

**FULTON COUNTY BOARD OF COMMISSIONERS
SECOND REGULAR MEETING**

June 26, 2024

10:00 AM



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



A G E N D A

CALL TO ORDER: Chairman Robert L. Pitts

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

Robert L. Pitts, Chairman (At-Large)
Bridget Thorne, Commissioner (District 1)
Bob Ellis, Commissioner (District 2)
Dana Barrett, Commissioner (District 3)
Natalie Hall, Commissioner (District 4)
Marvin S. Arrington, Jr., Commissioner (District 5)
Khadijah Abdur-Rahman, Vice Chair (District 6)

INVOCATION: Reverend Clifton Dawkins, Jr., County Chaplain

PLEDGE OF ALLEGIANCE: Recite in unison

ANNOUNCEMENTS

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

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

CONSENT AGENDA**24-0407 Board of Commissioners**

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

24-0408 Board of Commissioners

Proclamations for Spreading on the Minutes.

Proclamation recognizing "Hattie Dorsey Remembrance Day."

(Abdur-Rahman/Pitts)

June 8, 2024

Proclamation recognizing "Edith Primm Appreciation Day." **(Arrington)**

June 13, 2024

Proclamation recognizing "NATAS Southeast Appreciation Day." **(Hall/Arrington)**

June 15, 2024

Proclamation recognizing "Brown's Mill Women's Golf Association Appreciation Day." **(Pitts)**

June 20, 2024

Proclamation recognizing "Linzy Scott, III Appreciation Day." **(Arrington)**

June 20, 2024

Proclamation recognizing "Wylma Long Blanding Remembrance Day." **(Arrington)**

June 24, 2024

Open & Responsible Government**24-0409 Real Estate and Asset Management**

Request approval to close out a contract - Department of Real Estate and Asset Management, 20ITB126371C-CG Towing and Wrecker Services for County Fleet in the amount not to exceed \$8,118.00 with S&W Services of Atlanta Inc. (Atlanta, GA), for final payment for services rendered in January 2024 through March 2024 for towing and wrecker services for Fulton County fleet vehicles. Effective upon BOC approval.

24-0410 Real Estate and Asset Management

Request approval of a Memorandum of Understanding (“MOU”) between Fulton County, Georgia and the Better Future Project, Inc., d/b/a Communities Responding to Extreme Weather (“CREW”) for the purpose of supporting the Resilience Hub at the Metropolitan Library. Effective for 5 years.

24-0411 Finance

Ratification of May 2024 Grants Activity Report.

24-0412 Finance

Request approval of a Resolution by the Board of Commissioners of Fulton County, Georgia, approving an amendment to the Fulton County Defined Contribution Plan to permit participation by Judges of the State Court of Fulton County in accordance with State Law and to update the Plan for certain required law changes in accordance with the Federal Law, Secure Act 2.0 and authorizing the Chairman of the Board of Commissioners or his/her designee to execute the amendment.

Health and Human Services**24-0413 Community Development**

Request approval of a statewide contract, Community Development, SWC 99999-SPD-0000136-008, Temporary Staffing Services in an amount not to exceed \$122,730.60 with Corporate Temps 2000 (Norcross, GA) to continue temporary staffing services for the Department of Community Development. Effective upon BOC approval through December 31, 2024.

24-0414 Public Works

Request approval of a Service Account Agreement Letter - Department of Public Works, Drinking Water Laboratory, and Related Services Account Agreement Letter in the amount not to exceed \$25,000.00 from the State of Georgia / DNR - Environmental Protection Division (EPD) (Atlanta, GA), to provide drinking water laboratory and related services for the contract period effective from July 1, 2024, to June 30, 2025. Effective upon BOC approval.

24-0415 Public Works

Request approval of a Resolution approving a form temporary right of entry agreement and related documents for the Department of Public Works to use to enter onto private property to determine the composition of water service lines; delegating to the Director of the Department of Public Works the authority to execute the temporary right of entry agreements and related documents on behalf of Fulton County; authorizing the County Attorney to approve the temporary right of entry agreement and related documents as to form prior to execution; requiring the Director of Public Works to spread such executed documents on the minutes of a Board of Commissioners Meeting; and for other purposes.

24-0416 Public Works

Request approval of an amendment to the existing Agreement for Cooperative Technical Assistance and Intergovernmental Cost Sharing among the Atlanta Regional Commission (ARC), the City of Atlanta, the Atlanta-Fulton County Water Resources Commission, Cobb County-Marietta Water Authority, DeKalb County and Gwinnett County to extend the time to negotiate and approve a renewed agreement. If approved, the existing Agreement would now expire on December 31, 2024.

Infrastructure and Economic Development**24-0417 Real Estate and Asset Management**

Request approval of a Water Vault Easement Dedication of 68 square feet to Fulton County, Georgia, from New Urban Development Johns Creek, GA, LLC, owner, for the purpose of constructing the Dutch Bros Coffee Shop Project at 9630 Medlock Bridge Road, Alpharetta, Georgia 30097.

24-0418 Real Estate and Asset Management

Request approval of a Sewer Easement Dedication of 51,704 square feet to Fulton County, Georgia, from Ayesha Afsar Faruqi, a/k/a Ayesha A. Faruqi, an individual, for the purpose of constructing the Charlotte Drive Development Project at 1010 Rida Street, Milton, Georgia 30004.

24-0419 Real Estate and Asset Management

Request approval of a Resolution approving two (2) easement agreements between Fulton County, Georgia ("Grantor") and the Georgia Power Company ("Grantee") to allow the Georgia Power Company to trim trees and install and maintain guy poles, guy wires, and anchors on County-owned property near the Sandy Springs Branch Library; to authorize the Chairman to execute the easement agreements and related documents; to authorize the County Attorney to approve the easement agreements and related documents as to form; and for other purposes.

24-0420 Real Estate and Asset Management

Request approval of a Sewer Easement Dedication of 33,583 square feet to Fulton County, Georgia, from AIO DB Boulder, LLC, for the purpose of constructing the ATL5 Data Center Project at 0 Bakers Ferry Road SW, South Fulton, Georgia 30336.

24-0421 Real Estate and Asset Management

Request approval of a Sewer Easement Dedication of 11,653.69 square feet to Fulton County, Georgia, from Venture Communities, LLC for the purpose of constructing the Palisade at Stonewall Tell Project at 0 Stonewall Tell Road, South Fulton, Georgia 30331.

24-0422 Real Estate and Asset Management

Request approval of an Indemnification, Maintenance, and Land Use Agreement for Private Improvement (Indemnification Agreement) between Fulton County, Georgia, and Brightwater Homes, LLC, for the purpose of granting conditional approval for the installation of stormwater infrastructure within a portion of the County's existing water line easement area at 0 Cox Road, Roswell, Georgia 30075.

24-0423 Real Estate and Asset Management

Request approval of an Indemnification, Maintenance, and Land Use Agreement for Private Improvement (Indemnification Agreement) between Fulton County, Georgia and JBGL Atlanta Development 2014, LLC, for the purpose of granting conditional approval to allow stormwater infrastructure to remain within a portion of the County's existing water line easement area at 5560 Abbotts Bridge Road, Johns Creek, Georgia 30097.

24-0424 Real Estate and Asset Management

Request approval of an Indemnification, Maintenance, and Land Use Agreement for Private Improvement (Indemnification Agreement) between Fulton County, Georgia, and Moslem and Leila Eskandari for the purpose of granting conditional approval for the installation of stormwater infrastructure within a portion of the County's existing water line easement at 2385 Old Milton Parkway, Alpharetta, Georgia 30009.

Justice and Safety**24-0425 Medical Examiner**

Request approval to renew a Memorandum of Understanding on behalf of the Fulton County Office of the Medical Examiner and The Department of Chemistry and Forensic Science for Savannah State University. The Department of Chemistry and Forensic Science for Savannah State University at this moment agrees to perform DNA kinship testing on an individual case-by-case basis as needed and requested by the Fulton County Medical Examiner Office on a case-by-case basis not to exceed \$15,000.00. Effective upon approval through July 30, 2025.

24-0426 Medical Examiner

Request approval to renew an existing contract between Fulton County, on behalf of the Medical Examiner, and Morehouse School of Medicine to provide clinical education experiences for students enrolled in the School's M.D. degree program. The County is not required to pay any compensation. Effective upon approval through December 31, 2024.

SECOND REGULAR MEETING AGENDA**24-0427 Board of Commissioners**

Adoption of the Second Regular Meeting Agenda.

24-0428 Clerk to the Commission

Ratification of Minutes.

Second Regular Meeting Minutes, May 15, 2024

First Regular Meeting Post Agenda Minutes, June 5, 2024

24-0429 Board of Commissioners

Presentation of Proclamations and Certificates.

Proclamation recognizing "Art In The Paint Appreciation Day." (**Arrington/Hall**)

PUBLIC HEARINGS**24-0430 Board of Commissioners**

Public Comment - Citizens are allowed to voice County related opinions, concerns, requests, etc. during the Public Comment portion of the Commission meeting.

Priority for public comment will be given to Fulton County citizens and those individuals representing businesses or organizations located within Fulton County, including their employees, whether such persons are commenting in-person, via emails or via Zoom or other electronic media (i.e., phone call).

Non-Fulton County citizens will only be heard after all in-person Fulton County citizens, representatives of business and organizations located within Fulton County, including their employees, have been heard and the time allotted for public comment has not expired, except as otherwise provided in this code section. County staff shall verify the residency of each public speaker prior to such person being heard by the board. Speakers will be granted up to two minutes each. Members of the public will not be allowed to yield or donate time to other speakers. The Public Comment portion of the meeting will not exceed sixty (60) minutes at the First Regular Meeting, nor will this portion exceed sixty (60) minutes at the Second Regular Meeting. In the event the 60-minute time limit is reached prior to public comments being completed, public comment will be suspended and the business portion of the BOC meeting will commence. Public comment will resume at the end of the meeting. For more information or to arrange a speaking date, contact the Clerk's Office.

COUNTY MANAGER'S ITEMS**Open & Responsible Government****24-0431 Finance**

Request approval of a Resolution setting proposed 2024 Millage Rates for the General Fund at 8.87 mills in accordance with O.C.G.A. § 48-5-32.1(A)(9); authorizing advertisement of the proposed General Fund millage rate of 8.87 mills along with the five-year millage rate history and advertisement of the dates for the required public hearings; authorizing the Chairman of the Board of Commissioners to sign the Pending Appeals - For Properties Other Than Public Utilities for Tax Year 2024 to allow the Digest to be submitted to the State Department of Revenue; and Authorizing the County Attorney to petition the Superior Court of Fulton County for an order authorizing the immediate and temporary collection of 2024 taxes pursuant to O.C.G.A. § 48-5-310, if it becomes necessary.

24-0432 County Manager

Presentation of the Fulton County Operational Report.

24-0433 Real Estate and Asset Management

Request approval to amend an existing contract - Department of Real Estate and Asset Management, 22ITB132332C-GS(A), Solid Waste Disposal and Recycling Services Countywide in an amount not to exceed \$150,000.00 with Latham Home Sanitation Company, Inc. (Loganville, GA), to provide landfill solid waste disposal and single stream recycling services at the following County facilities; Central Warehouse, Animal Services Facility, and the Public Safety Training Center. Effective upon BOC approval through December 31, 2024.

24-0434 Real Estate and Asset Management

Request approval to increase the spending authority - Department of Real Estate and Asset Management, 21RFP130049C-CG, Landfill Post Closure Services in an amount not to exceed \$150,000.00 with Atlantic Coast Consulting, Inc. (Roswell, GA), to provide the required Georgia Department of Natural Resources, Environmental Protection Division (EPD) Underground Storage Tank (UST) regulatory inspections for the nine (9) identified County owned UST facilities and to provide additional landfill site maintenance/repairs to the detention pond located at Morgan Falls Landfill. Effective upon BOC approval.

24-0435 Real Estate and Asset Management

Request approval to extend existing contract - Fulton County Library System, 10RFP04122K-DJ, Program Management Services for the Library Capital Improvement Program (FCLS-CIP) in the amount of \$260,783.56 with Heery/Russell - a joint venture (Atlanta, GA), comprised of CBRE Heery, Inc., and H.J. Russell and Company, Inc., to continue to provide without interruption Program Management Services for an additional four (4) month period in order to complete Phase II library renovation and expansion projects. Effective dates: July 1, 2024, through October 31, 2024.

24-0436 Information Technology

Request approval of a statewide contract - Fulton County Information Technology (FCIT), SWC98000-MNS1-0000001102 GTA, Telecommunication Services in the amount of \$3,250,000.00 with AT&T Corporation, (Atlanta, GA) to provide telecommunication services and products Countywide. Effective dates: July 1, 2024, to December 31, 2024.

24-0437 Information Technology

Request approval of a statewide contract-Information Technology, SWC98000-MNS1-0000001102 GTA, Telecommunication Services in the amount of \$932,943.50 with AT&T Corporation, (Atlanta, GA) to provide telecommunication services and products Countywide. Effective date July 1, 2024, through December 31, 2024.

24-0438 Purchasing and Contract Compliance

Request approval of an ordinance to amend Chapter 102 (Administration), Article V (Purchases and Contracts), Division 1 (General Provisions), Section 102-351 (Definitions) and Division 3 (Source Selection and Contract Formation), Section 102-373 (Competitive Sealed Bidding) of the Fulton County Code of Ordinances to alter the public notice requirements for advertisements inviting responses to Fulton County solicitations to permit, but not require, such advertisements to be published in the County's legal organ; and for other purposes.

Health and Human Services**24-0439 Senior Services**

Request approval of statewide contract - Department of Senior Services, SWC99999-SPD0000136-003A Temporary Staffing Services in an amount not to exceed \$134,288.98 with New World Employment dba Snelling (Tucker, GA), to provide staffing services to support the operation of the Department of Senior Services facilities. Effective July 1, 2024 through December 31, 2024.

24-0440 Community Development

Request approval of a Resolution by the Board of Commissioners to authorize the adoption and approval of the 2024 HUD Annual Action Plan to secure federal funds supporting projects and services needed by low- and moderate-income citizens. Funding is as follows: Community Development Block Grant Program (CDBG) in the amount of \$1,254,257.00 and HOME Investment Partnership Program in the amount of \$594,880.00. A Fulton County general fund match is not required for the CDBG Program. Fulton County uses its general fund to support the required 25% match for the HOME program.

24-0441 Public Works

Request approval of a recommended proposal - Department of Public Works, 24RFP140569K-DB, MS4 NPDES Permit Management Oversight and Administration in an amount not to exceed \$64,422.00 with River to Tap, Inc. (R2T) (Roswell, GA), to provide management, oversight, and administration services for the MS4 NPDES required Storm Water Management Program within the unincorporated area of Fulton County on a time and materials basis. Effective upon execution of the contract through December 31, 2024, with two renewal options.

24-0442 Public Works

Request approval of a change order less than 10% - Public Works, 17RFP031617K-DJ Progressive Design/Build Services for Big Creek Water Reclamation Facility (WRF) Expansion Project Phase 2B in the amount of \$3,782,603.00 with Archer Western-Brown and Caldwell Joint Venture (Atlanta, GA) to cover costs associated with tariffs for equipment/material purchases and overall improvements to the project site and existing administration building and to extend the contract for an additional 30 days to the contract days to allow for completion of these items. Effective upon BOC approval.

24-0443 Public Works

Request approval to increase the spending authority - Department of Public Works, 23ITB139005A-JWT, Standby Utility Pavement Patching & Paving Services in an amount not to exceed \$300,000.00 with the K&E Group USA, LLC (Atlanta, GA) to provide standby utility pavement patching and paving services. Effective upon BOC approval through December 31, 2024.

Justice and Safety**24-0444 County Manager**

Request approval to increase the spending authority - Office of County Manager, Project ORCA Program Support with Ankobia Group, LLC (Atlanta, GA) in an amount not to exceed \$175,000.00 to provide program support services for the County Court Backlog Reduction Plan (Project ORCA) in an effort to address the significant backlog of court cases due to Coronavirus (COVID-19). Effective dates: July 1, 2024, through December 31, 2024.

COMMISSIONERS' ACTION ITEMS**24-0354 Board of Commissioners**

Request approval of a Resolution by the Fulton County Board of Commissioner urging Municipalities located within Fulton County, Georgia to enhance safety at convenience stores by adopting Ordinances and laws mandating the use of video surveillance systems at these establishments; and for other purposes.

(Abdur-Rahman) (MOTION TO APPROVE FAILED ON 5/15/24 AND 6/5/24)

COUNTY MANAGER'S PRESENTATION AND DISCUSSION ITEMS**Health and Human Services****24-0311 Senior Services**

Presentation of the Senior Transportation Uber/Lyft Program Update and request approval of \$4.00 cost share per one-way trip. **(HELD ON 5/1/24)**

COMMISSIONERS' PRESENTATION AND DISCUSSION ITEMS**24-0404 Board of Commissioners**

Discussion: Report from CFO and Purchasing Director on implementation of Cherry Bekaert procurement recommendations. **(Pitts) (HELD ON 6/5/24)**

24-0445 Board of Commissioners

Discussion: Outstanding water bill from City of Atlanta. **(Pitts)**

24-0446 Board of Commissioners

Discussion: Options to confirm or deny allegations of a culture of corruption in Fulton County Government. **(Pitts)**

24-0447 Board of Commissioners

Discussion: County Auditor - Review of the Registration and Elections Absentee Voting Process **(Thorne)**

24-0448 Board of Commissioners

Discussion: Update of activities of the City of Atlanta and Fulton County Recreation Authority (AFCRA). **(Arrington)**

EXECUTIVE SESSION**24-0449 Board of Commissioners**

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

ADJOURNMENT