submitted,

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Mark Massey, Clerk to the Commission

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Tonya R. Grier, Deputy Clerk

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