

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

August 07, 2024
10:00 AM



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



POST AGENDA MINUTES

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

Scheduled date for ratification: August 21, 2024

CALL TO ORDER: Chairman Robert L. Pitts

10:00 a.m.

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)

PRESENT
PRESENT
PRESENT
PRESENT
PRESENT
ABSENT
PRESENT

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**24-0498 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 First Regular Meeting Agenda for separate consideration. **(ADOPTED)**

A motion was made by Commissioner Thorne and seconded by Vice Chair Abdur-Rahman, to adopt the Consent Agenda. The motion passed by the following vote:

Yea: Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

Did Not Vote: Pitts

24-0499 Board of Commissioners

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

Proclamation recognizing "Fletcher Coombs, Jr. Remembrance Day."
(Abdur-Rahman)
July 18, 2024

Proclamation recognizing "Olympic Pride Appreciation Day." **(Pitts)**
July 19, 2024

Proclamation recognizing "Alice Roberts Remembrance Day." **(Abdur-Rahman)**
July 20, 2024

Proclamation recognizing "Bristyl Stafford Appreciation Day." **(Arrington)**
July 24, 2024

Proclamation recognizing "DeafBlind Awareness Day." **(Barrett)**
July 27, 2024

Proclamation recognizing "Representative Sheila Jackson Lee Remembrance Day."
(Abdur-Rahman)
August 1, 2024

Proclamation recognizing "Girves Holloway Remembrance Day."
(Pitts/Abdur-Rahman)
August 2, 2024

Proclamation recognizing "Anthony Hannah Remembrance Day."
(Abdur-Rahman)
August 2, 2024

Proclamation recognizing "Judge Reginald W. Williams Appreciation Day."
(Arrington)
August 2, 2024

Proclamation recognizing "Reginald Jennings Remembrance Day."
(Abdur-Rahman)
August 3, 2024

Commissioners' District Board Appointments

24-0500

Board of Commissioners

ANIMAL WELFARE HEARING BOARD (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

The Animal Welfare Hearing Board shall consist of seven (7) members appointed by the Board of Commissioners. Each Commissioner shall appoint one member to serve for two years. Thereafter, all members may be appointed for an additional term of three years and until their successors are appointed.

Term = 2 Years/3 Years

Term below expires: 12/31/2024

Kalisa Wade **(Ellis)**

Commissioner Ellis nominated Vivien Dumford to replace Kalisa Wade for a District appointment to an unexpired term ending December 31, 2024.

24-0501

Board of Commissioners

FULTON COUNTY HOMELESS CONTINUUM OF CARE (CoC) (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

One (1) representative will be nominated by each of the Commission Districts for a total of seven (7) members; this includes one representative from District 1, 2, 3, 4, 5, 6, 7. Each representative will serve a two-year term and could be re-appointed to serve additional terms. Notwithstanding the foregoing, no term of any member nominated by a District Commissioner shall extend beyond the term of the District Commissioner who nominates that member.

Term = 2 Years

Term below expired: 12/31/2022

Vacant **(Thorne)**

Commissioner Thorne nominated Glenn Couper for a District appointment to a term ending December 31, 2024.

24-0502 Board of Commissioners**HOUSING AUTHORITY OF FULTON COUNTY (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Nine (9) members serve on this authority. Seven (7) regular members (each Commissioner appoints one person to serve) and two (2) housing resident members are appointed by the Board of Commissioners. The enabling statute calls the Housing Authority Board members "Commissioners."

Term = 5 Years for BOC Appointees
1 Year for Resident Members

Vice Chair Abdur-Rahman nominated Ryan Glover for a District appointment to a term ending July 13, 2029 2027.

**Development Authority of Fulton County TEFRA
(Tax Equity Fiscal Responsibility Act)****24-0503 Board of Commissioners**

Execution by Chairman Robert L. Pitts of a TEFRA (Tax Equity Fiscal Responsibility Act) for documentation pertaining to the proposed issuance of its Development Authority of Fulton County Revenue Bonds (Atlanta Teacher's Village Project) Series 2024, with an expected initial issue price/principal amount not to exceed \$255,000,000.00 and maximum amount payable at maturity not to exceed \$295,000,000.00 (the "Bonds"). **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Open & Responsible Government**24-0504 Human Resources Management**

Request approval to modify the classification section of the Classification and Compensation plan by adding the new titles of Chief Investigator, Medical Examiner (grade 23) and Community Relations Officer (grade 17). **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Arts and Libraries**24-0505 Library**

Request approval to enter into a partnership agreement between Helping Mamas and Fulton County to provide a diaper distribution program at locations throughout the Fulton County Library System. This agreement is effective upon approval and will remain in effect until modified or terminated by each party. This agreement has no fiscal impact. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Infrastructure and Economic Development**24-0506 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 Piaskey Holdings, LLC for the purpose granting conditional approval to allow stormwater infrastructure to remain within a portion the County's existing sanitary sewer easement at 10365 Waters Road, Alpharetta, Georgia 30022.

(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

24-0507 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 AG EHC II (EMP) MULTI STATE 2, 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 3000 Hembree Road, Alpharetta, Georgia 30009. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

24-0508 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 EA Homes, LP 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 3000 Hembree Road, Alpharetta, Georgia 30009.

(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

24-0509 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 to allow stormwater infrastructure to remain within a portion of the County's existing water line easement area at 0 Ebenezer Road, Milton, Georgia 30075. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

24-0510 Real Estate and Asset Management

Request approval of a Sewer Easement Dedication of 3,966 square feet to Fulton County, Georgia, from Nat E. Lewis for the purpose of constructing the 190 Canton Street Project at 184 Canton Street, Alpharetta, Georgia 30009. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

FIRST REGULAR MEETING AGENDA**24-0511 Board of Commissioners**

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

A motion was made by Vice Chair Abdur-Rahman and seconded by Commissioner Thorne, to adopt the First Regular Meeting as amended by removing item #24-0520. The motion passed by the following vote:

Yea: Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

Did Not Vote: Pitts

24-0512 Clerk to the Commission

Ratification of Minutes. **(RATIFIED)**

Second Regular Meeting Minutes, June 26, 2024

First Regular Meeting Minutes Post Agenda Minutes, July 10, 2024

First Regular Meeting Minutes, July 10, 2024

Special Called Meeting Post Agenda Minutes, July 29, 2024

A motion was made by Commissioner Barrett and seconded by Vice Chair Abdur-Rahman, to ratify the meeting minutes. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

24-0513 Board of Commissioners

Presentation of Proclamations and Certificates.

Proclamation recognizing "Top 20 Best County for Economic Development Week."
(BOC) (PRESENTED)

PUBLIC HEARINGS**24-0514 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.

(CONDUCTED)

8 Speakers: Judge Jane Morrison (Item #24-0524); Maggie McCullon (Seniors Services); J. Wesley Day (Justice/Solicitor Office); L.A. Pink (Fulton County Event/Police Officers); Mike Russell (Fulton County Event/Police Officers); Duwon Robinson (Fulton County Tax Commissioner); Siegfried D. White (Homelessness) and I.J.P. Wallace (Property Taxes)

9 Zoom Speakers: Matt Rowenczak (Corruption); Ben Howard (Seniors Services); Kevin Muldowney (Item #24-0515); Derrick D. Blassingame (Fulton County System); Lou Ingwersen (Item #24-0515); Florence LeCraw (Item #24-0515); Marti Breen (Item #24-0515); Shualb Balogun (Item #24-0515) and Sheila Hamilton (Properties)

24-0515 Finance

Fiscal Year 2024 General Fund Millage Rate Public Hearing. (CONDUCTED)

7 Speakers: Maggie McCullon (Millage Rate); L.A. Pink (Millage Rate); Mike Russell (Millage Rate); Julian Bene (Millage Rate); James Martin (Millage Rate); Devin Barrington-Ward (Millage Rate) and Siegfried D. White (Millage Rate)

2 Zoom Speakers: Matt Rowenczak (Millage Rate) and Shualb Balogun (Millage Rate)

COUNTY MANAGER'S ITEMS**Open & Responsible Government****24-0516 Finance**

Request approval of a Resolution adopting the 2024 Millage Rates for the General fund, General Obligation Bond Fund, and the Fulton Industrial District Fund, as well as the 2024 Fulton County Board of Education millage rate.

(MOTION TO APPROVE FAILED)

a. A motion was made by Vice Chair Abdur-Rahman and seconded by Chairman Pitts, to approve. **(NO ACTION TAKEN)**

b. A substitute motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve a rollback to 8.55 mills. The motion failed by the following vote:

Yea: Thorne, Ellis, and Hall

Nay: Pitts, Barrett, and Abdur-Rahman

Absent: Arrington

c. A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to call the question. The motion failed by the following vote:

Yea: Thorne, Ellis, and Hall

Nay: Pitts, Barrett, and Abdur-Rahman

Absent: Arrington

d. A substitute motion was made by Commissioner Ellis and seconded by Commissioner Hall, to approve a partial roll-back of the millage rate to 8.7 and adopt a General Fund millage rate of 8.70 mills. The motion failed by the following vote:

Yea: Ellis, and Hall

Nay: Pitts, Thorne, Barrett, and Abdur-Rahman

Absent: Arrington

e. A motion was made by Vice Chair Abdur-Rahman and seconded by Chairman Pitts, to approve a millage rate of 8.87 mills. The motion failed by the following vote:

Yea: Pitts, and Abdur-Rahman

Nay: Thorne, Ellis, and Barrett

Absent: Arrington

Abstain: Hall

f. A substitute motion was made by Commissioner Ellis and seconded by Commissioner Hall, to approve a millage rate of 8.77 mills. The motion failed by the following vote:

Yea: Ellis, and Hall

Nay: Pitts, Thorne, Barrett, and Abdur-Rahman

Absent: Arrington

g. A substitute motion was made by Commissioner Barrett and seconded by Vice Chair Abdur-Rahman, to approve a millage rate of 8.87 mills. The motion failed by the following vote:

Yea: Pitts, Barrett, and Abdur-Rahman

Nay: Thorne, and Ellis

Absent: Arrington

Did Not Vote: Hall

MOTIONS MADE AFTER EXECUTIVE SESSION

h. A motion was made by Commissioner Ellis, to approve a millage rate of 8.80 mills. The motion failed for a lack of a second.

i. A motion was made by Chairman Pitts and seconded by Commissioner Barrett, to approve a millage rate of 8.87 mills. The motion failed by the following vote:

Yea: Pitts, Barrett, and Abdur-Rahman

Nay: Thorne, and Ellis

Absent: Hall, and Arrington

24-0517 Real Estate and Asset Management

Request approval of a recommended proposal - Department of Real Estate and Asset Management request Board of Commissioners review and approval of action plan presented to address immediate facility needs at the Fulton County Jail.

(APPROVED AS AMENDED)

a. A motion was made by Commissioner Thorne and seconded by Commissioner Hall, to approve. **(NO VOTE TAKEN)**

Chairman Pitts asked for a division of the funding requests.

b. A substitute motion was made by Vice Chair Abdur-Rahman and seconded by Chairman Pitts, to approve as amended allocating all funding from the TAD Capital Facility Fund. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

24-0518 Real Estate and Asset Management

Request approval to rescind a contract - Department of Real Estate and Asset Management, 23ITB138788C-JNJ, Electronic Equipment Recycling Services with Vantage Point ITAD, Inc. (Oklahoma City, OK), to provide electronic equipment recycling services for the County. Effective upon BOC approval. **(APPROVED)**

A motion was made by Commissioner Thorne and seconded by Vice Chair Abdur-Rahman, to approve. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

24-0519 Real Estate and Asset Management

Request approval of recommended proposals - Department of Real Estate and Asset Management, 23RFP138801C-JNJ, Standby Emergency Repair and Restoration Services in the total amount not to exceed \$3,000,000.00 with (A) Complete Contracting Partners, LLC (Powder Springs, GA), in the amount of \$1,500,000.00; and (B) Full Circle Restoration & Construction Services, Inc. (Duluth, GA), in the amount of \$1,500,000.00 to provide standby emergency repair and restoration services for County facilities on an "as needed" basis. Effective upon BOC approval through December 31, 2024, with two renewal options. **(APPROVED)**

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

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

24-0520 Human Resources Management

Request approval to modify an amendment to Policy 320-16, Outside Employment Policy. **(REMOVED)**

24-0521 Information Technology

Request approval for Fulton County Information Technology to utilize cooperative purchasing, City of Atlanta Contract, SP-S/DAIM/2210-1230127, On-Call IT Services, in an amount not to exceed \$1,200,000.00 with uWork.com, Inc. d/b/a Covendis Technologies, Inc., (Atlanta, GA). Effective August 12, 2024 through December 31, 2024. **(APPROVED)**

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

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

Health and Human Services**24-0522 Public Works**

Request approval of an Intergovernmental Agreement (IGA) between Fulton County, GA and the City of Johns Creek, GA for water main relocations associated with the road improvements to Abbotts Bridge Road-Persons Road to Promise Parkway (PI-0012788) in the City of Johns Creek, GA, in an estimated amount of \$3,781,595.00. **(APPROVED)**

A motion was made by Vice Chair Abdur-Rahman and seconded by Commissioner Thorne, to approve. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

24-0523 Public Works

Request approval to extend an existing contract - Department of Public Works, FAA Contract DTFWA-15-C000018, Air Traffic Control Services - Night Coverage at Fulton County Executive Airport - Charlie Brown Field, in an amount not to exceed \$147,132.00 with Robinson Aviation, Inc. (RVA) (Oklahoma, OK), to provide air traffic control night coverage services at Fulton County Executive Airport - Charlie Brown Field for an additional six-month period effective July 1, 2024, through December 31, 2024. **(APPROVED)**

A motion was made by Commissioner Thorne and seconded by Vice Chair Abdur-Rahman, to approve. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

COMMISSIONERS' ACTION ITEMS**24-0524 Board of Commissioners**

Request approval of a Resolution of the Fulton County Board of Commissioners to repeal Resolution 17-0820 establishing the annual Joan P. Garner Walk And Health Fair; and for other purposes. **(Thorne) (APPROVED)**

A motion was made by Commissioner Thorne and seconded by Vice Chair Abdur-Rahman, to approve. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, and Abdur-Rahman

Absent: Hall, and Arrington

COMMISSIONERS' PRESENTATION AND DISCUSSION ITEMS**24-0490 Board of Commissioners**

Discussion: Fulton County Development Authority - Project Selection & Community Benefit Guidelines, Foreign Direct Investment Policy, Data Center Policy, and Republic of Korea Relationship. **(Barrett) (HELD ON 7/10/24) (DISCUSSED)**

EXECUTIVE SESSION**24-0525 Board of Commissioners**

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

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

a. A motion was made by Commissioner Barrett and seconded by Commissioner Thorne, to enter into Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, Hall, and Abdur-Rahman

Absent: Arrington

b. A motion was made by Commissioner Barrett and seconded by Commissioner Thorne, to approve the request for representation in item #1 as discussed in Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, and Barrett

Absent: Hall, and Arrington

Did Not Vote: Abdur-Rahman

c. A motion was made by Commissioner Barrett and seconded by Commissioner Thorne, to approve the request for representation in item #2 as discussed in Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, and Barrett

Absent: Hall, and Arrington

Did Not Vote: Abdur-Rahman

d. A motion was made by Commissioner Thorne and seconded by Commissioner Barrett, to deny the request for representation in item #3 as discussed in Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, and Barrett

Absent: Hall, and Arrington

Did Not Vote: Abdur-Rahman

e. A motion was made by Commissioner Thorne and seconded by Commissioner Barrett, to approve the request for representation and the settlement recommendation in item #9 as discussed in Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, and Abdur-Rahman

Absent: Hall, and Arrington

f. A motion was made by Commissioner Thorne and seconded by Vice Chair Abdur-Rahman, to approve the settlement recommendation in item #10 as discussed in Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, and Abdur-Rahman

Absent: Hall, and Arrington

g. A motion was made by Commissioner Thorne and seconded by Commissioner Barrett, to approve the settlement recommendation in item #11 as discussed in Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, and Abdur-Rahman

Absent: Hall, and Arrington

h. A motion was made by Commissioner Thorne and seconded by Vice Chair Abdur-Rahman, to approve the settlement recommendation in item #12 as discussed in Executive Session. The motion passed by the following vote:

Yea: Pitts, Thorne, Ellis, Barrett, and Abdur-Rahman

Absent: Hall, and Arrington

ADJOURNMENT

There being no further business, the meeting adjourned at 3:16 p.m.