

FULTON COUNTY BOARD OF COMMISSIONERS

RECESS MEETING

March 16, 2016



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



MINUTES

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

Scheduled date for ratification: April 20, 2016

CALL TO ORDER: Chairman John H. Eaves

10:00 a.m.

ROLL CALL: Mark Massey, Clerk to the Commission

John H. Eaves, Chairman (District 7, At-Large)

PRESENT

Liz Hausmann, Vice-Chairman (District 1)

PRESENT

Bob Ellis, Commissioner (District 2)

PRESENT

Lee Morris, Commissioner (District 3)

PRESENT

Joan P. Garner, Commissioner (District 4)

PRESENT

Marvin S. Arrington, Jr., Commissioner (District 5)

PRESENT

Emma I. Darnell, Commissioner (District 6)

PRESENT

INVOCATION: Reverend Clifton Dawkins, Jr., County Chaplain

PLEDGE OF ALLEGIANCE: Recited in unison.

ALSO PRESENT: Dick Anderson, County Manager; Patrise Perkins-Hooker, County Attorney; Jeroyln Ferrari; Deputy County Attorney; Todd Long, COO; Anna Roach, CSO; Mark Massey, Clerk to the Commission; Edward Leidelmeijer and Denise Fraser (Vice-Chairman Hausmann's Office); Harriet Thomas (Commissioner Morris's Office); Dorsha Dawkins (Commissioner Arrington's Office); Jonathan Coulborn and Fred Hoffman (Commissioner Ellis's Office); Corey Adams (Commissioner Darnell's Office); Sharon Whitmore, CFO; Hakeem Oshikoya, Finance Director; Kun Suwanarpa (Public Works/General Services); Felicia Strong-Whitaker (Purchasing); Jessica Corbitt (Office of Communications); Tonya R. Grier and Nikki Peterson (Clerk to the Commission Office) and Chad Carlisle and Rick Edwards (Information Technology).

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16-0221	Request approval of a contract renewal – Department of Health and Wellness - to renew a vendor contract between Sibley Heart Cardiology Center and Fulton County's Children Medical Services Program. Previously, this account/vendor was activated as Emory Egleston Childrens Heart Center. Children Medical Services strives to provide a community-based, family-focused, coordinated, culturally appropriate, comprehensive system of medical/health care for eligible children, birth to age 21, with chronic medical conditions. Effective date: January 1, 2016 through December 31, 2016. This program is 100% grant funded, meaning the County does not match any funds. (REMOVED)	64
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- 16-0225 Request approval of Statewide Contract # SWC 99999-001-SPD0000037– Department of Health and Wellness, for media services in the amount of \$50,000.00 with The InterConnect Group (Atlanta, GA) to provide media campaign services to raise public awareness regarding HIV testing, treatment and transmission fostering an environment conducive to individual and community positive behavior change and mobilization, as well as organizational and governmental policy change. Effective upon BOC approval. The contract is 100% grant funded. No county funding is required. **(HELD)** 65
- 16-0226 Request approval to award a contract without competition – Department of Health and Wellness- 16SS101446A-MH, Ora Quick Advance Rapid HIV Antibody Test in the amount of \$85,000.00 with OraSure Technologies, Inc. (Bethlehem, PA) to provide the (FDA Approved) OraQuick ADVANCE Rapid HIV-1/2 Antibody Test Kits with support materials to perform HIV tests in the Fulton County Communicable Disease Laboratories and at community HIV testing events. Effective upon BOC approval through December 31, 2016. This is 100% grant funded program with no requirement for county matching funds. **(HELD)**..... 65
- 16-0227 Request approval of an award without competition - Department of Health and Wellness, 16SS101449A-MH, Georgia HIV & STD InfoLine, in the amount of \$97,500.00 with AID Atlanta, Inc. to provide accurate, culturally competent, and timely information and referrals for individuals who call the Georgia HIV and STD InfoLine or email with questions or concerns regarding STD/HIV transmission, testing and linkage to care. The InfoLine is funded 35% by the State of Georgia, Department of Public Health and 65% by the Fulton County Department of Health and Wellness (FCDHW) with funding from the High Impact Prevention Program. Effective upon BOC approval through December 31, 2016. The contract is 100% grant funded. No county funding is required. **(HELD)** 65

- 16-0228 Request approval to renew existing contracts – Public Works/General Services Department, #14RFP070714K-NH, 2015 Standby Engineering Services, in the total amount of \$1,500,000.00 with (A) Brown and Caldwell, Inc. (Atlanta, GA) \$300,000.00; (B) Peoples & Quigley, Inc. (Sandy Springs, GA) \$300,000; (C) KHAFRA Engineering Consultants, Inc. (Atlanta, GA) \$300,000.00; (D) Burns & McDonnell Engineering Company, Inc. (Alpharetta GA) \$300,000.00; and (E) Prime Engineering, Inc. (Atlanta, GA) \$300,000.00; to provide standby engineering services. This action exercises the first of two renewal options. One renewal option remains. Effective dates: May 6, 2016 through May 5, 2017. **(HELD)** 66
- 16-0229 Requests approval of a contract without competition - Department of Health and Wellness, 16SS101452A-CJC, Media Services, in the amount of \$150,000.00 with Greater Than AIDS (GTA) -Kaiser Family Foundation (KFF) (Menlo, CA) to provide media campaign services to raise public awareness regarding HIV testing, treatment and transmission fostering an environment conducive to individual and community positive behavior change and mobilization, as well as organizational and governmental policy change with funding from the High Impact Prevention Program. Effective upon BOC approval through December 31, 2016. The contract is 100% grant funded. No county funding is required. **(HELD)** 66
- 16-0230 Request approval to award a contract without competition – Department of Health and Wellness, 16SS101447A-CJC, INSTI™ HIV-1 Antibody Test Kits, in the amount of \$75,000.00, with bioLytical™ Laboratories to provide the (FDA Approved) INSTI™ HIV-1 Antibody Test Kits with support materials to perform HIV tests in the Fulton County Communicable Disease Laboratories and at community HIV testing events. Effective upon BOC approval through December 31, 2016. This is 100% grant funded program with no requirement for county matching funds. **(HELD)** .. 66
- 16-0231 Request approval of a MOU - Department of Health and Wellness in the amount of \$149,351.69 to make HIV testing a routine part of medical care within the Fulton and DeKalb county jails. HIV Emory, through its HIV screening program/center for the health of incarcerated person, (hereafter “Jail Testing Initiative”). The “Jail Testing Initiative” will use its best efforts to link HIV positive patients to the care and treatment they need. As appropriate, HIV positive individuals who are referred by Emory to FCDHW will have access to quality HIV care through the Ryan White Programs, Partner Services and Sexually Transmitted Infection (“STI”) treatment. Effective Upon BOC approval. For the period of January 1, 2016 through December 31, 2016. The MOU is 100% grant funded. No county funding is required. **(HELD)**..... 67

16-0232	Request approval to renew an existing contract between Fulton County and Grady Memorial Hospital Corporation, d/b/a Grady Health System (Atlanta, GA) in the amount of \$134,520.00 to provide clinical laboratory services for the Ryan White Program and \$5,000.00 for the PrEP (Pre-Exposure Prophylaxis) Clinic. This is the first of two (2) renewal options. Effective Dates: July 1, 2016-June 30, 2017 (HELD) 67	67
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16-0234	Request approval of the Memoranda of Understanding with two specialty, subject matter expertise firms to support the justice reinvestment initiative: Justice Management Institute at \$161,000.00 and Morehouse School of Medicine at \$92,679.00. (APPROVED) 68	68
16-0235	Request approval to award a contract without competition – Police Department, 16SS100942B, Intoxilyzer 9000 Breath Alcohol Testing Instruments and Accessories in the amount of \$16,964.00 with CMI, Inc. to provide two Intoxilyzer 9000 breath alcohol testing instruments and accessories. Effective upon BOC approval. (APPROVED) 70	70
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16-0238	Request approval of the lowest responsible bidder - Aging and Youth Services, Bid #15ITB100580A-MH, Perishable and Non-Perishable Food Items, in the amount of \$927,900.00 with US Foodservice (Fairburn, GA) to provide perishable and non-perishable food items to the Fulton County Senior Multipurpose Facilities and Behavioral Health Training Centers upon execution of contract through December 31, 2016, with two renewal options. (APPROVED) 78	78

- 16-0239 Request approval of recommended proposals - Aging and Youth Services, RFP #15RFP99590A-CJC Office of Aging Home Repair Services in the total amount of \$900,000.00 with (A) Meals on Wheels Atlanta (Atlanta, GA) in the amount of \$650,000.00; and, (B) Corporate Vision, Inc., (Douglasville, GA) in the amount of \$250,000.00 to provide minor home repair services for senior residents of Fulton County, age 60 and above upon execution of contract through December 31, 2016, with three renewal options. **(APPROVED)** 80
- 16-0240 Request approval to extend an existing contract - Aging and Youth Services, Bid #13ITB84802B-BR Indigent Burials in the amount of \$38,000.00 with Mutual Meadows (Peachtree Corners, GA) to provide internment and cremation services for an additional one (1) month through April 3, 2016. Effective April 1, 2016 through April 30, 2016. **(APPROVED)** 81
- 16-0241 Request approval of recommended proposals - Aging and Youth Services- RFP #15RFP97857A-CJC, Office of Aging In-home Services in the total amount of \$1,172,628.00 with (A) ResCare Home Care (Roswell, GA) in the amount of \$390,876.00; (B) Senior Connections, Inc. (Atlanta, GA) in the amount of \$390,876.00; (C) Georgia Community Support and Solutions (Atlanta, GA) in the amount of \$390,876.00 to provide in-home services to senior residents of Fulton County, age 60 and above upon execution of contract through December 31, 2016, with four renewal options. **(REMOVED)**..... 81
- 16-0242 Request approval of the 2016 Community Services Program (CSP), Evaluation Committee recommendations in the amount of \$5,452,300.00. CSP funding will support the delivery of essential community services to Fulton County residents in the areas of: Economic Stability/Poverty; Senior Services; Children & Youth Services; Homelessness; and Disabilities. **(REMOVED)** 82
- 16-0243 Request approval to rescind an award - Department of Real Estate and Asset Management, Bid#15ITB98380K-JAJ, Central Library Roof Replacement in the amount of \$1,343,000.00 with Integrated Building Services (Marietta, GA), to provide all labor and materials for the replacement and installation of roof system at the Central Library. Effective upon BOC approval. **(RESCINDED)** 82
- 16-0244 Request approval of the lowest responsible- Department of Real Estate and Asset Management, Bid #15ITB98 380K-JAJ, Central Library Roof Replacement in the amount of \$1,433,000.00 with Ideal Building Solutions, LLC (Atlanta, GA), to provide all labor and materials for the replacement and installation of roof system at the Central Library. **(APPROVED)** 83

- 16-0245 Request approval of the Rental Fee Schedule for the five Fulton County Arts facilities & request approval of the Reservation and Use Guidelines for the five Fulton County Arts facilities. **(HELD FOR 30 DAYS)** 84
- 16-0246 Request approval of the lowest responsible bidders-Department of Real Estate and Asset Management, Bid #16ITB58461C-MT, Standby Plumbing Repair Services in the total amount of \$100,000.00, with (A) Raw Plumbing and HVAC Services (Douglasville, GA) in the amount of \$60,000.00 and (B) J Squared Plumbing Co., Inc. (Decatur, GA) in the amount of \$40,000.00 to provide standby plumbing repair services. Effective upon execution of contracts through December 31, 2016, with two renewal options. **(APPROVED)**..... 96
- 16-0247 Request approval of lowest the responsible bidders - Department of Real Estate and Asset Management, Bid #16ITB48399C-MT, Countywide Solid Waste Disposal and Recycling Services in the total amount of \$744,963.96 with (A) Georgia Waste Systems, Inc., d/b/a Waste Management, Inc. (Lake City, GA) in the amount of \$350,580.96 and (B) Advance Disposal Services of Atlanta, LLC (Ball Ground, GA) in the amount of \$394,383.00 to provide landfill solid waste disposal and single stream recycling services. Effective upon execution through December 31, 2016, with two renewal options. **(APPROVED)** 97
- 16-0248 Request approval of the lowest responsible bidders - Department of Real Estate and Asset Management, Bid #16ITB23742C-MT, On-Site Door/Overhead Door Repair & Preventive Maintenance in the total amount of \$100,000.00 with (A) Overhead Door Company of Atlanta (Atlanta, GA) in the amount of \$70,000.00, and (B) DH Security Solutions (Atlanta, GA) in the amount of \$30,000.00 to provide on-site door/overhead door repair and preventive maintenance services effective upon execution of contracts through December 31, 2016, with two renewal options. **(APPROVED)** 98
- 16-0249 Request approval of the lowest responsible bidders – Department of Real Estate and Asset Management, Bid #16ITB74223C-MT, Locks, Door Hardware & Locksmith Services in the amount of \$70,000.00, with Overhead Door Company of Atlanta (Atlanta, GA) to provide locks, door hardware and locksmith services. Effective dates: Upon BOC Approval through December 31, 2016, with two renewal options. **(APPROVED)** 99
- 16-0250 Request approval to extend an existing contract - Department of Real Estate and Asset Management, Bid #13ITB86643C-MT, Fire Sprinkler Protection System Maintenance in an amount not to exceed \$30,000.00 with VSC Fire Security, Inc. (Norcross, GA) for an additional three month period to provide fire sprinkler protection maintenance services. Effective upon BOC approval through June 30, 2016. **(APPROVED)** 99

16-0251	Request approval to utilize Cooperative Purchasing through US Communities, under this Master Agreement #15-JLP-023 – Department of Real Estate and Asset Management, HVAC Controls Upgrade in the amount of \$215,362.00 with Trane U.S., Inc. (Doraville, GA) to provide and install controls upgrade, replace and upgrade existing heating systems and install new split system at the Dorothy C. Benson Senior Multipurpose Center. Effective date: Upon BOC approval. (APPROVED) .	100
16-0252	Request approval of the lowest responsible bidders - Department of Real Estate and Asset Management (DREAM), Bid #16ITB98998C-DR, Janitorial Services for Selected County Facilities in the amount of \$1,184,535.00 with (A) Mason's Professional Cleaning Services (Memphis, TN) in the amount of \$639,614.20; (B) Acsential Services (Atlanta, GA) in the amount of \$103,014.64; (C) Property Choice (Atlanta, GA) in the amount of \$159,788.36; (D) Diversified Maintenance (Birmingham, AL) in the amount of \$168,877.48; and (E) Advanced Building Group, LLC (Marietta, GA) in the amount of \$113,240.32 to provide general cleaning services for selected Fulton County facilities. Effective dates: April 1,2016, through December 31, 2016, with two renewal options. (APPROVED)	101
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CONSENT AGENDA

Board of Commissioners

16-0198 Clerk to the Commission

Adoption of the Consent Agenda - **(ADOPTED)** 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.

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

The motion passed by the following vote:

Yeas: 6 - Eaves, Hausmann, Ellis, Garner, Arrington, Darnell
Absent: 1 - Morris

Mark Massey, Commission Clerk - "Page 2. Consent Agenda. **#16-0198**. 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."

Commissioner Garner - "So moved."

Chairman Eaves - "Is there a second? Second. Let's vote, Commissioners."

Clerk Massey - "On the motion to adopt today's Consent Agenda. That motion passes. Six yeas, zero nays."

16-0199 Clerk to the Commission

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

Proclamation recognizing "Alpha Phi Alpha Fraternity, Inc. 85th Anniversary Southern Region Convention Day." **(Eaves)**
March 5, 2016

Proclamation recognizing "Leadership Johns Creek Government Day."
(Hausmann)
March 10, 2016

All People are safe

16-0200 Police

Alcoholic Beverage Licenses – Grant approval for license application submitted by Lynmark Business Inc, d/b/a Cedar Grove Shell for the retail sale of beer and wine at 6015 Lynmark Way, Fairburn, GA 30213. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

16-0201 Police

Alcoholic Beverage Licenses – Grant approval for license application submitted by Raintung Enterprise Inc. d/b/a Mulan Cascade, for the sale and consumption of wine, malt beverages, and distilled spirits on the premises at 1195 Fairburn Road, Ste .100 Atlanta GA 30331. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

16-0202 District Attorney

Request approval of the 2015 Equitable Sharing Agreement and Certification with the U.S. Department of Justice for the Fulton County District Attorney's office, establishing the requirements for participation in the Federal Equitable Sharing Program and the restrictions upon the use of federally forfeited cash, property, or proceeds. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

All People are self-sufficient

16-0203 Housing and Human Services

With the passage of Workforce Innovation and Opportunity Act (WIOA), Georgia's legislature passed House Bill 348, now codified at O.C.G.A. §§ 50-7-90, 91, to support the State's implementation of WIOA. The new state law provides a broader foundation for the State Workforce Development Board (SWDB) and Workforce Development to develop rules, regulations, and policies which will further support the implementation and administration of the WIOA-funded programs across the state. As such, the Chief Local Elected Official (CLEO) signature is requested to be in compliance with Georgia Workforce Development Division. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

All People are culturally and recreationally enriched

16-0204 Library Arts & Culture

Request approval to apply for and accept a grant award of \$5,855.00 from the Atlanta-Fulton Public Library Foundation for Library System internal mini grant program. Mini-grants fund small projects and programs throughout the library system. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

16-0205 Public Works/General Services

Request approval of a Right of Way Deed Dedication from Fulton County to the City of Atlanta to dedicate 0.106 acres in fee simple, real property located in Land Lot 73 of the 14th District, of Fulton County in conjunction with the installation of sidewalks and the construction of roadway improvements at the new Southeast Branch Library. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

All People trust government is efficient, effective, and fiscally sound

16-0206 Finance

Payment Voucher Expenditure Report – February (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

16-0207 Finance

Refund Report - February 2016 (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

16-0208 Real Estate and Asset Management

Request approval of Amendment No. 2 to Rooftop Site Agreement between Fulton County, a political subdivision of the State of Georgia (Landlord) and Metro PCS Georgia LLC, a Delaware limited liability company (Tenant), successor in interest to Metro PCS Georgia, Inc. for antenna and equipment space on a County cell tower located at 460 Morgan Falls Road, Sandy Springs, Georgia. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

- 16-0209 Real Estate and Asset Management**
Request approval to execute a Quit Claim Deed to convey any potential real property interests Fulton County may have in the Georgia Dome Stadium Site to the State of Georgia to eliminate the possibility of title discrepancies. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

RECESS MEETING AGENDA

Board of Commissioners

- 16-0210 Clerk to the Commission**
Adoption of the Recess Meeting Agenda. (ADOPTED AS AMENDED)

A motion was made by Commissioner Garner and seconded by Vice-Chairman Hausmann to adopt the Recess Meeting Agenda as amended by removing items #16-0222, #16-0241, and #16-0261, #16-0262 as requested by the County Manager and Chairman Eaves.

The motion passed by the following vote:

Yeas: 7 - Eaves, Hausmann, Ellis, Morris, Garner, Arrington, Darnell

Mark Massey, Commission Clerk - "Page 4. **#16-0210**. Adoption of the Recess Meeting Agenda. Mr. Chairman and members of the Board, we have received several requests from the County Manager to remove items beginning on page 8. Item **#16-0221**. Also on page 8, **#16-0222**. On Page 13 there are also two items. **#16-0241** and **#16-0242**."

Chairman Eaves - "Colleagues, is there a motion to --."

Clerk Massey - "I'm sorry, Mr. Chairman. We do have some add-ons as well. There are several add-on items. The first one requested by the County Manager is **#16-0261**. Request approval to executive a short-term lease agreement for a portion of the North Fulton Service Center parking lot. Item **#16-0262**. Presentation of Georgia State University's independent audit report of the Fulton County Police Department's Bias Based Enforcement Program. Chairman Eaves would like to add item **#16-0263**. Request approval of a Resolution to appoint the Clerk of Magistrate Court and to enact a salary supplement. Chairman Eaves would also like to add item **#16-0264**. Discussion: Superior Court fiscal concerns involving pre-trial programs and other judicial services and innovations. And finally, Chairman Eaves would like to add a full

Board appointment. Item **#16-0265**. Region Three EMS Council. Chairman Eaves has nominated Mr. Kenneth J. Simpson, and this is for a reappointment."

Chairman Eaves - "Is there a motion to approve the Agenda as amended?"

Commissioner Garner - "So moved."

Vice-Chairman Hausmann - "Second."

Commissioner Arrington - "I have a friendly amendment, Mr. Chairman. I was in the queue."

Chairman Eaves - "Okay. Commissioner Darnell is first then you go, Commissioner Arrington."

Communicate Darnell - "Yes. I think he was first in the queue. I would like to revised the Agenda. Under Proclamations, to move the Proclamation State 6A Westlake High School champions first so they can return to class."

Chairman Eaves - "All right. Commissioner Arrington."

Commissioner Arrington - "And I would like to ask that we hold item **#16-0245** in regards to the Arts fee rental schedule, that item removed."

Chairman Eaves - "What?"

Commissioner Arrington - "Item **#16-0245**. Library Arts and Culture. Request approval of the rental fee schedule for the Arts facilities."

Chairman Eaves - "Hold it?"

Commissioner Arrington - "Hold or remove, either/or."

Chairman Eaves - "For how long?"

Commissioner Arrington - "At least 30 days will be fine."

Chairman Eaves - "Does that have any impact of that? There is?"

Vice-Chairman Hausmann - "I think we can discuss it and then decide if we want to hold it or not."

Chairman Eaves - "Yes. Are you amenable to that, Commissioner Arrington, your request, discussion and the option of either holding it or not holding it?"

Commissioner Arrington - "That's fine."

Chairman Eaves - "Okay. All right. Two friendly amendments to the motion. Was there a motion?"

Clerk Massey - "Yes. There was a motion."

Chairman Eaves - "All right."

Clerk Massey - "But I don't know if they accepted it."

Vice-Chairman Hausmann - "Mr. Chairman, I believe there was one that we accepted."

Chairman Eaves - "Okay. That was moving up the Westlake Basketball team. All right. Let's vote, Commissioners."

Commissioner Arrington - "I'm sorry. Mr. Chair, I would also like to move up the Proclamation for the principal from Maynard Jackson High School as well."

Chairman Eaves - "Yes. We can make that adjustment. Okay. Thank you. Let's vote, Commissioners."

Clerk Massey - "That motion passes unanimously."

16-0211 Clerk to the Commission
[Ratification of Minutes. \(RATIFIED\)](#)

Recess Meeting Minutes, February 17, 2016
Regular Meeting Post Agenda Minutes, March 2, 2016

A motion was made by Commissioner Garner and seconded by Commissioner Ellis to ratify meeting minutes.

The motion passed by the following vote:

Yeas: 7 - Eaves, Hausmann, Ellis, Morris, Garner, Arrington, Darnell

Mark Massey, Commission Clerk - "#16-0211. Recess Meeting Minutes and Regular Meeting Post Agenda Minutes for ratification."

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

Commissioner Garner - "So moved."

Commissioner Ellis - "Second."

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

Clerk Massey - "And that motion passes unanimously."

16-0212 Clerk to the Commission

Presentation of Proclamations and Certificates. (PRESENTED)

Presentation by Georgia State Representative Keisha Waites to Commissioner Joan P. Garner with an Outstanding Georgia award and recognize her with Resolution HR 1385 adopted and approved by all Members of the Georgia House of Representatives.

Proclamation recognizing "Boys and Girls Club Week." **(BOC)**

Proclamation recognizing "National Nutrition Month." **(Eaves/Garner)**

Proclamation recognizing "Principal of the Year Ms. Stephanie S. Johnson, Maynard Holbrook Jackson High School, Appreciation Day." **(Arrington)**

Proclamation recognizing "Westlake High School Boys Basketball Team 2016 Class AAAAAA State Champions." **(Darnell/Arrington)**

Mark Massey, Commission Clerk - "#16-0212. Presentation of Proclamations and Certificates. The first item is a Proclamation recognizing Westlake High School Boys Basketball Team 2016 Class 6A State Champions. This is cosponsored by Commissioner Darnell and Commissioner Arrington."

Commissioner Darnell - "I want to ask

Chairman Eaves - "Okay. We're very honored to do this and following that, we'll do the principal of Maynard Jackson High School."

Commissioner Darnell - "I want to ask the State Champions 6A of the State of Georgia to come on down. Let's give them a hand."

(Whereupon, there was a round of applause)

Commissioner Darnell - "Down here in this building, we don't get a chance to associate with champions too much. But we're not going to prolong this. We'd like for them to really stay all day so we can just rub against some champions. We are deeply honored that Principal Bates, Coach Rogers, the Athletic Director Mr. Wilson, the parents, the alumni and the friends of the Westlake High School Boys Basketball Team 6A are here to join us here this morning as we pay tribute to these young men for their outstanding achievement in excellence not only in athletics, but in hard work, self discipline and self-respect. Let's give them another hand."

(Whereupon, there was a round of applause)

Commissioner Darnell - "I'm going to just read the Resolution because I want to hear from the school representatives as well as we're being joined this morning by the Honorable Linda Bryant who is a member of the Fulton County Board of Education who works as a part of this team every day. Whereas, the 2015-2016 Westlake High School Lions Boys Basketball team are State of Georgia 6-A Champions; and Whereas, James Lewis scored 21 point and led Westlake to a 68-58 overtime victory against the Pebblebrook High School Falcons of Mableton earlier this month at the 6-A Championship in Macon, Georgia; and Whereas, it is the third state title for Westlake and the first since 2002; and Whereas, it was the fourth meeting this season between the two Region 3-6 A rivals with Westlake winning them all and in the championship game keeping their opponent scoreless in the overtime; and Whereas, the 2015-2016 Westlake Lions Boys Basketball team under the leadership Coach Darron Rogers and his staff have achieved the highest standards in excellence in the areas of athletics, hard work, self-discipline and self-respect; Now, therefore, Be It Resolved, that the Board of Commissioners congratulates the Westlake High School Lions for their outstanding achievement as Class 6-A State Champions and does hereby proclaim Wednesday, today, March 18, 2016 as Westlake High School Boys Basketball Team Appreciation Day in Fulton County, Georgia from Alpharetta and Palmetto and from Bankhead to Buckhead. Let's give them a hand."

(Whereupon, there was a round of applause)

Commissioner Darnell - "You know people say there was a great generation. But my belief is this is the best generation. This is the generation that not only has ability and skill but this is the generation that cares about their community. They care about their family. These young men have more than athletic ability they have hearts that care about their little brothers and sisters. They care about their mothers and fathers. And that is for this reason that the Board of Commissioners has established as one of its highest priorities working with the entire community to see that these boys win not only basketball championships but they live in freedom and die on time and not before time. I want to ask Coach Rogers, I said to him this morning, I want to come to you first because you are an example of what it takes in order to be successful with young people today. In fact, I think he might need to go around and teach us how you do that. How do you make winners out of young men without hollering and screaming and putting them down? Coach Rogers, would you come and have a word to say with us before we present --."

Mr. Rogers - "Good morning. First, I want to thank my principal Ms. Bates, the Fulton County School System, all of Westlake family, Commissioner Ms. Darnell for having us down to receive such an honor. Working with young people is a privilege. It's a blessing. Before I start, I just to say I want to give honor and glory to God. Without him I don't think this could have been accomplished. I want to thank the coaching staff. If you all would come forward, Coach Rodgers Jr., my son, Coach Simmons and Coach Bernard. And I also want to thank Coach Wilson our AD. The Westlake staff has been

so supportive led by our principal Ms. Bates to help us accomplish this. The South Fulton family and community is behind us. Working with young men is sometimes tough, but they reward you by working hard, coming to practice, showing discipline, showing hard work and working hard in the classroom. It would be very difficult for them to play for this coaching staff if they didn't work hard in the classroom and carry themselves like young men. Again, I want to thank you all for the support and for this honor. Thank you."

Commissioner Darnell - "Thank you. Let's give them a hand, the coaching staff. Principal Alexandra Bates, would you have a word?"

(Whereupon, there was a round of applause)

Ms. Alexandra Bates - "Good morning, everyone. We are so appreciative of all the support that we have received as a school on behalf of these young men. I'm going to tell a very quick story. After we won, it was the Monday after, we're all in the cafeteria. I was talking to some of these young men. I wanted to learn something. I wanted to learn a lesson that I felt as if I could only learn from them. And the question I had was, at halftime they were down by ten points, down by ten points. I said, what happened in the locker room? What happened in the locker room when you were down by ten points and how can you win the game by ten points when you were down? What happened? And I didn't really expect the answer that I got. The answer that I got was we just kept it cool in the locker room. And by watching ESPN with my husband who knows what goes on in a locker room during halftime when you're losing, I just couldn't believe that they said that we kept it cool and we were focused on winning. Sometimes in life we are losing, and you keep your eyes on the losing part and not on what the goal is which is winning. And that made me feel really proud to be their principal that they had the maturity, the grit, the wherewithal, the knowledge to know that it may appear as if you are losing but you can still win. So as a principal, that is a lesson that I myself have to learn from, that the students in our student body can learn from. So today, I really appreciate these young men for showing us what true grit is. True grit is when you're losing, when you're really losing in a State championship game where people drove a really long way to see you, where the pressure is really, really high to go back into a locker room and not accuse your teammates, not to put down your teammates, like, man, you should have made that shot, it's all your fault. No. They went in and encouraged each other and kept the focus on winning, not the fact that they were losing. So today I want to honor our young men. I want to honor the leadership that they have because it is true leadership that teaches young men how to do that, because they could have gone in the locker room and had a very different experience. But that is about true leadership. And I can only attribute that to Coach Rogers and his staff that has put a focus on academics first, academics first then playing, because they are students first then athletes. I would be remiss without recognizing our Board member Linda Bryant today. This week is Board appreciation week and we just want to honor the fight that she also has, that winning mentality she also has. She fights a lot of fights for these young men without them even knowing. And in front of all of you today, I just want to say we appreciate you for everything that you do seen and unseen. We

appreciate you, and we appreciate you young men and the leadership that has brought a state championship. It's not about the trophy. It's about what's on inside that we feel as if we won. It is not about the trophy. Thank you very much."

Commissioner Darnell - "We're not going to present the Proclamation we'd like for Coach Rogers to come forward along with Ms. Linda Bryant. I'm going to ask members of the Board to (talking away from microphone). Before I present the Proclamation, though, I'd like to ask would any member of the Board would like to make a statement. John."

Chairman Eaves - "Well, I certainly want to thank my colleagues, Commissioner Darnell and Commissioner Arrington for really putting forth this well-deserved and a very important Proclamation. I want to congratulate Coach Rogers and the team, you're making us proud. But I do want to make a statement I think is incredibly important. The wonderful athletic accomplishment that this team performed in my opinion, Ms. Bryant, matches up to the academic powers of Westlake school, so this is one time the athletics roles to the acc -- I think it's important and it's a credit to your leadership and to your leadership as well as on a Board level. This school is truly a crown jewel in the Fulton County School System. So fellows, congratulations for what you did on the court, but more importantly you are also making the school as an academic star in our community shine even brighter. Congratulations."

Commissioner Arrington - "I'm just very honored and humbled to be here today standing with the 2016 State Champions of Westlake High School. While Westlake sits inside of District 6, a lot of students from District 5 attend Westlake including my daughter. And so she was in making at the game and we're just very proud and very honored of you all. Just always remember to do your best. I'm so honored to hear what your principal said that you guys kept your cool. Always keep your cool and always do your best and you'll continue to excel in life. Thank you so much."

(Whereupon, there was a round of applause)

Commissioner Darnell - "All right. We're going to take the photo. The remarks that the principal made about what happened at half time, as well as the end of the game and overtime reminds me of something that they used to tell us years ago. It's good to win, but we're not called to win. We're called to be faithful. Be faithful. We're called to be faithful and when you're faithful, you often win. Don't you, Coach? Let's take this -- let's pull in and I'd like to have members of the Board to come and join us. One County, one County. Right. All parents and friends of Westlake, would you stand? Parents and friends, alumni, supporters, let's give them a hand. Thank you."

(Whereupon, there was a round of applause)

Mark Massey, Commission Clerk - "The next Proclamation is a Proclamation recognizing Principal of the Year, Ms. Stephanie S. Johnson of Maynard Holbrook Jackson High School appreciation day. That's sponsored by Commissioner Arrington."

Commissioner Arrington - "Ms. Johnson, would you come on down? Is she here today? All right. There she is. All right. All right. Welcome. Welcome."

(Whereupon, there was a round of applause)

Commissioner Arrington - "We are truly honored in Fulton County because we have great high schools all over. Obviously, we're proud of Westlake, but right now we're also proud of Ms. Johnson who is at Maynard Jackson High School who's been named APS's Principal of the year -- Georgia Principal of the Year, another state champion. We got two state champions in the house. Whereas, Stephanie Stephens Johnson has been a high school principal for ten years including four at Atlanta Public Schools, Maynard Holbrook Jackson High School and International Baccalaureate school; and Whereas, Stephanie Johnson has earned numerous awards over the past decade, including being named the only principal from Atlanta Public Schools to receive the 2014 Atlanta Families' Award for Excellence in Education and most recently being named the 2016 Principal of the Year by the Georgia Association of Secondary School Principals; and Whereas, the Principal of the Year honor recognizes principals who excel in educational leadership while resolving complex problems, developing self and others and providing community service; and Whereas, Stephanie Johnson attributes her success to a passion that drives her to ensure that each student actualizes their highest potential as fueled by an earnest hope that she is providing them with the tools necessary for success; and Whereas, as principal, Stephanie Johnson successfully reset the school's standards by sharing her purpose, vision and mission for the school year through a dedication to serve the students and community members at Jackson High and by supporting the teachers and leaders to ensure student success; and Whereas, Stephanie Johnson will be representing Georgia for the National School Principal of the Year award during a ceremony this September in Washington where she will receive her award, Now, therefore, be it resolved that the Board of Commissioners of Fulton County recognizes Stephanie Johnson for her outstanding service as being named the 2016 Principal of the Year in Georgia for her excellent leadership as well as her unwavering dedication to parents, teachers and students and does hereby proclaim Wednesday, March 16, 2016 as Stephanie Johnson Appreciation Day in Fulton County, Georgia."

(Whereupon, there was a round of applause)

Chairman Eaves - "First of all, thank you, Commissioner Arrington, for putting forth this Proclamation. I've not had a chance to meet you but I want you to know that your reputation really precedes you. I was over in the eastern part of Atlanta a couple of years and a friend told me that there's a new principal over there doing great things and spoke so glowingly about you. I went over to Jackson before the physical transformation occurred and it was not the best of physical conditions. And just like there's a butterfly transformation experience from a caterpillar to a butterfly, I saw not only a physical transformation but your great leadership is also doing a transformation with the kids in Jackson High School. So I want to thank you, and I hope this Proclamation further encourages you and makes you even more dedicated. The Fulton

County Government, Commissioner Arrington and all the other Commissioners, we all appreciate the good work you're doing in our community. Thank you."

Ms. Stephanie Johnson - "Well, good morning to everyone. I just want to thank the Commissioner and Mr. Arrington, I want to thank you all very much for this opportunity and for this award. I want to thank my boss associate superintendent of high schools, Dr. Timothy Gatson, who is a wonderful support for all of Atlanta, and I'm going to say everyone because it goes outside anybody that calls on him. He's always there and very knowledgeable and truly in it for the children, which is what we all have to be. And I just want to thank all of you all for giving me the opportunity to serve in something that I absolutely love. When I won the award, as with any day, you know, when I wake up every morning I ask the Lord to show me how I can serve him in my will, in my job. And it's so funny because there will be days that like literally you'll have somebody to walk through and they'll cuss you out. And then the next thing, they're in your office balling and crying about what they're going through. You know it's never about you when you're dealing -- and you know, and my philosophy -- for the 21 years my philosophy has been if every child just has one person in their life that's so crazy about them that they refuse to let them fail then society is going to be so much better. Our children are going to be successful and we have to do that. And I just think that it's important for all of us to figure out a way to find a child when they are going wrong or when they're not quite acting like you would like for them to do, even within your own neighborhoods and venture outside your own comfort zone. And when those children don't act quite like you want them to, you can't run away. You can't walk into a school and say, you know, what, I'm going to be a mentor because it's Easter and I got to do something this year. You have to say I'm going to be a mentor because I care about this child and when they cuss me out or when they don't return my phone calls I'm not going to give up on this child. I'm going to continue to say do you have your uniform, do you have food, do you need tutorials, you know, what do you need, because some adult in their life may not be providing what they need. Now, that's the philosophy that I lead with and people say all the time and they walk up to me and they say how are you going to sustain all of this if you don't know. We had 67 extra-curricular activities at Maynard Jackson at every since GSHA sport, and like my children win. If you know Maynard Jackson, we win everything, you know, but so it wasn't in vain. But I'm out, and I tell people I'm out till 9:00 or 10:00 every night asking for checks and for support because one of our philosophies is if you can't pay for it I don't want you to have the opportunity to not to be able to do what might get you a scholarship or something. So I'll figure out a way to get it paid for. But I'm just saying that to say access, opportunity and commitment to children is my philosophy in leadership and I hope that some of you here today may know someone who may want to call us and join our wonderful team at Maynard Jackson High School and the building and foundation that we're trying to build over there because I want all the programs to sustain, but it does take strong and dedicated community members to make this happen. And that's the story of Maynard Jackson that I feel that has to be told of what happens -- and I know I'm going long -- but I just feel that Maynard Jackson's story over the last four years and that class of 2016 is the story of what happens when people get behind your traditional high schools and the communities, you don't run away to other things. You build your own

community. You build your success. You build your own story. The only thing that can happen is that is happens good for you, because once that school is great, property taxes will be just good, I mean, go well for you. You know, your housing values are going to go up. You know, building your school means building a strong community and I just ask everyone to put your energy and your efforts into building your schools. Thank you very much. I do appreciate the time today. And I surely appreciate this. Thank you."

Mark Massey, Commission Clerk - "Presentation by State Representative Keisha Waites to Commissioner Joan Garner with an outstanding Georgia award and recognize her with Resolution HR 1385, adopted and approved by all members of the Georgia House of Representatives."

Chairman Eaves - "We're certainly happy to have among us our esteemed colleagues from the State Legislature Representative Keisha Waites as well as Representative Able Mable Thomas. Representative Waites reached out to me a few months ago expressing her desire to honor one of our esteemed colleagues who has demonstrated incredible, incredible courage during a challenging period of her life and she is triumphant. And so --."

Honorable Keisha Waites - "Mr. Chairman, thank you so much for this wonderful opportunity to be before you this morning. Members of the Board, distinguished guests, I'm jointed by my colleague, Representative Able Mable Thomas. We're here this morning because we simply wanted to take a moment to recognize one of our distinguished Georgians with House Resolution 1385. I won't read it in lieu of time but I simply want to highlight that it is abundantly fitting and proper that she be recognized for her outstanding accomplishments, for her remarkable service, and it is appropriately fitting that the Georgia House of Representatives recognize her community service and many, many years of hard work in our great state. So we thank you so much for everything that you do, everything that you've done and everything that you're about to do. On behalf of the state of Georgia, our Governor, we salute you. Representative Thomas."

(Whereupon, there was a round of applause)

Honorable Mable Thomas - "It is an honor to be here to recognize a dynamic leader for our people. So first giving honor to God as leader of my life, it is honor to be here at Fulton County. So Joan, what I'd like to say to you is the state of Georgia, Secretary of State our Brian Kemp, Secretary of State of the State of Georgia do hereby proclaim Joan Garner as an Outstanding Georgia Citizen. May this outstanding citizen be afforded every courtesy as a goodwill ambassador on Georgia in her travels to other states, to nations beyond the borders of the United States of America wherever she may have to travel or reside. Thank you for your service to our state and testimony where of I have here unto set my hand and affix the seal of office at the State Capitol. Brian Kemp, Secretary of State."

(Whereupon, there was a round of applause)

Commissioner Garner - "Good morning, everyone. First of all, let me say thank you, Representative Waites for this. It was quite a surprise and quite a shock. And also thank you, Representative Mable Thomas. I am deeply humbled. I am very honored and excited and proud to be named Outstanding Georgia Citizen. That comes with a lot of responsibility, and my main goal is to serve. But I cannot do it alone and I have not done it alone. And so I just want to take this opportunity to thank all of you my colleagues on the Board for your support and working together to make this County a strong county and a number one county. I want to thank all of the constituents of Fulton County but particularly those who reside in District 4. I see my Mills family over here as well as the Darnell center family and I really respect and appreciate all that you do because I would not be here if it were not for me standing on your shoulders and laying the foundation. I want to thank my staff team because when I was going through my challenge this past year, they were there holding the fort for me and making sure that the work didn't stop even though I had to stop, the work didn't stop, so thank you staff team. And to my partner who was there for me, all the way. Family and friends are very important and I would not have made it through had it not been for the encouraging words, for the phone calls, for the visits, for the meals and everything else that people brought and gave to me, so I am very honored and very privileged to be standing here and very privileged to be serving the people of Fulton County and the state of Georgia. So again, thank your colleagues in the House, Secretary of State, I am honored. Thank you."

(Whereupon, there was a round of applause)

Mark Massey, Commission Clerk - "The next Proclamation is sponsored by the full Board of Commissioners. A Proclamation recognizing Boys and Girls Club Week."

Chairman Eaves - "Any representatives from the Boys and Girls Club present? If not we will -- oh. So we have Marsha Thomas is the regional director of operations for the Boys and Girls Club representing this wonderful organization. We have it's a Proclamation. The young people of Fulton County are tomorrow's leaders and many such young people need professional youth services to help them reach their full potential. There are nine Boys and Girls Club organizations in Fulton County that provide 1200 young people that service 1200 young people annually. Boys and Girls Clubs are places where great futures start and are at the forefront of efforts in academic success, healthy lifestyles, and good character and citizenship. Boys and Girls Club organizations in our state help to ensure that our young people keep off the streets, offering them a safe and supportive place to go and provide them with quality programs. The Boys and Girls Club of Fulton County will celebrate National Boys and Girls Club Week, 2016 along with some 4,000 Clubs and more than two million young people nationwide; because of the wonderful accomplishments and the good work of this distinguished organization not only locally but also nationally, the Board of Commissioners now, therefore, resolve that we recognize the Boys and Girls Club for its outstanding programs that enhance the lives of young people who attend its clubs, and

does hereby proclaim the week of March 7 through the 12 of 2016 as Boys and Girls Club Week in Fulton County, Georgia. Let's give Ms. Thomas and her wonderful colleagues of the Boys and Girls Club a round of applause. Thank you so much for what you're doing."

(Whereupon, there was a round of applause)

Ms. Marsha Thomas - "Good morning. And I just want to say thank you for this Proclamation. We do serve over 1200 young people in Fulton County. We have three partnerships with the Center of Hope, we have one club and school, and five traditional clubs. If you're not familiar with the Boys and Girls Club, we serve in the after school space in those areas of character and leadership, healthy lifestyles and academic success. And we provide that service for these young people for only \$50 a year. So we do great work with little resources and we would love for you to join us in that movement and you can find us online of course and there's a lot of volunteer opportunities for you to do so. Again, thank you, Mr. Chairman."

Mark Massey, Commission Clerk - "The next Proclamation is cosponsored by Chairman Eaves and Commissioner Garner. A Proclamation recognizing National Nutrition Month."

Chairman Eaves - "Commissioner Garner is our Health Commissioner so you're going to have the honor of doing this Proclamation."

Commissioner Garner - "We know that great nutrition is part of great health. Right? So it gives me great honor and a pleasure to present this Proclamation on behalf of the Board of Commissioners. We want to thank you all for all the work that you do for the citizens of Fulton County. Whereas, eating nutritious food is the foundation of living a disease-resistant healthy life; and choosing a daily variety of foods from the food groups of fruits, vegetables, grains, protein foods and dairy provides the best way to meet caloric and nutrition needs; and children and adults have different calorie and nutrition needs and everything a person eats and drinks matters; therefore the amount of food consumed, i.e. portion size is another important component of building a healthy eating style or diet and Fulton County vigorously promotes nutrition through all programs in the Department of Health and Wellness and Cooperative Extension Services. Fulton County Women's, Infants and Children or WIC program gives infants and toddlers a healthy start in life when their mothers are taught the importance of breastfeeding and receive nutrition counseling and food vouchers to insure their families grow strong and thrive; and Cooperative Extension's Fulton Fresh Mobile Farmers Market, Family and Consumer Science, Master Gardening, Urban Gardening, Expanded Food and Nutrition Education Program and Supplemental Nutrition Assistance Program programs have led the way in creating a more vibrant, healthier and nutritionally well-informed Fulton County; and all citizens are encouraged to savor the flavor of healthy foods, and to fully utilize the resources of Fulton County's programs to learn how to grow, shop for and prepare nutritious meals for a lifetime of healthy living; and Now, therefore, be it resolved, that the Fulton County Board of Commissioners, in support of the principles

and guidelines established by the U.S. Department of Agriculture for good nutrition, does hereby proclaim the month of March 2016, as National Nutrition Month in Fulton County, Georgia. Let's give our Cooperative Extension Group a hand for their good work."

Ms. Menia Chester - "My name is Menia Chester and I am the Director of Fulton County Cooperative Extension. I am so very pleased to be here and I would like to thank the entire Board of Commissioners for their support of our programs. The Fulton Fresh Mobile Farmers Market Program is a nutrition education program and these young ladies here work with this program in the communities and we have done some great work that is being duplicated in DeKalb County with their big green bus, Clayton County is coming online in May and so is Cobb County and Chatham County. So we're very excited that the work that we are doing in Fulton County is very, very innovative and we have a different approach to addressing nutrition. We actually teach nutrition education classes and we give you a sample of something healthy to eat. We know in the South we love to cook our Collard Greens with some type of meat fat back or turkey. But we teach you how to eat raw Collard Green salads, Kale salads and everything that's such and we give you recipes as well. We also work in conjunction with our Health Department to make sure that we are servicing the proper people as well. And there is someone from the Health Department who -- no. Okay. Well, we just thank you very much."

(Whereupon, there was a round of applause)

PUBLIC HEARINGS

Board of Commissioners

16-0213 Clerk to the Commission

Public Comment - **(CONDUCTED)** Citizens are allowed to voice County-related opinions, concerns, requests, etc. during the Public Comment portion of the Commission meeting. At the Regular Meeting, speakers will be heard prior to the zoning portion of the agenda; at the Recess Meeting, prior to the County Manager's Unfinished Business. Before speaking, each participant must fill out a speaker card, located at the entry way, 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. Members of the public will not be allowed to yield or donate time to other speakers. The Public Comment portion of the meeting will not exceed 30 minutes at the Regular Meeting, nor will this portion exceed thirty minutes at the Recess Meeting.** 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.

19 Speakers: Ms. Chantelle Morrison-Kourouma (Fulton County Recreation and Youth Arts Programs); Ms. Henri Jordan (Injustice); Ms. Martha Alexander (Senior Budget Cuts/Darnell Center); Ms. Phyllis D. Bailey (Senior Budget Cuts/Darnell Center); Mr. Carl Surbun (Reinstatement of Site Supervisor/Helene S. Mills Senior Center); Ms. Diane C. Rutan (Senior Budget Cuts/ Staff Reduction); Mr. Steve Dalton (Helene S. Mills Senior Center Staff Reduction); Mr. Ronnie Darden (Helene s. Mills Senior Center Staff Reduction); Mr. James Pitts (Probate Judge Toomer/Mother's Estate); Mr. Germaine Smith (More Police Presence Needed/ Sable Glen Subdivision); Ms. Yvonne Zachary (Darnell Center Budget Cuts); Ms. Lithangia Murray (Senior Budget Cuts/Darnell Center); Ms. Cheryl Collier (Helene S. Mills Senior Center Budget Cuts); Mr. Milton Reed (Helene S. Mills Senior Center/ Staff Reduction); Mr. Moses L. Carroll (Helene S. Mills Senior Center Budget Cuts); Mr. Robert Connor (Art Center Fees); Ms. Collins Goss (Arts Community); Ms. Betty Jean Scott (3 Kings Development); (Superior Court - Chief Judge Gail S. Tusan (Fulton County Justice System Funding/Operations))

Mark Massey, Commission Clerk - "Public Hearing. #16-0213. Public Comment. Speakers will be granted up to two minutes each and members of the public will not be allowed to yield or donate time to other speakers. The Public Comment portion of today's meeting will not exceed 30 minutes. Mr. Chairman and members of the Board, we have received 20 speaker cards. The first five speakers would please come down at this time. Superior Court Chief Judge Gail S. Tusan, Ms. Chantelle Morrison-Kourouma, Ms. Henri Jordan, Ms. Martha Alexander and Ms. Phyllis D. Bailey."

Chairman Eaves - "Certainly want to welcome the Chief Judge as well as other members of the judiciary who are present. We're going to have the Chief Judge to speak last per her request and Ms. Morrison -- Ms. Morrison, I think you're second. Come on forward and offer comment. Come on forward. And I think the other -- Clerk, if you can just call the five people to speak."

Ms. Chantelle Morrison-Kourouma, Citizen - "Hi. My name is -- do I start now? Okay. Hi. My name is Chantelle Morrison-Kourouma and I have a son who has a developmental disability and we live in South Fulton. We were given a voucher from Family Support Funding and were denied access to that -- to use that voucher at Fulton County Arts and Fulton County Parks and Recreation. I represent my son and all the other children who have a developmental delay and cannot use recreational services. Ms. Darnell, you ask how do you make -- how do we make men winners? We make winners by giving them access to high quality recreational programming to all children with -- to all children especially those with a developmental delay. I would like to gain access to Fulton County Arts. I would like for my child and other children with disabilities, CP, Autism, all of them, we would like access to use these facilities and not be denied. Thank you."

Chairman Eaves - "Thank you, Ms. Morrison."

Ms. Henri Jordan, Citizen - "Giving it all to the spirit of Christ. My name is Henri Jordan. For who have known the mind of the Lord that he may instruct him? But we have the mind of Christ. 1 Corinthians 2:16. God's instructions created the income not minds to help the homeless calling on Jesus to save an enormous amount of people. Christ's wish is to save lives and souls from hell. For we commend not ourselves again unto you, but give you occasion to glory on our behalf, that ye may have somewhat to answer them which glory in appearance, and not in heart. 2 Corinthians 5:12. God's gift is given to help you and receive opportunity for honor before men. Your honor looks good but it's actually Christ did the work through me for his glory and purpose. Who opposes and exalts himself above all that is called God or what is worshipped so that He as God sits in a temple of God showing himself that he is God. 2 Thessalonians 2:14. This individual fight to take credit invented for the gifts Jesus has given me he is being praised for the authority given to him the government also the church because of the money Christ created from righteous actions. Fraud, deceit, mischief, et cetera don't give God glory because he is just. But if thou shall indeed obey his voice and do all that I speak then will I be an enemy unto thine enemies and an advisory unto thine advisories. Exodus 23 7:2. The Lord says if you obey him he will be against those who

are against you. Jesus has given us a plan for the future attacks of our enemy but when you act on that answer if you ignore many lives will be lost and yours included. Christ's instructions gave me the will to do the job not mine."

Chairman Eaves - "Thank you so much. Next speaker."

Ms. Martha Alexander, Citizen - "Good morning, Senators. My name is Martha Alexander. I represent the Emma Darnell Center. How can you say justice for all when you are steady cutting back everything that represent our seniors? I wonder sometimes if your grandparents was really mean to you, the reason why you find it that the best thing to do when you funds is cut the centers -- seniors because they don't need anything. Ms. Garner, you received an award this morning and I am appalled because we invited you to our center. You didn't even have the courage to return our phone call nor attend the meeting that we was having. I would like to say to each center -- senior that's in the fourth District if you see Garner's name vote no. If she don't have an opposition still vote no and write my name in. My name is Martha Alexander. I think I can do a better job. We as seniors don't need any more cuts. We have been cut to the bone. We're having to volunteer when we should be enjoying ourselves each and every day. You can even tell Mr. Eaves and some of the others that do that luncheon for the seniors every year. . . ."

Chairman Eaves - "Thank you."

Ms. Alexander - ". . . that's one meal."

Chairman Eaves - "Thank you so much, ma'am. Thank you so much for being here. Next speaker."

Clerk Massey - "Following Ms. Phyllis D. Bailey, Mr. Carl Surbun, Ms Diane Rutan, Mr. Steve Dalton, Mr. Ronnie Darden and Mr. James Pitts, please come down."

Ms. Phyllis Bailey, Citizen - "Good morning, Commissioners."

Chairman Eaves - "Good morning."

Ms. Bailey - "I am Phyllis Bailey. I am speaking for the Harriett Darnell Center of which I'm a member and president of the Friends of Darnell board. At the moment we are experiencing some severe difficulties. Our staff has been cut to the point that services are almost impossible to render. And I want to give you just one example. We have no designated receptionist because the position has been cut. Now that's a safety issue. When people come into the building a permanent receptionist would be able to recognize many of the people and avert many problems that might come with people coming in who are not registered. We need our services. We cannot function with a skeleton staff, a staff that has to do more than the job they are assigned. This is a Fulton County example that you must remember. You are responsible for this facility, for senior centers. We are cut to the point that our seniors, who have paid their dues,

paid their taxes, worked in this County, we need those services. So please when you revise or if you revise the budget consider the fact that we are in need of dire services. Thank you."

Chairman Eaves - "Thank you, Ms. Bailey. Next speaker."

Mr. Carl Surbun, Citizen - "I'm Carl Surbun. I would like to thank the Commission for your support of the Helene S. Mills Senior Center and for the opportunity to address you. I ask that you consider the reinstatement of our site supervisor, Harris Pancki. Mr. Pancki is an excellent example of what we appreciate and have come to expect as representatives of the Fulton County Government. He carries himself with dignity. He is respected by his clients and he encourages respect from those he serves. And as a husband if my wife has an evening class at the center I am confident that under Mr. Pancki's watchful eye and concern for the safety of the center and its members that she will -- will indeed return home safely. Lastly, I should like to point out that the managerial staff of Helene S. Mills is heavily populated with females, which in my opinion does not necessarily reflect the makeup of the Mills population as a whole. While I can appreciate that there is some issues that a gentleman of a certain age, and I am that, I would rather address to someone of the same gender and I feel confident that many of the other males at the center would quickly concur. Mr. Pancki is that man and I wish that you would seriously consider the impact of his dismissal that will have on the safety and the well being of the members of the Helene S. Mills Senior Center. I thank you."

Chairman Eaves - "Thank you."

Ms. Diane Rutan, Citizen - "Good morning. My name is Diane Rutan and I am a healthy, happy participant at the Helene S. Mills Senior facility. I also would like you to try a little harder to get some money to all the senior centers. Like the speaker before mentioned about Mr. Pancki he was kind of a safety issues. Saturday mornings we can come up and go to exercise classes and we have a gentleman there because we don't have any security, same thing as late in the evenings. We don't -- ladies don't need to be going out closing the gates, you know, at 8:00 at night so Mr. Pancki was there. Also we have a great staff. This being Health Awareness month we've got a great nutritionist up there. We have wonderful physical education people and the staff in a whole is good. But please get us more money and stop taking the good staff away from the centers. We're important. Remember we all vote. Thank you."

Mr. Steve Dalton, Citizen - "Good morning. My name is Steve Dalton and I attend the Helene S. Mills multipurpose facility. I want to thank Commissioner Garner and the Board for all the support you have given to the centers over these past years. I'm confident to know that you do understand our situation as seniors. I come to you today to speak on the elimination of the positions of site supervisor at the various senior centers. For me the position is our first line of defense. The person knows by sight who should and who should not be in the building. If visitors show up that person is trained and comfortable to handle the position and the visitors accordingly. Also the person

knows each senior center member and their needs and limitations, keeping an eye on us. If we seem to be not our usual selves he or she will speak and engage with us. We need a seasoned and experienced professional in this front line position in order to be able to troubleshoot and manage the front of the center with all the various activities going on, people coming and going, et cetera. I appreciate your reconsidering the elimination of the position of site supervisor at the various senior centers. Thank you."

Chairman Eaves - "Thank you. Next speaker."

Mr. Ronnie Darden, Citizen - "Good morning. My name is Ronnie Darden. I am a member of Helene S. Mills senior citizen facility and as you probably noticed I'm not a public speaker but at least, you know, I know that us seniors need a place to go every day to keep us active, keep our minds involved and our physical activities, learning that, you know, typing. I take computer training skills and you know I think if we had more seniors citizens facilities and more staff members at those facilities you will have more seniors engaged in productive activities than, you know, standing around in the streets, laying on the streets, being drunk, going to jail and, you know, engaged in unhealthy activities. Thank you."

Chairman Eaves - "Mr. Pitts, just hold on just a second. Go ahead."

Clerk Massey - "Following Mr. Pitts, Mr. Germaine Smith, Ms. Yvonne Zachary, Ms. Lithangia Murray, Ms. Cheryl Collier and Mr. Milton Reed, please come down."

Mr. James Pitts, Citizens - "I can start? Good morning, Board of Commissioners. I'm here because I just want to basically put you all on notice that there is a Fulton County probate judge, Pinkie Toomer, she accepts fraudulent documents, accountings and receipts. I have the evidence to back it up. When I leave from here I am going to the media because I'm considering a civil lawsuit against the Fulton County Courthouse as well as District Attorney Paul Howard. My mother will have been dead eight years this upcoming March 19, 2008. Fulton -- I would say Pinkie Toomer has not done absolutely nothing on behalf of my late mother's estate. They're asking for money from you all, when I'm done with the media I can assure you you -- I think you all will take another look at her and a matter of fact the courthouse. I'm -- it's my goal now is to think about these seniors in this room. I don't want any senior in this room to go through what my mother is going through. I done spent so much money in that courthouse and Pinkie Toomer is sitting over in that courthouse, my mother's estate is still open, should have been closed 90 days from October 8, 2012. She accepts -- I mean the accounting that's in the courthouse right now is a lie. District Attorney Paul Howard, I met with him in 2013, Mr. Pitts, I'll get back with you, never did. He avoids my phone calls, everything. The Atlanta Police Department, I've filed police reports. They have not investigated so at this point I'm going to meet with the Cochran Firm and probably King and Spaulding, too, I'm going to lawyer up and if I have to sue the County and the City for what they've done to my late mother's estate as well as my mother's Executor and his attorney I'm going to certainly do that because there is no need for what's going on in that courthouse. I think about these seniors in this room because honestly I'm trying -- like I

told Paul Howard when I met with him I'm trying to keep a legal mind not a criminal mind because the way I feel right now about my mother's Executor and his attorney that's where my mind is at and I'm trying to stay legal but Pinkie Toomer has made it hard, honestly. So at this point my goal now is to think of these seniors, ever senior in the State of Georgia and especially in Fulton County. They better beware of Pinkie Toomer. She's a fraud and my mother's estate is still open and that woman is trash and I hate her face. Thank you."

Chairman Eaves - "Next speaker."

Mr. Germaine Smith, Citizen - "Good morning. Thank you for your time this morning. My name is Germaine Smith. I represent the Sable Glen community. I'd like to bring to attention some of the police presence in our community. We're having a lot of break-ins. Some of the points are police presence. Some of the break-ins are during the daytime. People will knock on the doors, people aren't home and they are breaking in communities, happening more frequently and frequently. So I'm asking for more presence of police driving through our community, the Sable Glen community. Also, the police response times, on average what would a police officer, Mr. Pitts to be exact, average time is seven minutes is what they were quoted us with the seven minutes. Someone called yesterday. I literally took 45 minutes for somebody to come out. That is not good. We called before, takes somebody 30 minutes for somebody to get out there. That is not great at all. Picture if your loved one was being attacked or something's going on. The third thing would be our -- the lack of police duty. When they come out for example ATB's running through our neighborhood. We know who the homeowner is, who have them and the police have told us, okay, no problem, we'll take care of it and drive off and does not address the concern of the matter, so a better police presence. A lack of duty when they come out, please let them be better at that. The third thing is going to be zoning as well. We went to a zoning meeting. They have put up a cell phone in our community, well, we're putting up cell phone in any industrial area. People have commented on that and wanted that down and it seems like the zoning community asks the right questions and are very concerned but then just let -- let things pass through. The last comment would be we have a HOA meeting coming up this Saturday. We have reached out to Ms. Darnell from an email from Andre Danzy about the matter. We would love to have your attendance there concerning that. These are my concerns. I thank you for your time this morning. Again, this is Germaine with the Sable Glen community for more police presence. Thank you."

Chairman Eaves - "Thank you. Ms. Zachary."

Ms. Yvonne Zachary, Citizen - "Good morning. . . ."

Chairman Eaves - "Good morning."

Ms. Zachary - ". . . to the Commissioners and everyone that is present. I am Yvonne Zachary, that I am. I am here representing the Darnell Center and I am concerned about questions of fairness. We continue to see vacancies that are fill at the high level

but we see vacancies cut at the multiple purpose center which leave a very impact on the work at the centers. We are now registering. I left registration to come here to voice my opinion. Look at your budget and the reserve. I see over \$103 million. Get it out and spend it and spend it where it is necessary. Justice for all. And it is fair to restore the leading vacancies at all of the centers that are needed with love and kindness. Thank you."

Ms. Murray, Citizen - "Good morning, Commissioners"

Chairman Eaves - "Good morning."

Ms. Lithangia Murray - "My name is Lithangia Murray and I'm representing Harriett G. Darnell multipurpose and adult day and I'm also the chairperson for Commission on Elderly Affairs and like I -- I have a concern about positions that are being cut where the services are needed the most because for the most part they really use a nurse on the multipurpose side. I'm a volunteer on the Adult Day and it just seems like you're not thinking about the safety of the seniors. I mean I can't understand how you can hire people making all this money from the very top in administrative positions, but the money is not being put to maintain what you already have. And like I said we are not numbers, we are human beings and we want to be treated that way. That's all I have to say. Thank you."

Chairman Eaves - "Thank you. Next speaker."

Ms. Cheryl Collier, Citizen - "Good morning."

Chairman Eaves - "Good morning."

Ms. Collier - "Would you all look at me?"

Chairman Eaves - "Good morning."

Ms. Collier - "I'm Cheryl Collier and I'm almost 70 years old and I probably can take all of you all on because I am healthy and I am strong. And why is it? It's because of the Helene S. Mills Center. I so believe in it. I so appreciate what you give to us. You have to remember we're a pretty major tax base still. I still pay a lot of property taxes as I know a lot of other people do. So I appreciate you spending that money on me. And so I just really want thank you. I want you to consider to eliminate any budget cuts for us. I also would like for you to consider that by eliminating these centers or the sources we also cause a lot more people to be unhealthy. We cause a lot more people to have to depend on the County for other services that you have to spend your money for. So anyway, thank you so much. I love the center. I love Jamela and Kimberly Rose, our trainers. They are world class. So thank you very much."

Clerk Massey - "Following Mr. Milton Reed the last five speakers are Moses L. Carroll, Mr. Robert Conner, Ms. Collins Goss, Ms. Betty Jean Scott and Mr. A.W. Davis."

Mr. Milton Reed, Citizen - "Good morning, Commissioners."

Chairman Eaves - "Good morning."

Mr. Reed - "My name is Milton Reed. I served as Chairman President of the Men of Mills. I'm here this morning to speak on the -- on behalf of our staff, senior staff supervisor who was terminated from his position on last week. With the elimination of Mr. Pancki it has left the facility in an unsafe condition particularly in the afternoon at closing time. We have -- we have made much progress through Mr. Pancki being present because he was a safety net for the participants at the facility. Enclosed there's a petition from the Men of Mills regarding a recent staff at the Helene S. Mills senior multipurpose facility. This petition has been signed not only by the Men of Mills but approximately 215 participants of the Mills facility. That package has been placed before you. In addition we would like to request that Mr. Harris Pancki be reinstated as soon as possible. Mr. Pancki has -- was more than just an employee of Fulton County. He was knowledgeable, knew our participants which provided a feeling of safety in an unsafe world, senior friendly and provided fantastic customer services to not only the participants but to all guests at the facility. We value our facility, the staff and the programming as they have added so much to improve our quality of life. This is more than just a building --."

Chairman Eaves - "Thank you so much, sir. I appreciate you being here. Next speaker."

Mr. Moses Carroll, Citizen - "Good morning, ladies and gentlemen of the Fulton County Board of Commissioners, my fellow participants, Commissioner Garner. My name is Moses L. Carroll. I am an eight year participant of the Mills Center at 515 John Wesley Dobbs. I like -- no, make that I love coming to my center. I like the instructors. I have loved the staff. I do volunteer work, my time and energy at my center and if any of you have not had the chance to do so I challenge you to do some volunteer work at centers. As I have stated before, I love my center. As a late Senator from New York once said, I am paraphrasing this, it is not what your county can do for you but what you can do for your county. In closing, I would just like to urge and strongly, seriously urge about not only cutting funding at the Mills Center but all centers in Fulton County. The area around my center is growing and we need to grow with it. Again, my name is Moses L. Carroll. I am not running for a political office but I did approve these remarks. Thank you."

Mr. Robert Connor, Citizen - "Good morning, Commissioners and constituents of Fulton County. That's a hard act to follow but I'll do my best. My name is Robert Conner. I am the owner the business Dominion Entertainment Group which is responsible for producing the annual Christmas holiday classic Black Nativity and other theatrical productions at the Southwest Art Center. We are in -- myself and others small businesses and arts professionals are in peril right now based on the notion that there's a schedule of fees that are going to be voted upon that would price out small companies like myself and other small professionals from using the art centers, be it the West End

Art Center, Southwest and other art centers around the County. I plead that the council reconsider these fees and look at alternative measures of weighing garnering income for the centers however not pricing out small companies. At this point right now the Southwest Art Center holds 375 seats. The cost to produce the show like Black Nativity is upwards of \$129,000. For a small business like myself with 375 seats there is no way for me to hardly pay people let alone make a profit. So the beauty of working at the Southwest Art Center, though there are fees associated with using them, there was some price breaks for small companies like myself so that I could continue to provide arts and culture to the community at large. I don't think the Art centers are meant to compete with the big boys like the Alliance Theater and these other major theater companies. They provide services and resources to the community and companies like myself, my company Dominion Entertainment, it's their mission is to provide high quality arts and entertainment to the County. So I would appreciate your reconsideration otherwise companies like myself would have to relocate these productions to other venues that have larger seating capacities so that we can earn the money to pay for the shows that we produce. I would really appreciate your reconsideration on this matter. Thank you very much. Have a great morning."

Chairman Eaves - "Thank you, Mr. Conner."

Ms. Collins Goss, Citizen - "Good morning. I'm Collins Goss and I work for the Horizon Theater Company. I'm really excited I got to meet you. We worked together on an ad trade. But any who, first of all I'd like to say thank you so much for all the support you give the Arts community and congratulations on your award, very well deserved. Being a public servant is so often so thankless, so like I said, very -- very well deserved. I was also very encouraged to see both the Westlake Basketball team here this morning and also the Principal of Maynard Jackson High School. Horizon has had the privilege of partnering with both of those schools to bring our playwriting and residents program to the students there and working on the academic side a little more than the athletic side but like I said very good to see both of them there. And actually for Westlake we were able to go there in Fall of 2014 because of your generosity through the Fulton County North and South Fulton Outreach Education Initiative, so with that money we were able to go down to Westlake and it was really, really wonderful to work with them. And that we've been able to go to Maynard because they are the high school that's in our district over in Inman Park and Little Five Points and actually I'm currently working on a grant with the Georgia Council of the Arts to be able to fund those programs again so I'm going to get back to that. Have a wonderful day and thank you so much for your support."

Chairman Eaves - "Thank you, Ms. Collins. Chief -- Chief Judge Tusan."

Commissioner Garner - "Ms. Scott --."

Clerk Massey - "There were two people who didn't come down. Betty Jean Scott."

Ms. Betty Jean Scott, Citizen - "Good morning. Thank you for having me this morning. I couldn't make on the second but I'm here now. I'm going to try to my best. I have a concussion but I had some friends that helped me get here today. On March 2nd I was in court fighting for my rights when Mr. Melvin Scott filed a law suit against me about my own property, which is on the wrong piece of property, but what happened they went down after they found out that they had filed the wrong one -- wrong piece of property they went and put it into a dead file. I was able to take it out. Now it is in the court. Do you not have a copy of that? Yes, could you please distribute it? Okay. But anyway, there's a -- an order there from Judge Goger that no one is to break ground until everything is done by myself, the Three Kings and Melvin Scott. We all would have to do another survey but the first one that I have, it counts. So I have already done mines. Melvin Scott, I don't think he has done his. He has not even answered the question but I think the Three Kings is doing theirs. The third one is Mr. Randy. You made a statement in here on October 8, 2015 that I did not have any documents --."

Chairman Eaves - "Ms. Scott, thank you so much for being here. I appreciate you being here."

Ms. Scott - "I can't finish my statement?"

Chairman Eaves - "It's two minutes. Thank you."

Ms. Scott - "Well, that's okay. I finish it in court. Make sure you read it."

Commissioner Arrington - "Point of personal privilege, Mr. Chair? I think she's here on another matter that there will be another Public Hearing for so you may want to hang around if --."

Ms. Scott - "I don't understand."

Commissioner Arrington - "I think you're here on another matter and there will be a Public Hearing time for that other matter and so you may another opportunity to speak."

Ms. Scott - "Thank you so much."

Chairman Eaves - "Chief Judge, come on forward, please."

Chief Judge Gail Tusan - "Good morning."

Chairman Eaves - "Good morning."

Chief Judge Gail Tusan - "Thank you for the opportunity to address you briefly about the operations and the funding of the Fulton County Justice System. I'm joined today by my colleague, Judge Robert McBurney, who serves as chair of the Fulton County Courts Joint Governance Committee and several superior court professionals including the court administrator and pretrial service employees and at this time I would like to

ask them to stand so that the Commissioners can see you. Thank you. As your fellow elected official and as a Fulton County taxpayer I'm encouraged that you, our County Commissioners, have expressed a commitment to supporting fiscally sound, established best practices and evidence-based initiatives which will enhance Fulton County's Justice System through the Justice Reinvestment Initiative. However, as Chief Judge of the Atlanta Judicial Circuit I'm also proud that Superior Court and our Fulton County Justice partners have not accepted the status quo and have advocated tirelessly for an appropriately funded justice system this year and beyond. Several weeks ago Superior Court announced that as a result of the significant deficits in the 2016 budget it would be forced to dismantle pre-trial services effective April 5th. The other Justice partners also faced deficits and have begun operational adjustments which in our opinion have had crippling domino effects throughout the Justice System. There have been furloughs, RIFs, reduced office hours and more. There can be no honest dispute that the Fulton County Justice Partners are entitled to receive their full funding at the beginning of each fiscal year in order to plan responsibly and operate within the black. There's no place for IOU's when it comes to the County's responsibility to fully fund the operation of the constitutional officers. Originally our dedicated pre-trial employees earmarked today's public meeting as an opportunity to help you better understand the cost value and the human capital represented by the wide range of community based services performed by these court professionals, but I know that you have heard extensively from Superior Court and the community at large in that regard. It's irrefutable that pre-trial services is a valuable cornerstone of the Fulton County Criminal Justice System. So from the perspective of -- of the Justice Partners and the system's end users time is of the essence. It appears that the Commissioners and the Justice Partners finally may be on the verge of a meaningful compromise. The terms would require you during next month's soundings to fully restore the five million that has been held back from the Justice Partners' budgets and each Justice Partner would receive the funds that were withheld earlier this year from its respective budget to achieve the frontloading funding of the Justice Reinvestment Initiative. But importantly the agreement would also require each Justice Partner to remain engaged in the discussions until the process concludes in June and to do its respective part subsequently to assist in the successful implementation of any initiative agreed upon and fully funded. An MOU setting forth the pertinent details of this proposal will be presented to the Justice Partners this week for review and mutual agreement with the expectation that it will be executed by you the Commissioners and us the Justice Partners, and that there would be a resolution or something such as that acknowledging the committee and the MOU on the official Minutes of the April 6th meeting. Mr. Chairman, I'm here simply for this reason to the extent that this proposed compromise will directly impact Superior Courts' decision regarding continued operation of pre-trial services past April 5th, something that I believe we all want. I'm respectfully asking at this time whether or not my outline of the proposal and the anticipated compromise in fact comports with the Board of Commissioners' understanding of -- of where we are at this time. Thank you."

Chairman Eaves - "Thank you, Chief Judge, as well as Judge McBurney and all who are from the Justice area. We want to also thank all the folks who came to speak during

Public Comment. Whether it's from the Art community or the senior community we appreciate you coming down to share your thoughts and perspectives with us this morning. Mr. Clerk."

Zoning, Use Permits, and Zoning Modification Applications

Two Related Cases

16-0168 Planning and Community Services
2016ZM -0002 SFC Glaspie Way (MOTION FAILED ON 3/2/16)
(APPROVED CONDITIONAL ON 3/16/16)

P&CS Dept. Recommendation: Approval Conditional for south property line only

CZB: N/A

CLUP: N/A

Application by Hearn Dukes for 3 Kings Construction Development LLC seeks a modification of zoning condition 3.g. to delete the 50-foot perimeter buffer and 10-foot improvement setback along the south and east property lines.

The subject 37.43 acre undeveloped site is zoned CUP (Community Unit Plan) pursuant to 2014Z-0002 SFC and has approximately 50 feet of road frontage along the east side of Glaspie Way located in Land Lot 153, District 14F, Fulton County, Georgia.

16-0169 Planning and Community Services
2016VC-0001 SFC Glaspie Way (MOTION FAILED ON 3/2/16)
(APPROVED CONDITIONAL ON 3/16/16)

P&CS Dept. Recommendation: Approval Conditional for south property line only

CZB: N/A

CLUP: N/A

Application by Hearn Dukes for 3 Kings Construction Development LLC seeks a concurrent variance to delete the Cliftondale Overlay District requirement for a 50-foot buffer and 10-foot improvement setback along the south and east property lines (Article 12L.4. Section A.3)

The subject 37.43 acre undeveloped site is zoned CUP (Community Unit Plan) pursuant to 2014Z-0002 SFC and has approximately 50 feet of road frontage along the east side of Glaspie Way located in Land Lot 153, District 14F, Fulton County, Georgia.

PUBLIC HEARING CONDUCTED

4 Speakers: Mr. Hearn Dukes Jr. (Applicant); Mr. Harold Reid (Representing Cliftondale Community In Support of Deleting 50ft Buffer along South of Property); Ms. D Eryka Johnson (Paralegal Representing 3 Kings); and Ms. Betty Jean Scott (Opposed of Zoning)

A motion was made by Commissioner Darnell and seconded by Commissioner Garner to approve conditional items #16-0168 and #16-0169, with a buffer waiver for the south property line only.

The motion passed by the following vote:

Yeas: 7 - Eaves, Hausmann, Ellis, Morris, Garner, Arrington, Darnell

On March 16, 2016, the Board of Commissioners approved the following request to modify condition 3. The conditions of zoning for 2014Z -0002 SFC should be revised as follows:

3. To the owner's agreement to the following site development considerations:

g. Replant the 50-foot perimeter buffer where sparsely vegetated within 2 years of the approval date of this petition **except along the south property line**. Said buffer shall be planted so as to meet the specifications as set forth in the Fulton County Tree Preservation Ordinance. Plantings and specifications shall be subject to the approval of the Fulton County Arborist.

h. Delete the 50-foot perimeter buffer and 10-foot improvement setback along the south property line only. (2016VC-0001 SFC)

Mark Massey, Commission Clerk - "Mr. Chairman and members of the Board, that takes you to Page 6 of your printed Agenda. Under Zoning Use Permits and Zoning Modification Applications. Two related items. Item **#16-0168**, 2016ZM-0002 and **#16-0169**, 2016VC-0001. Glaspie Way. Staff."

Mr. Randy Beck, Planning and Community Service - "This is a request to modify Condition 3.g. pursuant to 2014Z-0002. The applicant seeks to delete the 50-foot buffer and 10-foot improvement setback along the South and East property lines. The applicant's also seeking a concurrent various to the Cliftondale Overlay District addressing the same buffers and improvement setbacks. This item was before the Board on March 2nd at which time the motion failed to receive four affirmative votes. The recommendation of staff is approval conditional for south property line only."

Chairman Eaves - "Is the applicant present? Okay."

Mr. Hearn Dukes - "Good afternoon, Commissioners. How are you doing? My name is Hearn Dukes. My address is 3684 Belmont Abbey Drive. I'm in Decatur, Georgia 30034. What we are requesting is that we have a deletion of a buffer that's between two pieces of property that we own. As you can see, those are the two the site plans. The buffer is right -- is where she is actually drawing now. Again, since we own both pieces of property we would like to have that buffer removed because what you'll see is that with the buffer there we can't even take our street all the way through that subdivision. You'd have to stop -- we'd have to come out, go into a neighboring subdivision and come back around. If we remove the buffer we can actually just go straight through the subdivision. Now, the buffer is removed on one side of the property already. So we're just asking for the other side of the buffer to be deleted."

Chairman Eaves - "All right. Thank you. Are you for or opponents or -- the lady --."

Ms. D. Eryka Johnson - "Good afternoon. I'm actually for. I am a resident of the Amhurst Subdivision and a resident of South Fulton. I was here to speak on any issues that may arise from anyone that is against the petition. The Attorney did have to leave so if there is no one here to speak against it then I'll -- I won't speak at that time because there won't be anything to address."

Chairman Eaves - "Okay. Thank you. Mr. Reid."

Mr. Harold Reid - "Good afternoon, Commissioners. My name is Harold Reid. I reside at 7521 Cole Lane. I'm here speaking on behalf of the Clifftondale Community Club. We support half this petition, the half that would have that boundary to the South of the property -- excuse me, the buffer removed. However, the request to remove the buffer east of the property we would object to that. But again removing the southern boundary -- well, southern to the northern most property, removing that buffer, we have no objection to it. As a matter of fact it does make sense that it be removed."

Chairman Eaves - "Okay. Thank you, Mr. Reid. Applicant, you have any response? Okay. And Ms. Resident from Amhurst neighborhood, you got a response?"

Ms. Johnson - "Attorney Forrest Morehead to leave and that's unfortunate but I wanted to let the Commission know I have been -- the Attorney and I started working together, our common interest was a person by the name of Melvin Scott who sold his property to Three Kings. Since the early 2000s there have been repeated issues between Betty Scott and Melvin Scott. They are not related to one another, and I have been assisting along the way, I'm a senior paralegal, assisting Melvin Scott with some of the issues. What's been occurring is Betty Scott has filed numerous frivolous lawsuits that have been dismissed in court against the original builders of the Amhurst subdivision, Centex Home, Home Life. She also filed some cases against some residents of Amhurst that tried to put some fences up on their property, and we say Betty Scott has a modus operandi which means that she continuously files lawsuits against residents or anyone else that tries to do anything with property that is adjacent to her property. And we're asking that if the Commissioners have any concerns I can leave my information,

someone could contact me. I'd be more than happy to provide case numbers, court documents, anything that anyone needs because what happens is when Ms. Scott comes in she has been providing information that's confusing and is now affecting Three Kings and they're not able to continue on with -- with their project. She continuously calls the police. She has removed survey pegs that State certified surveyors have put down on more than four times. I've documented one of the surveys myself and I even have pictures of the property stakes that are no longer there just recently. So I'm just speaking on behalf of -- of Three Kings and -- and myself to ask you not to be confused with some of the statements that have been made and please rely upon the facts that I can -- will gladly present to anyone that has any questions."

Chairman Eaves - "Thank you. Any closing comments, Mr. Reid or Mr. Hearn? Okay. Thank you so much lady and gentlemen. I'm going to close the Public Hearing. Commissioner Arrington, you're in the queue."

Commissioner Arrington - "I guess my question is in relation to Ms. Scott. She came in here earlier today and said that there was an order issued by Judge Goger in relations to -- in relation to this property. Are you aware of such order?"

Ms. Johnson - "I am not aware of an order. We did receive the documents from Judge Goger's office. Basically, what happened is Melvin Scott filed a restraining order against Betty Scott back in 2012. For some reason and the -- and the Judge's secretary couldn't tell me why it just showed up on the calendar this year. Melvin Scott no longer owns the property so we're going to move to have that case dismissed."

Commissioner Arrington - "Well this is a 2016 case with a 2016 case number. . . ."

Ms. Johnson - "Yes."

Commissioner Arrington - ". . . not a 2012 case."

Ms. Johnson - "Yes. That -- that stemmed from a 2012 filing in State court that Melvin Scott filed for a restraining order. The restraining order was actually denied and so we weren't sure why the case came back on the calendar. The hearing was on March the 2nd and at that time, well, I'd say a few days later we received notices that there was 30 days to send in any orders that were being requested by the court and we're going to actually have that case dismissed. He's no -- he no longer owns the property so there's really no need to move forward with the case."

Commissioner Arrington - "So Judge Goger has not entered any orders in regard to any property that's. . . ."

Ms. Johnson - "We have not received -- no, sir."

Commissioner Arrington - ". . . subject to this application?"

Mr. Johnson - "No, sir. We received a calendar of dates that we needed to respond by and the case was set to not go to trial before October but there is no order to cease work or do anything which, you know, again they -- they couldn't issue an order to Melvin Scott to cease work, he's no longer the owner of the property."

Commissioner Arrington - "Well, now I'm -- there was a cease and desist order in regards to the land disturbance, right, on this property?"

Ms. Johnson - "Not that I'm aware of."

Commissioner Arrington - "Issued by the County. I think we talked about this last time."

Mr. Dukes - "Yes, there was, Commissioner Arrington, there was -- there was a fine which we paid last -- on the 9th. We've been working with Fulton County the whole time not only for that but with everything else. We've all -- that permit has been out for almost 11 weeks now. So we've -- we've addressed that specifically with Dick Wilcox which is within your -- within your staffing. They did issue a fine which we've paid in full which was \$1,000 and then that issue has been resolved."

Commissioner Arrington - "So the stop work order has been lifted."

Mr. Dukes - "It's been lifted. Yes, sir."

Commissioner Arrington - "Okay. Yes. I think Ms. Scott submitted a case management order but that certainly does not include what -- what she represented to us that is -- that she said it was."

Ms. Johnson - "Okay."

Chairman Eaves - "Commissioner Darnell. Are you finished, Commissioner Arrington?"

Commissioner Arrington - "I am, yes."

Chairman Eaves - "Commissioner Darnell."

Commissioner Darnell - "Yes. I want to clarify a couple of issues because I think are also relevant with respect to this zoning. Want to ask the staff -- excuse me, what is the physical connection if any between this -- the property represented here in this request and the Amhurst community, what is the physical connection?"

Mr. Beck - "The property that's before you today and the Amhurst will share one road, that's Glaspie Way that would connect the two and that is required through our Transportation, Fire and Police For Public Safety purposes."

Commissioner Darnell - "Right. So these internal roads, that connection was based upon what, a public safety requirement?"

Mr. Beck - "Yes, ma'am."

Commissioner Darnell - "Specifically what?"

Mr. Beck - "It provides for both subdivisions access for police and fire and ambulance vehicles to access the community should there be an entrance with the -- I mean, an issue with the main entrance off the road."

Commissioner Darnell - "Since the applicant owns both properties why is he required to get the 50-foot buffer and the 10-foot concurrent variance, the 50-foot buffer waived and the 10-foot since he owns both?"

Mr. Beck - "Both properties were -- the properties were secured by applicant at different times and are zoned under zoning cases and given that the zoning resolution does require buffers when they abut a different zoning case or a different property."

Commissioner Darnell - "So then it's our requirement that because both parcels were zoned separately he must get the concurrent variance and the variance on the 50-foot buffer?"

Mr. Beck - "Yes, if he wishes to merge them together."

Commissioner Darnell - "All right. And one other issue that I think we need to clarify. In the event that any damage has occurred to adjoining property because of the premature preparation of the site which occurred, what recourse would that owner have in the event damage has occurred to his property?"

Mr. Beck - "That would be a civil action between the -- the owner/developer of the property and that homeowner."

Commissioner Darnell - "All right. I -- I think that we probably need to make that point because even though that's not a major relevant issue so far as this zoning is concerned it is important, however, whenever property owner of adjoining properties suffers an injury because of the action, in this case premature action, but that is a civil matter and I've been advised that the County does not have the -- the necessary authority to deal that although I'm very concerned about it. One other matter which I think we need to get into the record today was in the record on last time, Mr. Reid, would you come to the mic, please?"

Mr. Reid - "Yes."

Commissioner Darnell - "Would you, for the sake of the record, state for us again the participation -- the basis of the participation of the Clifftondale Community Club in this zoning?"

Mr. Reid - "Because the Clifftondale Community Club was responsible for the formation of the overlay, which controls development in the area, part of that overlay is that -- well, one of the stipulations is that must be a 50-foot buffer surrounding all individual developments. Because of that requirement the 50-foot buffer was added in the first place. Now that the two properties basically are one and he wants to merge them into one single development it would be the Clifftondale Club's management of the overlay that would involve us in any request to remove that buffer and he came to us, we also went to the surrounding neighborhoods, we met with him, came to an agreement and therefore, I was here to support his efforts to remove the 50-foot buffer on the southern boundary of the northern most piece of this property."

Commissioner Darnell - "So in other words, Clifftondale Community Club was involved in this matter because it was the Clifftondale Community Club that, of course, recommended the establishment of this requirement consistent with our overlay requirements?"

Mr. Reid - "That is correct."

Commissioner Darnell - "Therefore, in order to seek any kind of change in an overlay rule or regulations an applicant would contact the Clifftondale Community Club?"

Mr. Reid - "That is correct."

Commissioner Darnell - "Am I also correct in saying that the Clifftondale Community Club does not purport to represent a community on an issue unless it is requested to do so?"

Mr. Reid - "That is correct. We try to provide guidance and to be the umbrella organization for the numerous homeowners associations which have formed as a result of negotiations by the Clifftondale Community Club with developers going back into the late 90s."

Commissioner Darnell - "And therefore, your participation is voluntary, it's based upon the request of the neighborhood and it is not official in any way?"

Mr. Reid - "That is correct."

Commissioner Darnell - "Right. So you don't purport to represent officially the County directly or indirectly?"

Mr. Reid - "Oh, no, no, no."

Commissioner Darnell - "We just need to get that clarified because have -- this Board has received -- received testimony recently from persons representing neighborhoods as you know who indicated that had not approved and did not consent to the Cliftdale Community Club representing them on that particular matter. It didn't relate to modifications or the overlay, and so I thought this might be a good opportunity for us to clarify what that relationship is."

Mr. Reid - "At the -- possibly being taken as -- individuals unfortunately will have axes to grind that they may bring before this Board which have no basis in fact and I would submit to you that that may be the situation that you've described because we do not attempt to force ourselves on anyone. We have been in existence -- well, the Cliftdale Club was in existence before I moved into South Fulton County 16 years ago. So it has a long history of representing the desires of the majority of the people. Now there may be some individuals or maybe small groups of people, but in the past when a subdivision has said no, we can handle this, we back away."

Commissioner Darnell - "Thank you very much, Mr. Reid. I do think I'm going to have to get back to the case at hand. I want to give you an opportunity to respond to that. We've had presidents of neighborhood associations which are within that umbrella have come down here and come to the mic and raised some questions about the representation of -- of -- really they were raising questions about the County's position with respect to Cliftdale Community Club. And of course, I think what you've said in part is going to be very helpful and that is that you do not purport to represent the County officially. These umbrella organizations have voluntarily requested that the Cliftdale Community Club assist them in these matters, and I think this was a good forum for us to get that word -- get that word out. I would certainly encourage the presidents of the associations who have talked to us individually and in this forum to contact you all and you all get together on this. All right. My recommendation and my motion is going to be that accept the recommendation of staff, that we would delete the 50-foot perimeter buffer and the 10-foot improvement setback along the south property line only and not the east property line. That's my motion."

Chairman Eaves - "Is there a second? Second."

Commissioner Garner - "Second."

Chairman Eaves - "Seconded by Commissioner Garner. Any discussion, colleagues? Let's vote."

Clerk Massey - "And that motion passes unanimously."

Commissioner Darnell - "Thank you very much."

PRESENTATIONS TO THE BOARD

Presentation

16-0214 Clerk to the Commission

[Registration and Elections Presentation: Report on the March 1 Presidential Preference Primary \(cross reference item # 16-0195\). \(PRESENTED\)](#)

Chairman Eaves suggested staff provide a preliminary report one month in advance of early voting to engage the Fulton County Board of Commissioners and Municipal Officials using their various means of communication to promote early voting and precinct information. Chairman Eaves also suggested developing a trouble shooting unit roaming throughout the County to respond immediately to complaints at a precinct.

Commissioner Ellis suggested adding messages/information on County mailings notifying citizens of voting dates and precinct locations, using Fulton County employees to assist at the precincts and adding an accessible checklist so poll workers can assist citizens.

Commissioner Arrington suggested assessing options of distributing notices/information electronically.

Vice-Chairman Hausmann suggested communicating to the Secretary of State the County's issues and possibly have the mailed registration cards printed on bright colored paper, as well as work with the Communications Department to run press releases with the changes in precinct locations.

Mark Massey, Commission Clerk - "#16-0214. Registration and Elections Presentation. Report on the March 1st Presidential Preference Primary."

Chairman Eaves - "As the next item is sounded I just wanted to let Chief Judge know that we do have an item on the Agenda which we will have hopefully brief discussion about later today."

Mr. Richard Barron, Director of Registration and Elections - "Good afternoon --."

Chairman Eaves - "Mr. Barron, welcome. I think you have the Board Chair, Ms. Mary. . ."

Mr. Barron - "Yes."

Chairman Eaves - ". . . Carroll Cooney. Welcome to come down as well."

Mr. Barron - "Good afternoon or morning I think it still is. I'm Richard Barron, Director of Registration and Elections. This is Mary Carroll Cooney, the Chair of the Board of Registration and Elections and I have three staff members with me as well for -- for questions after the presentation. I received an email on the night of the election from Chairman Eaves to give a presentation on the 16th which I appreciated because sometimes it's hard the day after the election to give a good overview with -- with perspective on what happened the day before because so many things happen. So -- but having said that, I want to go over or go through the overview of the day and the early voting period and then we will take some questions. I will talk about the successes, the opportunities where we have for improvement and some remedial actions and then we can take questions. We had 207 polling locations. They all opened on time, 201,300 ballots we receive and -- and counted. In addition, we voted 37,300 voters early. We had 2,611 provisional ballots cast, and the primary reason for that were people that voted out of precinct. If you project that forward to a General Election that is about half of what we did in 2012. So we're moving in the right direction with regard to provisional ballots however we still want to get the number of provisional ballots lower. We had four precincts, 3I, 4W, 10D and SS 20 which are Georgia Tech, Morehouse, Adamsville and -- and the North Fulton Service Center account for 26.5 percent of the provisional ballots. Georgia Tech and Morehouse are -- have either exclusive or heavily high student populations, university students, most of those ballots were rejected because the students, although they may have been registered voters, live outside of Fulton County. Adamsville and the North Service Center, both of those are early voting facilities so people show up there on Election Day thinking that they can vote anywhere as though it was an early voting site. If we -- there were two more precincts that we could have -- I could have added to this that would have brought it, and one of them was another university precinct at Georgia State, that would have brought it to 33 percent of all of the provisional ballots cast were from -- would have been from six precincts out of 207. So as you can see, the -- the remaining 203 precincts accounted for 1,919 provisional ballots which is, you know, it averages less than ten per precinct. We had 1,578 poll workers assigned and trained to go into the field on Election Day. We had 50 Election Day technicians and -- and their drivers out in the field to help with issues. We had 80 people working in the emergency management center as call center workers in addition to -- to our staff. We partnered with many County departments successfully. Enough thanks can't go out -- I mean, I've got too many people to thank in those department but I do want to recognize ITS, Emergency Operations, Communications, the Libraries, FTS, the Marshals, Finance, plus some other outside organizations. Without the help of all of those groups, we can't do our job. Early voting, we -- in 2008 and 2012 we operated three early voting sites and this is a County of 70 -- that is 70 miles from one end to the other. We all know about the traffic issues no matter where you go. What my vision and goal is with regard to early voting is get this number -- the early voting participation number over 50 percent. It is the one way we -- we get more success out of Election Day. What I did was pick four sites per Commissioner precincts so that we have all of the demographics representing so that everyone has equal access to a poll at a convenient place. The

Legislature -- the law says we have to be opened for that -- during that three week period. Fulton has gone the extra step and we are opened two Saturdays, two Sundays. We have 24 sites. A lot of the other metro counties are now following our example and expanding early voting. It is going to pick up. I think part of the reason we -- we had 18.6 percent of the voters vote early which is up from the 5.1 percent participation rate in 2008 and 2012 during early voting. We also had more voters vote this election than we did in 2012 and 2008's Presidential Preference Primary. So I think we're going in the right direction with regard to early voting. We need to relieve Election Day pressure by increasing that participation. We need the help of the elected officials. Elected officials are a conduit to the electorate and their participation, talking about how early voting is just as safe as it is voting on Election Day, having them reiterating that it's convenient. You get to choose where you vote, when you want to vote over that three week period. That -- that is important. We need consistent sites for the major elections so that the voters always have -- know where they can go during early voting. Radio marketing helped. One reason I think also that the turnout during early voting may have been less this time is that there were -- there was a lot of indecisiveness in the voters in the first couple weeks waiting for South Carolina and Nevada. And we always have more people vote in the third week but I think we would have had more participation in the first and second week and seen those numbers go up had this election had a different scenario ahead of time. Our provisional numbers will decrease for out-of-precinct voters if we have more participation during early voting and the lines on Election Day will get smaller. On Election Day we had several scattered isolated problems. The main problem, the root cause of -- of the issues were that the precinct cards that we mailed to some precincts for some reason never made it to voters is what we heard. We had 81 polling place changes between November 2014 and March 2016. That is not the highest over the last ten years over that 18 month period, but it is about 17 more than average. We -- voters when they cast ballots outside of a precinct what that does is it backs up the lines and that provisional ballot is there to protect the voters so that they -- they can vote if they feel they have -- if they are in the wrong precinct, if they feel they registered to vote and they are not on the rolls it's a protection for the voters but -- but it can be abused because the law says you have to vote in your precinct on Election Day and the way Georgia also reads is that if you do vote out of precinct part of your ballot counts whatever's in common between your precinct and the precinct you're voting in. So if you're somebody who only cares about the top of the ballot it doesn't matter where you vote, part of your ballot will count. So there's a little contradiction in the law there. But those provisional voters take at least twice amount -- twice the time to process as a regular voter. It's ten minutes so if get, especially at the end of the day, you get more provisional voters because a lot of people at the end of the day on Election Day are just looking for a place to vote. That's when the lines get backed up and you get more voters then, too. Voters -- another issue that we had in some of the split precincts, voters had a hard time when they would go up and look at the verbiage on the signs and say it would say for example 8F, 8G, 8G's going back to this precinct, 8F voters stay here. But the voters -- and we were looking at ways to make the verbiage on those signs somehow more user-friendly to read. When it's one precinct that is -- that has left the facility and is going back it's fine. When it's a split precinct that's when it gets more difficult. We had that situation at Thicket Elementary

and Bunche Middle School. We had that at the Peachtree Rec Center. I think the second Ponce de Leon Church is that -- Ponce, yes, Brandon Morris, Morris Brandon, some of those -- those precincts we had voters that got -- would get confused. They were actually supposed to go to the polling site and they would end up reading the top part of the sign and heading to the polling site that only applied to certain voters. We have to find a better way to alert the voters with those signs. Another thing that we have is Election Day voters go to early voting sites thinking that they're either open or that they can vote there because it was an early voting site. We also had limited provisional ballot supplies issued to us. That is an issue that we're working out. We are a large County. We ordered a lot of supplies. We were only able to then distribute provisional ballot envelopes to a certain amount across the County. You never know where people are going to end up voting provisionally, so we ended up having some of our Election Day technicians picking up envelopes from one site and ferrying them to another which is not something that we want our technicians to have to do because they're out there to fix problems with our express polls or our touch screens. One thing that we are going to do and we implemented these -- some new procedures and checks in January of this year were to order and mail the precinct cards as soon as the Board of Registration and Elections approves the polling place changes as they are established. There were some extenuating circumstances that I'm going to have Mr. Jones explain why some precinct cards, when we had changes may be made in September the cards weren't ordered until January and he can -- he can explain the reasoning behind that. We are going to need to mail a letter to the voters in addition to those precinct cards. The precinct cards, and this -- I've been doing this since 1999, are an issue no matter where -- what jurisdiction you're in. They look like a piece of junk mail and more so now because of I don't think people read their mail as much anymore as they used to because it's most, when you go to your -- your post office box most of what's in there now is junk mail and I almost threw my precinct card away because it's with that weekly coupon thing --."

Chairman Eaves - "Don't admit that."

Mr. Barron - "What that?"

Chairman Eaves - "Don't admit that."

Mr. Barron - "It -- it's just -- it's hard sometimes to distinguish it and we -- we don't have, you know, it is printed -- we don't print them, we don't -- we order them but we don't print them, we don't cut them and then they come to us and then we drop them at the post office. We need to also -- we're going to have to dip into our money for -- our election money to mail some extra notifications to voters in certain precincts, at the very least a head of household mailing, and I think what we'll do we're going to look at some sort of envelope with an official -- official election mail that says polling place change on it and go -- and maybe make it neon something to catch the eyes of the voters. In addition going forward this year the -- the push, not only with elected officials and communications, but also outside organizations for example when we did the Post the Peach in November 2014, get some of those outside organizations involved in

promoting early voting, League of Women Voters was a big partner in that. We're going to need to implement an aggressive voter education campaign to alert voters to all the of the resources we have available for them to find out where they can verify their voter registration status, their precinct designation, the location of where they vote and other pertinent information. We're going to add a special more detailed place on the website that will show all of the polling places that have changed since the last major election. I mean one thing that I think we -- most people don't know is that between November 2014 and March 20 -- or March of this year we were only supposed to have I think two elections and we ended up having 11. So it ends up sometimes we hold those precinct cards back to -- in order to we don't want to confuse voters that are going to be going to polls for other elections. One thing that we're going to do is meet with the postmaster. We have somebody at a -- at a post office seminar today and then she's going to get the contact information. We drop all of our mail at the Hapeville Post Office. We will distribute all poll location changes to the neighborhood planning units and Homeowner's Associations and again, the -- we're going to look at the verbiage on our polling location signs. And also, we're going to need to add Fulton County logo and maybe a signature or something on there because as you can see on that last picture that sign was not produced by us and it was at Thicket. We are unsure who -- who made the sign but it was professional. We have it in our warehouse now and, you know, we aren't sure whether the information given out there was accurate, but what we need to do is make sure that the signs that are given, that are at the polling sites are produced by Fulton County. And that -- that's all I have. We're ready for questions or comments."

Chairman Eaves - "Mr. Barron, thank you so much for the presentation. Ms. Mary Carroll Cooney, thank you for your leadership. I think that we've made great progress over the past several years and if I were to throw out an arbitrary number we probably did 99 percent success this past election cycle with one percent challenges. Unfortunately, that one percent is exploited, made to appear like it maybe 30 or 40 percent challenges, and so if there's a way that we can have a full corporate strategy to make sure that the good is continued and the not so good is eliminated to me we all look good on Election Day. Just two or three comments. I think you laid out some suggestions very well, well thought out. Perhaps, and I want to just maybe bring the County Manager in on this a little bit, there may be a need of an all-hands-on-deck type, if necessary, where it's strategic folks not -- maybe just not limited to department heads, but really an all-hands-on approach to make sure that there is zero chance of problem on November the 1st or November the 8th, whenever election -- the General Election is because my suspicion is going to be highly -- highly whatever, I can't even think of the word, just very -- the turnout should be very, very high. So we just want to make sure, so the early turnout suggestion, the early voting suggestion that you made, 37,000 this time around was great. We probably have to increase that even more. I think you really need to engage the Fulton County Board maybe a month in advance of early voting, give a preliminary presentation to us and specifically talk about how we can use our various communication means to get the word out and our community involvement. So I would suggest maybe a month out at a minimum you give a report to us, but not just the Board of Commissioners, is there a way to get the elected representatives of our municipalities? The Board has been meeting with the mayors almost -- quite frequently

since last -- beginning of last year, and at some point we may want to engage the mayors of the cities and how they can be engaged and how their respective councils can be engaged. And so -- and then thirdly, if -- is there a sufficient troubleshooting unit, that may be a roving unit throughout parts of the County so that if something comes up that roving, and I don't mean this in a negative way, this roving unit can troubleshoot on this one particular area that's having a problem so that we can just triage it and make sure that it doesn't magnify, because what happens is someone sees something going on, their first response is not necessarily to call us to correct it, it's to call the media and it just amplifies the problem. And so I just thing that community elected official engagement perhaps may be more broad expanded County involvement in the process, working with our elected officials, more emphasis on early voting are just three or four thoughts that I had coming to mind in terms of suggestions to consider. Commissioner Ellis followed by Garner, Arrington, Morris and Hausmann."

Commissioner Ellis - "Thank you for the report and thank you for all the work you did. I think there's a tremendous amount of progress that we've made in this area and I'll echo some of Chairman Eaves' points as well in terms of just that all-hands-on-deck piece, particularly sort of the know-before-you-go piece. I don't know if we, you know, if we could make up -- I mean, anytime we're doing mailings as a County, whatever area it might be in, Tax Assessor or Notice of Assessment or something like that, not that you would have a precinct card in there but just some sort of, you know, know-before-you-go type thing message might be appropriate and if there are things certainly that will be useful tools for communications or any of us to help support that I think it would be -- that would be great as well as sort of if we do have nonemployees in sort of noncritical areas it could help supplement the effort on Election Day I think that would be great for the Manager to engage that. And I just had only one, and I know all of the voting sites are ADA accessible but just -- if it's not in the protocol for a check list for folks just the poll workers or whoever's managing that location, just so that they understand where all those access points are. Just, you know, not a plethora of complaints but really just -- just one or two on that point. I know they are and that the person just didn't know how to access, you know, get to the right access point. So that's all and I thank you for all the work that you all have done."

Chairman Eaves - "Commissioner Garner."

Commissioner Garner - "Yes. Good morning and thank you for the report. I do have a number of issues that were reported to me from across District 4 so I'll just -- I'll just reiterate what those issues were, perhaps you can address them and then I had a couple of questions regarding them. So what I heard was that precincts were moved without notification, you've already addressed that. I do have some -- I do have a further follow-up question about that, workers not knowing the process. So people had a lot of complaints about people not being prepared or knowing what they were supposed to do, polls were not fully staffed, precincts ran out of provisional ballots, there were -- and envelopes, and then there was some malfunctioning of equipment without any explanation as to that. So those -- those were the common concerns that I got from across the District."

Mr. Barron - "What was the last one about?"

Commissioner Garner - "Malfunction of the voting units."

Mr. Barron - "Okay."

Commissioner Garner - "So, without any explanation. So a lot of it I think had to do with the capability of the staff that you had on site. I did have a question regarding the cards that were supposed to have been mailed out. So how many cards were actually supposed to have gone out and then how many were actually mailed, and do we actually have receipts from the post office validating those numbers?"

Mr. Barron - "We mailed out all of the cards -- do you know the exact number? Well, we had -- we mailed out 81 precincts over -- over time. Some of those were -- they all come -- what we -- the process is, is that we order them from the Secretary of State's Office. They produce them and then they send them out to a vendor to cut them. They come back to us and then we take them to the Hapeville Post Office where they're mailed first class. So I mean, reasonably they should reach every voter within -- within the County within two to three days would be my guess."

Commissioner Garner - "And we found that that didn't really hap -- I mean that happened. In fact, I had someone call me just the other day saying that it took 41 days for them to get the card. So if we're at fault, you know it's something to look at but if we're not at fault and it is the post office we should have that documentation."

Mr. Barron - "Well, and that's one thing that I want to -- I want to look at. We -- we have some samples of the precinct cards. One of them that was reported to me was that there was an indication I think somebody was able to scan -- scan that IMB code on the bottom and the postmark was February 2nd, they received it March 14th, which 42 days is -- is far too long for it to make its way across the County."

Commissioner Garner - "Well, I appreciate you saying that you want to reach out to those who were supposed to have gotten mailings but, you know, this is again, you know, 99 percent of what you did was good but then the one percent that gets blown-up we really want to make sure that we address that so that that's not happening."

Mr. Barron - "Yes. I mean, personally I and my staff feels the same way. I mean we -- the thing we don't -- we don't like to hear complaints on Election Day because we're -- we work hard all year to put these elections on and they're -- they're a massive project on one day and so, you know, the complaints are things that we have to chase down afterwards and -- and we really need to look into how we can make that notification process much better, you know, and especially in the presidential years when the people that only vote every two or four years are all out voting. You know there's a lot -- last year we had ten elections but we would get five percent turnout. So this is a completely different ballgame this year."

Commissioner Garner - "Great. Thanks."

Chairman Eaves - "Commissioner Arrington followed by Commissioner Morris."

Commissioner Arrington - "Good morning, Mr. Barron."

Mr. Barron - "Good morning."

Commissioner Arrington - "Thank you for your report. I certainly want to echo everyone's comments and thank you and your team for your hard work and dedication in this area. I also received complaints. I guess we all -- most or some of us did receive complaints. What is the approximate cost to -- to mail out to 81 precincts? What does that cost Fulton County as far as you know?"

Mr. Barron - "The -- for the postcards I think we get it 39 cents a postcard."

Commissioner Arrington - "Okay."

Mr. Barron - "If we were to do letters I think we get a bulk -- do we get a discount -- 41 cents if we mail an additional either or -- I guess if we mailed something additionally in an envelope it would be 41 cents."

Commissioner Arrington - "And how many times do we do mailings to these 81 precinct?"

Mr. Barron - "Well, we usually have precinct changes every month so usually we're -- precinct changes are going out monthly and sometimes I think on a weekly basis during some -- some periods."

Commissioner Arrington - "What is the total number of registered voters in Fulton County?"

Mr. Barron - "Six hundred and I think -- it's just below 687,000 with the inactive voters counted."

Commissioner Arrington - "I guess what I'm -- what I'm wondering is -- are there additional ways that we can correspond with these registered voters. Right? Can we develop an email list of registered voters?"

Mr. Barron - "The emails -- do we have emails in the -- yeah. Well, just last year the email -- email addresses started going into the voter registration system."

Commissioner Arrington - "So we may want to look at some type of I don't know if there's an incentive program or something that we can do to encourage people to sign up for that so that maybe we can minimize the number that we have to mail out and -- and maybe we can, you know, instead of doing one mail-out maybe we can email a

certain number of people four or five times leading up so that there is a repetitive nature to that and we make sure that the word gets out, and I don't know if the Elections Department has social media or Facebook accounts but it certainly -- I think that that would be helpful. A lot -- you know, a lot of -- you know the reason people aren't getting their mail now is because most people are reading emails and -- and looking at social media on the internet. Right?"

Mr. Barron - "Correct and we -- we did partner with Communications on -- on many things. I think we're going to have to do a better job or I guess we're going to have to expand what we put out in social media and I can get together with -- with the team that works with me on that and from Communications."

Commissioner Arrington - "How -- how -- is there a formula for assigning a precinct? How -- how are precincts assigned? How is a voter assigned to a precinct?"

Mr. Barron - "It -- it's done by -- well the voters are done by -- by their districts and -- where they live."

Commissioner Arrington - "Okay. Let me -- I asked the --."

Mr. Barron - "Or like the -- you mean the polling places?"

Commissioner Arrington - "I asked a -- I asked a bad question. Let me rephrase it. For example I live in Regency Oaks but I have to drive 15 minutes over to Welcome All Park to vote, yet the Wolf Creek Library is less than two minutes away from my subdivision. Why am I assigned to Welcome All Park instead of Wolf Creek and what is the rhyme or reason for why anyone in any county is assigned to a specific precinct as compared to another specific precinct?"

Mr. Barron - "That all comes down to Districts and the boundary lines and you -- and the way those precinct boundaries are run. It could be -- there are sometimes are people that live across the street from a polling place and their -- because that street is the dividing line, they have to go somewhere else even though the polling place -- there's a polling place across the street."

Commissioner Arrington - "And we can maybe follow up with that later but that -- I mean, that doesn't work because Wolf Creek Library is in my District. It's across my subdivision and Welcome All Park is 15 minutes away. So saying District and boundary lines -- the boundary and the District lines are the same so that -- that doesn't fly. But I'm, you know, let's schedule a time to follow up so we can talk about that because, I mean, that is also adding to the problem, right, because you got to -- I've got to drive 15 minutes away instead of going to the precinct that's right in front of my house. Right?"

Mr. Barron - "Do you have -- I think --."

Mr. Dwight Brower, Election Chief - "Dwight Brower, Elections Chief. Your precinct is determined -- you're voting precinct is determined on -- based on the piece of land that you live on. There may be a precinct closer to you, but there's probably one or more political values that's different than -- than the street address where you live and the precinct that you're assigned to."

Commissioner Arrington - "When was the last time that that process was evaluated? When was the last time someone looked at that. . . ."

Mr. Brower - "Yeah, 2010 --."

Commissioner Arrington - ". . . and evaluated it?"

Mr. Brower - "2010 during the census. Do you send in your census? So elected representatives come and decide the piece of land that you live, what district values are actually assigned to it."

Commissioner Arrington - "Yes. Again, that doesn't -- it just doesn't suffice, right, because Wolf Creek Library's right across from my subdivision. Right? Welcome All Park is 15 minutes away. My piece of land is closer to piece of land that Wolf Creek Library is on, so the explanation doesn't offer me any value as to why I'm assigned to Welcome All Park as compared to Wolf Creek Library or even to Clifftondale Community Club which is even -- I have to drive by Clifftondale Community Club voting precinct to go over to Welcome All. It doesn't make any sense."

Mr. Brower - "I'll be glad, sir, to sit down with you point in time and we -- we look at the political values. It's probably based on the fact that one or more of your political district values are different than that at Wolf Creek."

Commissioner Arrington - "Okay. I'll look -- I'll look forward to that. Now, what are we doing to -- obviously, we've seen large numbers of voters coming out in these primary elections, how are we -- how is your budget looking to be prepared to handle all of these big numbers that I imagine that we're going to see in November? Do you think you have enough resources?"

Mr. Barron - "Right now, yes. It depends on the size of the runoffs. If the runoff elections are Countywide that takes up more resources. If the -- if the runoffs end up -- end up, and I guess it depends on the races in the runoffs because if you have a runoff that is involving 24 precincts and you only have to have one early voting it doesn't -- the election cost goes down dramatically and generally -- but if you have some heated races in the runoff then you have to offer closer to the same services in the runoff that you did in the general or in the primary or the general and we have a potential for an extra runoff this year that we haven't had before because of a federal ruling. So it -- right now, I think we look okay."

Commissioner Arrington - "I know there were a lot of problems at the Metropolitan Library. What is the specific plan for addressing those and I think maybe that's one of

those precincts where people didn't get their cards or maybe it took too long for them to get their cards."

Mr. Barron - "Yes. It seemed like there were a couple of issues that compounded the problem there. One was that some of the -- some voters went to Metropolitan Library, they had previously voted at a different library I think that was closed, and they were supposed to go to another library but instead they went to Metropolitan Library. And this started happening somewhere after 5:30 at night and more and more people starting going there. The poll manager said he was fine all day until sometime between 5:30 and 6:00 when people from other precincts started coming in there, and then he started having to process provisional ballots and then that is what ends up causing a backup in the line, and so the voters that are there that are supposed to be voting there are still -- they're waiting behind people that are out of precinct. So the -- and then what -- once the doors were closed the air conditioning would -- stopped at 7:00, so the place immediately got hot."

Commissioner Arrington - "What -- what time were people voting until?"

Mr. Barron - "I think until 8 -- 8:15."

Commissioner Arrington - "Okay. Is there no way that we can work with the building people to make sure that we have air running?"

Mr. Barron - "We're in the process of -- of making sure that all the polling places that are County buildings will be able to program their -- their air conditioning to stay on."

Commissioner Arrington - "And I guess the reason I asked you about resources and do you think you have enough resources because my understanding, and maybe it was just with the provisional ballots, but I got hit with on Facebook a hundred times about Metropolitan only having two stations available when I think you replied. . . ."

Mr. Barron - "There were --."

Commissioner Arrington - ". . . that was just --."

Mr. Barron - "There were -- there were two express polls. Those are the check-in computers. There were 10 or 12 touch screens. So -- but the -- when you have provisional voters what -- you start getting people clogged up at the check-in desk and so once that happens those machines are empty and everybody's behind the express poll trying to check in to vote and if you have people voting out of precinct that's what backs up the line and that's where you have the log jam. We had enough machines to vote people."

Commissioner Arrington - "Well, but so then that just begs the question which really -- but you didn't have enough express check-in people, right? And so that's really what I'm asking. Do you think you need more express check-in people for Metropolitan or for

other polling locations or maybe the staffing need to be ramped up between, you know, after rush hour, between 4:00 and 7:00 pm to close?"

Mr. Barron - "Yes. And as -- as I wrote yesterday I think one thing that we -- we could look at doing is try to get County employees that -- for -- to cover from 5 to 7 to go out to some of those precincts where we -- we may have issues for that end of the day turnout because that's about the same time that, you know, people are getting off their shifts. That -- that's -- that would be one way."

Commissioner Arrington - "You say County employees to cover, are you trying to see if we can get County employees to volunteer for that?"

Mr. Barron - "That -- that -- correct. That would be one solution to the issue."

Commissioner Arrington - "Well, let me go back to my other question. Do you need more resources in order to make sure that we don't have these lines and backups at these facilities?"

Mr. Barron - "Well, the express polls - we don't have -- we only have a certain amount of express polls. At a certain time during the day what we do is we hold some back so that we have spares in case some of them go down."

Commissioner Arrington - "I guess my point is I don't want us to be relying on Fulton County employees to volunteer and wind-up with the same type of situation. So if you think you need more money so that it have -- you can have more staffing I'm trying to give you the opportunity to say that. I don't want us -- I don't want to receive another hundred Facebook posts and a hundred emails and have the Mayor of Atlanta talking on TV how we messed up the elections, okay? So if you need more resources then let us know that so that we can be properly staffed and provide you with the resources that you need."

Mr. Barron - "I can use more resources. However, I think one of the things that the voting equipment that we have we can't purchase anymore. I mean, we can't get those -- it's -- those were built back in 2004 and -- I mean, we purchased them in 2004. They are -- nobody makes them."

Commissioner Arrington - "They're obsolete now."

Mr. Barron - "Yes. And until we move to a different voting system the numbers that we have are going -- are the numbers that we have, and we're going to have to work with those. That's what -- pushing early voting is going to be extremely important because, you know, from what I'm hearing we're going to be staying with this voting system past 2020."

Commissioner Arrington - "Well, I'm less worried about the machines than I am about processing of the lines and the people with the provisional ballots, right, because like

you said you had more than enough machines available the problem is the voters couldn't get to the those machines because they were stuck in the two express lines."

Mr. Barron - "Yes. And that's -- those -- those are two of the -- the machines, the express polls. I mean the one way to get around all of that is to, you know, we can get -- you can go live on Election Day and you have laptop computers that are checked in -- laptops for every precinct but you -- you buy enough laptops, probably we would need to get 650 to 700 and check-in voters through the software that is available during early voting and we -- we go live on Election Day. I'm not sure how much that would cost but, you know, that -- that's one way to speed up the check-in process."

Commissioner Arrington - "Well, we probably surplus over 700 computers in a year so, I mean, you know, we could probably surplus them to you and -- and repurpose them without having to incur any -- any additional expense."

Mr. Barron - "Yes. I'm -- I would -- we would have to get with the vendor to see how much, you know, what the -- what the requirements are. If the -- if the laptops or the tablets, I mean it would actually probably cheaper to go with. . . ."

Commissioner Arrington - "Tablets."

Mr. Barron - ". . . with tablets and be -- but either way, we would need, you know, to have a certain operating system available but that is one way to go."

Commissioner Arrington - "I'm not going to take up your time. I definitely would like for us to follow up. I mean I want to make sure that we have all of these issues addressed so I'm not getting calls -- a hundred calls about problems at the polls and I want to make sure you have the resources you need."

Mr. Barron - "Okay. I appreciate that."

Commissioner Morris - "I'll add my thanks to your hard work. It's a tough job and you all are doing well and I appreciate all that. And I appreciate your comments about early voting. As someone who's not philosophically totally sold on the concept. I don't like folks to vote before all of the issue in an election, in a campaign are in front of them and I don't like them to vote before they find out who has dropped out of the race, but I guess early voting is here to stay and I understand your -- your issue. My question relates to long term about all of that because folks like my wife wonders why the heck she can't go on Election Day where she was able to go in early voting. The technology is there, correct?"

Mr. Barron - "If we want -- yes."

Commissioner Morris - "But -- but State law -- it is State law, Mary Carroll, that requires you to vote Election Day in your precinct?"

Mr. Barron - "Correct."

Community Morris - "Are any states changing that and is it -- how do you think it would work if our General Assembly someday decided to allow you to vote anywhere given that the technology's there? Would that --."

Mr. Barron - "In my prior county the last election that I did we went to countywide voting locations. You could vote anywhere on Election Day. The requirement is that you have to be live on Election Day, because what you need to be able to do is make sure that people don't go to multiple places."

Commissioner Morris - "I've seen -- I've seen videos a few years ago of a guy going from precinct to precinct actually who was making up names, he wasn't using the same name."

Mr. Barron - "Yes. So you just have to be able to -- you have to have the check-in computers all networked."

Commissioner Morris - "But -- but you have that now with early voting, don't you? Or you're not --."

Mr. Barron - "Yes. During early voting we do."

Commissioner Morris - "So the technology's there. You could do it on Election Day if the law were changed."

Mr. Barron - "On Election Day we could do it if we had enough either tablets or computers do it and it would also --."

Commissioner Morris - "I'm probably talking long term here. The General Assembly would have to get on board. You'd have to come up with new -- the new --."

Mr. Barron - "Well, there are -- there are some small counties in Georgia that go live on Election Day but it's because they have two polling places. . . ."

Commissioner Morris - "Right."

Mr. Barron - ". . . and so their able to do it but, you know, you're talking about a serious outlay of money to -- to invest. We have the software that is capable -- that would help us go live on Election Day."

Commissioner Morris - "Well, I won't -- I won't belabor the point, but if you all, when everything's done, your other works done, if you would give a little thought to whether that's something we ought to put in our legislative package to be able --."

Mr. Barron - "Yes. That and also --."

Commissioner Morris - "If -- if that would help -- if that would help the lines. If that would help with the -- and I assume you wouldn't have problems with people voting out of precinct."

Mr. Morris - "It eliminates people voting out of precinct."

Commissioner Morris - "It might create some other issues. You don't know where everybody's going to go."

Mr. Barron - "That -- that is the --."

Commissioner Morris - "You have 80,000 people here on Election Day from all the people working downtown and nobody voting in their -- in their precincts near their homes."

Mr. Barron - "And the other thing that -- that, in the legislative package that I have spoken about with Jessica is -- is getting -- having her -- getting out of government only for early voting so we can get into grocery stores or malls or those other places that other states allow and you are then where people are going rather than having them go where they, you know --."

Commissioner Morris - "Right. They'll vote while they're running an errand somewhere else versus --."

Mr. Barron - "Yes."

Commissioner Morris - "Well, again, long term it just occurs to me with the technology's there that if that helps maybe we can start that process. It'll take a long time I suspect for the General Assembly to get there but maybe not. Thanks again."

Chairman Eaves - "Vice Chair."

Vice-Chairman Hausmann - "Thank you. Obviously, this is an important issue. We're spending a lot of time on it because our folks have a lot of comments. It does affect everybody out there in Fulton County. I do want to thank you for the emergency phone numbers, because when someone does have a problem and they call us it's very helpful that we get an answer quickly if possible if they need to do, so that was being very helpful. I think what Commissioner Arrington was referring to previously was more the precinct locations or the voting locations not necessarily the boundaries or what was on your ballot and I think that's the issue we've had with the cards. As you have to change a voting location then the notification of that seems to be an issue. Those little cards, I mean, I almost -- I missed mine, you know, the first time it came and you all got me another one. So I could see it and I appreciated that. But they are flimsy little white postcards and, you know, I just got a notice to renew my driver's license and it was on a similar postcard but it was a bright blue so I noticed it. So perhaps we could communicate to the Secretary of State. I know that they do those mailings. We can't do them ourselves or the official one comes from them but maybe we can communicate the

issues we're having and maybe they could readjust, you know, maybe a brighter color paper or something would make it more noticeable."

Mr. Barron - "Yes. And I know other states every other year will rotate the colors that -- so that they have a different color every -- every year so they know whether it's current."

Vice-Chairman Hausmann - "But I do agree that we should utilize social media, do press releases, anything we can do because, I mean, if we -- if we issue press releases with a list of precinct changes I know the local newspapers will run that because it is helpful. So I encourage you to work with the Communications Department to come up with a good plan to notify folks when those changes are made. I do have a question about the express check-ins. We cannot get new check -- I know we can't get the voting machines, but the check-ins themselves we can't order anymore?"

Mr. Barron - "I think there is a company that -- that -- ES & S that, and maybe Derrick knows this for sure but or Dwight, I'm not sure Georgia's certified the new one and I think it might be available for purchase in the future."

Vice-Chairman Hausmann - "It does seem to me that that's where the bottleneck occurs at the check-in. You have only a couple but then you've got empty voting machines that they can't get checked in. So I would encourage you to investigate that piece and, you know, if you've got a problem where there's an early voting location that's also a precinct and you know that people are going to be confused, you know, have more machines at that locations or, you know, have the provisional ballots, have more at that location because that's human nature that you're going to have more of an issue at those particular locations. And then my final comment, really, the only major problem that came to my attention this time -- you did a much better job than last presidential cycle, I want to give you that -- was on the absentee ballot application process. I had a pretty well known community member that when she went to vote they told her she couldn't vote because she had voted by absentee and she had not."

Mr. Barron - "I know that --."

Vice-Chairman Hausmann - "I've seen a string of emails. You know who I'm talking about. She knows what she -- she knows her stuff when it comes to voting. So that was a particular incident but I think your process of the absentee ballots needs to be reviewed also. That's an area where we can't afford to make mistakes. You've got college students. You've got all kind of people that want to vote and they do it by absentee and so we need to make sure that that process is done accurately and that we advertise the deadlines and all the things that go along with that process. But I would like to know offline what you found out in this particular case --."

Mr. Barron - "Yes. I --."

Vice-Chairman Hausmann - "I have not seen that she has been satisfied with an answer and she deserves that."

Mr. Barron - "Yes and I -- I've been communicating with her, and the final I guess email was -- I was wanting to prepare for today before I -- so I put that one to the back burner. But yes I --."

Vice-Chairman Hausmann - "I mean, she has some legitimate questions."

Mr. Barron - "She does."

Vice-Chairman Hausmann - "If it went to -- if somebody else applied but they sent her ballot to someone else and then it never came back, I mean, there's -- there ought to be some sort of verification, you know, after four or five days when something's gone out and you haven't gotten it back then you revisit that to make sure that it went out properly."

Mr. Barron - "Yes. And -- and I do have a logical explanation for it and every --."

Vice-Chairman Hausmann - "Well, I haven't seen that because I thought it didn't make much sense so I don't want to, you know, go there today but I appreciate you looking at that too."

Mr. Barron - "Okay."

Vice-Chairman Hausmann - "Thank you."

Mr. Barron - "Thank you, Commissioner."

Chairman Eaves - "Commissioner Darnell."

Commissioner Darnell - "Yes. I want to ask a couple of questions relating to this issue of change of precinct locations. I want to use this time to receive information that corresponds most closely with the questions I have received so that this will be a better opportunity for citizens to get the answers. I'm going to answer their questions but since this is a program where many folks in my District will be listening and watching I want to sort of hone in on some of the questions I have been asked and I'd like to get with you and your staff later to discuss some of the important systemic issues that have come up today. We -- we can talk about that later. But in terms of the questions that I have received -- by the way, I think that Commissioner Morris's suggestion that we might want to look at some changes in our State requirements in terms of you got to vote at your -- at your precinct on Election Day and maybe we could kind of extend the early voting thing. I think that was a good suggestion. But those kinds of things we can talk about a little later. I want to get to the questions I've been asked. I sent you a communication, an inquiry on March 3rd regarding the major problems that we experienced in District 6 with respect to change of precinct locations and I'm sure that you noticed that these are precincts which historically have high voter participation and

also precincts where we can usually predict that we're going to have not only high participation on that day but we have had high participation in these precincts for a number of years. Your records will show that. So we don't have a lot of new voters at West Manor Elementary, at Jean Childs Young, at the Thicket School, at Bunche. We want more new voters. We want -- we have a significant number but the majority of citizens who vote at the precincts that were most negatively affected during the March 3rd vote happened to be precincts where we have not only heavy participation but we have had for many years. So am I correct to assume that most, therefore, voters at those kinds of precincts which are throughout the County basically know how to vote -- they basically know how to vote?"

Mr. Barron - "Yes."

Commissioner Darnell - "All right. Would that be a correct assumption. . . ."

Mr. Barron - "Yes."

Commissioner Darnell - ". . . because sometimes, you know, it's different when you're not doing it every day and when you're on the outside. These are the kinds of questions and I'm going to use the information you've already sent to me in response to my inquiry. On March 3rd I received your answer to both of my memos on March 15th. It would have been okay if you could have answered earlier. It doesn't have to be the next day after an election but a little earlier would be better. Based upon, and I received partial answers from the way -- the questions that your answers to other members of the Commission, but I think I still need to hone in here. I asked you what is the process, what is the timeline from the time that you decide a precinct location should be changed and the time you mail that notice to the -- to the citizen? You indicated for an example with respect to both of these changes, Thicket and Bunche as well as West Manor, Jean Childs Young, from West Manor Elementary over to what is now called the West Manor Rec Center which is sort of, you know, was new. You indicated that the Board of Elections made a decision to make these precinct changes on September the 10th?"

Mr. Barron - "Correct."

Commissioner Darnell - "That Board of Commissioners approved these changes on September 23rd?"

Mr. Barron - "Correct."

Commissioner Darnell - "But that the cards were ordered on February 2nd. Did I understand you to say that we don't order the cards but they're ordered by the Secretary of State?"

Mr. Barron - "No. We order cards from the. . . ."

Commissioner Darnell - "We order the cards. . . ."

Mr. Barron - ". . . from the Secretary of State."

Commissioner Darnell - ". . . from the Secretary of State. You indicated that the Board of Elections made the decision to make the change September 10th, the Board of Commissioners approved the change on September the 23rd, you ordered the cards on February the 2nd and that you mailed them on February 8th. Is that correct? Based upon in the past, and I'm not taking into account early voting, all my inquiries about March 3rd, in the past have you considered that sufficient time between February 8th and March 3rd for you to provide adequate notice to all effected members of those precincts? Has that been sufficient time? Some people believe that that was a little close. From February 8th is when you mailed them."

Mr. Barron - "Yes."

Commissioner Darnell - "And the election date was March 3rd. I assume there's some reason that you had every reason to expect that the cards would be received in adequate time, within a reasonable time."

Mr. Barron - "I --."

Commissioner Darnell - "That folks would know before March 3rd where they were to go."

Mr. Barron - "I would have expected them to be delivered within three to four days, at the most a week. I mean if you're -- it's first class mail within the County."

Commissioner Darnell - "So you would expect that a card that was mailed to -- to Southwest Atlanta and also to Southwest Fulton would -- that was mailed on February 8th that those cards would have been received by the citizens within one week?"

Mr. Barron - "Correct."

Commissioner Darnell - "Secondly, I think that the question I'm hearing most often, Commissioner Arrington sort of touched on it, I may the answer to that. What criteria are used in determining that a precinct will be changed?"

Mr. Barron - "Most of the --."

Commissioner Darnell - "Did I hear something about District lines?"

Mr. Barron - "Well if we change a precinct it can be for many different reasons, construction, like with Bunche there was major -- we had -- was it APS. . . ."

Commissioner Arrington - "APS."

Mr. Barron - ". . . or was that Fulton Schools? APS. They did major renovation at Bunche and the school was unavailable. Sometimes we have polling places that decide to charge us -- they've been charging us \$200 and then they bump it up to a thousand or we have -- we receive lots of complaints from voters in that area. A lot of times there are schools that just completely run out of space. They have no room for us anymore and especially in the, you know, elementary and middle schools the parking situations at those facilities are less than ideal."

Commissioner Darnell - "All right. That -- that's very helpful. What I hear you saying that there are conditions and circumstances which are beyond the control of the Elections Board which affect the physical environment in which the vote can be taken. This has to be something that impacts the physical environment or there is some financial explanation."

Mr. Barron - "Correct."

Commissioner Darnell - "I will go over with you later what the specific reasons were for moving the precinct location from Jean Childs Young, West Manor to the West Manor Recreation Center. We won't take the time with that now. I think you indicated though that with respect to the Thicket/Bunche situation that voters were moved -- the precinct was moved from Bunche to Thicket when Bunche was under -- under some sort of renovation. . . ."

Mr. Barron - "Correct. It was a temporary move."

Commissioner Darnell - ". . . and then it was moved back from Thicket to Bunche after those renovations were completed. I think I had the explanation for Bunche and I just wanted to validate that at this -- at this particular time."

Mr. Barron - "That is -- you're correct."

Commissioner Darnell - "All right. Folks want to know what are the reasons why. Did I hear you say that you changed precincts every month?"

Mr. Barron - "Well, we -- we have, at the Board of Registration and Elections meetings these -- these changes that are made, whether it's a school closing or some of the other reasons that I -- that I mentioned, those come up. We -- what we have to do is once we learn that a location is no longer available we advertise that and then it goes on to the Board of Registration and Elections --."

Commissioner Darnell - "You do advertise that?"

Mr. Barron - "Yes."

Commissioner Darnell - "Yes. I would like to -- to reinforce the suggestions that Commissioner Hausmann made that we might want to look at some additional ways in

which we advertise these changes. . . ."

Mr. Barron - "Okay."

Commissioner Darnell - ". . . because in my business, and we have to deal with what is the impact, you know, is it working, and when whatever we're doing is not working and four of the highest voting precincts in this -- in my district then I, you know, in terms of history, you know, and -- and voters -- experienced voters, then I have to look at it and see maybe what -- maybe I need to add something. I think the suggestions that being made by Mr. Arrington and Commissioner Hausmann are something we might want to look at. That's what we're having to do in our business because information is important, to get it out, you know, and I learned six, seven years ago that flyers don't do it anymore. You've got to use the technology. You've got to use the social media. I can get more out on a certain radio station program that comes on at 5:00 than I could with 10,000 flyers. Just being on there three minutes everybody knows. In a driving rain I had over a hundred people to come out to a special meeting about children because I used more than flyers. I used more than emails, you know. We got on a radio station, that's all they deal with is community welfare. And so I would encourage you to do that because the word, you know, obviously is not -- it's not getting out. The last area that I kind of wanted to talk about and this has also been mentioned but I just want to enforce it because it seems to be a problem. Incidentally, it's interesting to note that it is possible that once a precinct -- precinct is changed like it was at Bunche, we sent folks to Thicket that if the conditions change that precinct can be moved back."

Mr. Barron - "Correct."

Commissioner Darnell - "That's what I hear. All right. Well, then finally in terms of just the general comments I would be -- I think it would be helpful if you could indicate, certainly to me, what do you consider to be adequate performance with respect to the operation of -- of the elections on Election Day in terms of -- of concerns and complaints? I'm very proud of the general -- the general comments and the general apparent efficiency and effectiveness of the operation, but in certain districts in this County based on number of complaints that we are receiving it was not considered to be an excellent election. But in evaluating your performance in terms of citizen concerns have you decided -- when do you decide that this -- these are too many calls, these too many complaints, because you're going to have some in our business? When do you decide or do you decide? Yes."

Mr. Mary Carroll Clooney, Chairperson of the Elections Board - "Commissioner Darnell, I'm Mary Carroll Clooney and I'm the Chairperson. . . ."

Commissioner Darnell - "Yes."

Ms. Clooney - ". . . of the Elections Board and I think this question is directed really to the Board and what we do. . . ."

Commissioner Darnell - "Both Board and staff."

Ms. Clooney - ". . . and -- well how the Board directs the staff. We met, as we do every Election Day the evening of the election and review problems that are brought to our attention and things that need to be done. We met the Saturday following the Presidential Primary, and once again besides certifying the results of the election we reviewed problems that were brought to our attention. A week after that I met with the senior staff and we reviewed some of these particular things that were something of a surprise to me which was that at that time we knew of four precincts that had an excessive number of provisional ballots. Why? What could we do about them? And tomorrow the Board of Elections is going to meet and we are going to review, with a lot more knowledge than we had Election Night or the following Saturday, what exactly the problems were and to develop a plan of action to implement between now and the November election. There will be several elections between now and then but as Mr. Barron's pointed out these are small population elections. There is a sense in which everything is only a dress rehearsal for the November Presidential Election. You just got to get it ready for then and that's where we're going to be aiming our efforts. So we have agenda items to review what happened. We now have some explanations and one of them I have to say it was exactly I think three years ago that this Board of Commissioners elected me to this position, and I am here to tell I am a lot smarter today than I was then and I got started getting smarter at a Statewide election conference when a representative of the Secretary of State's Office said do you want to know what causes long lines on Election Day? I'm going to tell you. You get long lines on Election Day when too many people show up at the same time and I realized then that it is not simply a matter of having a whole lot of staff. It's not simply a matter of having a whole lot of machines. You've got to figure out why you've got a whole bunch of people at the same time. Today we -- we are beginning to know that you may have a lot of misinformed college students and you're having to have provisional ballots and envelopes driven over to those places. How are we going to address that? We've -- you've mentioned some ideas. We've already started talking about them. We're going to try to have them in place and to have media specifically addressing colleges and universities. We have the problem of Adamsville in one of the -- of the County and the North Service Center at the other which is places that are used for early voting and making sure those particular populations are address. Anyway, that is going to be the subject of a great of our meeting tomorrow is to have a plan of action in place so that we will have -- oh, I'm not going to say perfect -- but that we will have a very smooth November election. Can't guarantee that the electricity won't go out somewhere. Can't guarantee that some school won't have all of their lights automatically go out at 7:00 pm. We've got to think about those things and get them -- but that we -- we will have addressed the big problem which was a whole Bunche of people showing up at the same time."

Commissioner Darnell - "Thank you very much. Mr. Barron, would you like to respond to that also? Operation elect, you know, what standards do -- what performance standard do you have with respect to let's just take this problem about notice of precinct locations, have you all kind of decided?"

Mr. Barron - "I think if there's -- there's -- the one -- the one thing that I think was -- was the root of most of the complaints and I guess what I look at is whether it looks like there was a systemic problem, we -- the precinct cards were the big problem as far as, I mean, I don't like to hear the complaints because I don't like to hear that people are having a hard time voting. It's the one thing that we're supposed to go do as citizens to elect our representatives and we need to make it easy. I think that in January we looked at some of the issues we were having with precinct cards and we put some measures into place to make sure that they all got out. If there are precinct cards that have been in the mail for 42 days that's out of our control but what we can do to prevent that in the future and that we're going to do is to make sure that all of those precinct cards are mailed well ahead of time and we'll back them up with either with a head of household mailing or subsequent reminder."

Commissioner Darnell - "That's good."

Mr. Barron - "Because this is an example where you plan things and then something, you know, goes wrong and then you have complaints over it and we have to do a better job."

Commissioner Darnell - "That sounds like a really good suggestion about that follow up and so on. We'll talk about that later. My -- my philosophy is don't try to do the work of operational people. Operational people know how to do their work. The only thing that I'm interested in is providing support to you on everything that you're trying to do that's going to reduce the problem. I don't think it's appropriate for policymakers to tell you how to do your job. That's the way I operate everywhere. But as Ms. Clooney said our job is only to set the standard. I like that. I think if we do have that follow-up, you know, I -- I learned a lot about this from -- from the commercials like McDonald's, you know. If I see that arch one more time but everybody knows the arch, you know. So that -- I think that's a very good suggestion right there and also I heard Commissioner Hausmann mention something about the color of the card, you know, I think we can just, you know, add to that. I never assume that -- when I'm having a problem about a area I never assume it's because the citizen doesn't know, you know. You always assume that maybe something we're not doing and maybe something they're not doing, you know. But I never just assume that the citizen they don't know, you know, they made a mistake, because I think when I do that I'm going to get in trouble. Finally, you've noticed the districts where we've had these problems."

Mr. Barron - "Correct."

Commissioner Darnell - "And you've noticed the precincts where we've had, no respecter of race, income or education. These precincts just happen to be precincts where we have some of the highest educational attainment in my District, you know. And so it has nothing to do with that. But 4, 5 and 6 we didn't get glowing responses about this last election and yes, November's important but I'm looking back now to see what is that we could of done that would've made this election better and I know that's what you all are doing, too. But as you said, Mr. Barron, it's something that we can do a

little differently and maybe something a citizen can do a little differently, too, because it's usually on both sides. I'm very pleased to hear to say we might be able to go back to West Manor if the conditions that you -- you know, if the conditions have been met. Whatever conditions led you to move it, if those conditions have been corrected maybe we can go back but I'd certainly like for you to look at it because as I said disenfranchisement is something that the Fulton County Board of Elections has never had a problem with. We've never had a problem with citizens saying you're trying to disenfranchise me. Now that we haven't heard because had we heard that my response would have been a little different today. They know if any citizen was disenfranchised it was unintentional and we're going to do everything that we can to make sure it does not happen again and I thank you all very much. And we'll talk about these specific instances a little bit more because if I was -- if I were in your position I'd like to have a little more detail than we're able to give you right now. Thank you."

Mr. Barron - "Okay. All right."

Chairman Eaves - "Well, you've gotten a lot of feedback from us and if you could just think about how you can give a presentation or with recommendations sometime this summer. That gives you enough time, even if there's any sort of budgetary tweaks or adjustments that are needed in terms supporting an expanded effort. I do encourage you to share with our management team your plan and any way that potential employees can be utilized with a full court strategy in terms of all hands on deck. We want to make sure that throughout the whole County if possible the 330 whatever number of precincts that we are -- we have run efficiently. So we are partners. You're the experts. You're the professionals, but we're the ones that hear the complaints and we certainly have some ideas that we are willing to share and we're also certainly willing to communicate as well as if necessary make some budgetary adjustments to make sure that the General Election in November is -- is down flawlessly. All right. Commissioner Arrington, last word then we're going to the next item."

Commissioner Arrington - "I'm just trying to, and we can follow up later, I'm trying to understand the State law. If I -- I understand there's a State law that prevents live voting on Election Day but then I heard that there are two counties that actually do it so I'm trying to. . . ."

Mr. Barron - "No --."

Commissioner Arrington - ". . . understand that."

Mr. Barron - "There -- you can do live check-in, you just can't do countywide voting precincts on Election Day."

Commissioner Arrington - "All right. We can follow up on that later."

Mr. Barron - "Okay."

Chairman Eaves - "Thank you --."

Mr. Barron - "All right. I appreciate the time. Thank you."

Chairman Eaves - "Thank you, Chair and Director and staff. Okay. Commissioners, we've made it through two big items. The zoning, are they quick or is it long? All right. Certainly want to just extend my appreciation to those who are here for the zoning as well as some of our -- our health items. I know you've been very patient. We have Executive Session that we need to have in a minute or two and that's going to take maybe about 45 minutes and so I would expect that perhaps we'll be back to resume the Agenda between 1:30 and 1:45. So I apologize for the sort of the exhaustive Agenda discussions which were important but we -- and we had to have them, but if you can just indulge with us by having a little bit more patience we'll get back to the Agenda between 1:30 and 1:45."

Vice-Chairman Hausmann - "Do you need a motion, Mr. Chairman?"

Chairman Eaves - "Yes."

Vice-Chairman Hausmann - "Do you need a motion?"

Chairman Eaves - "Let's do a motion to -- okay. Commissioner Garner has requested that some items on the Agenda be held. She's got a --."

COUNTY MANAGER'S ITEMS

All people are healthy

16-0215 Strategy and Performance Management
[Presentation : All People are Healthy – Performance Management Report \(HELD\)](#)

A motion was made by Commissioner Garner and seconded by Chairman Eaves to hold items #16-0215 through #16-0232.

The motion passed by the following vote:

Yeas: 7 - Eaves, Hausmann, Ellis, Morris, Garner, Arrington, Darnell

Commissioner Garner - "Yes. There are -- the presentation of All People Are Healthy, the strategic performance management, the Ryan White and the strategy and performance management, items **#16-0215** through **#16-0217**, I will have to leave early and I am requesting that we pull these items and present them at the next Recess Meeting. Second?"

Ms. Anna Roach, Chief Strategy Officer - "Commissioner, if I may, I think that the recommendation was that we just -- everything under All People Are Healthy, if we just move that focus area to the April meeting. . . ."

Commissioner Garner - "Okay."

Chief Strategy Officer Roach - ". . . that might be better not just those two items if that's the Board's wish."

Commissioner Garner - "As long as nothing is time sensitive."

Chief Strategy Officer Roach - "No. We've talked about this on there. There may be an item or two that they had relating to test kits but I think that they have a good enough supply for two weeks."

Commissioner Garner - "Okay. Good. So then I change my motion to reflect all of the All People Are Healthy items."

Commissioner Darnell - "Yes. You were talking about all three items?"

Commissioner Garner - "All -- All people -- all of the items that are All People --."

Commissioner Darnell - "All of the items under this. . . ."

Commissioner Garner - "Yes."

Commissioner Darnell - ". . . category? Yes. Thank you."

Commissioner Garner - "I would like to be here."

Commissioner Darnell - "Because I strongly support holding these. I'm not ready."

Chairman Eaves - "All right. So --."

Vice-Chairman Hausmann - "And that would be the first meeting in April. Correct?"

Chairman Eaves - "We're not sure yet. We're not sure."

Commissioner Garner - "When would that be?"

Vice-Chairman Hausmann - "According to Ms. Roach that would work."

Chairman Eaves - "Let's be a little -- I'm not sure whether it's best to put it at the first Board or the Recess meeting. Let's just kind of -- let's just hold it. That's if we can be patient with that and we can determine later on when it be placed on the Agenda. All right. So we're going to hold these three items."

Commissioner Garner - "No. All of the All People are Healthy."

Chairman Eaves - "Okay. Just make sure that the Clerk is clear on it."

Clerk Massey - "Right. There actually all items on pages 7, 8, 9, 10 and the first two on page 11."

Commissioner Garner - "Yes."

Commissioner Morris - "I have a question."

Commissioner Garner - "Yes."

Commissioner Morris - "On page 10, the first item, **#16-0228**, I just wondered if that was misplaced under Health and Wellness."

Mr. Dick Anderson, County Manager - "No, because we're trying to tie the provision of water to All People Are Healthy."

Commissioner Morris - "Okay."

County Manager Anderson - "We're kind of playing off the --."

Chairman Eaves - "All right. So let me make sure we have this right. So the Board Sponsor, Commissioner Garner, is going to have to leave a little early so because she's the sponsor of some of these policy budgetary items we're going to hold them until a future meeting. So those -- that's what we're discussing now. I believe there's a motion and a second. Are we clear on the items that are going to be held? Clerk, are we clear on those items?"

Clerk Massey - "Yes."

Chairman Eaves - "All right. So there's a motion and a second to hold those items, and then after we take that action then we will take the action of going into closed Executive Session. All right."

Commissioner Garner - "Thanks."

Chairman Eaves - "So Ms. Hooker, are we -- are we within parliamentary guidelines to take that --."

Ms. Patrise Perkins-Hooker, County Attorney - "Yes, you are, Mr. Chairman."

Chairman Eaves - "All right. So there's a motion on the floor with a second. Let's vote on holding these items."

Clerk Massey - "That motion passes unanimously."

Commissioner Garner - "Thank you, colleagues."

- 16-0216 Ryan White**
HIV Update: A collaborative update on Planning, Prevention, and Treatment. (HELD)
- 16-0217 Strategy and Performance Management**
Request approval of a Resolution to implement a new model for the delivery of behavioral health services in Fulton County. (HELD)
- 16-0218 Health and Wellness**
Request approval of renewal of a MOU with Emory University for providing an opportunity for medical students and residents to participate in a Social Medicine elective course at the Department of Health and Wellness. There is no cost to the county. For the period of approval of the MOU through December 31, 2017. (HELD)
- 16-0219 Health and Wellness**
Request approval of a MOU and Business Associate Agreement with HarborPath, Inc., for assistance with providing no-cost antiretroviral medication to HIV-infected clients. There is no cost to the county. For the period of approval of the MOU through December 31, 2017. (HELD)
- 16-0220 Health and Wellness**
Request approval of a MOU with Mercy Care, Inc., for coordination of services related to tuberculosis (TB) screening. There is no cost to the county. For the period of approval of the MOU through December 31, 2017. (HELD)

16-0221 Health and Wellness

Request approval of a contract renewal – Department of Health and Wellness - to renew a vendor contract between Sibley Heart Cardiology Center and Fulton County's Children Medical Services Program. Previously, this account/vendor was activated as Emory Egleston Childrens Heart Center. Children Medical Services strives to provide a community-based, family-focused, coordinated, culturally appropriate, comprehensive system of medical/health care for eligible children, birth to age 21, with chronic medical conditions. Effective date: January 1, 2016 through December 31, 2016. This program is 100% grant funded, meaning the County does not match any funds. (REMOVED)

ITEM REMOVED FROM THE MEETING AGENDA AS REQUESTED BY THE COUNTY MANAGER.

16-0222 Health and Wellness

Request approval to renew a Lease Agreement between Fulfillment Services International (FSI) (Landlord) and Fulton County (Tenant), in the amount of \$10,000.00 for Warehouse Management System (WMS) located at 7800 The Bluffs, Suite C, in unincorporated Fulton County; that will provide a flexible, cost-effective, efficient inventory control platform to meet its Cooperative Agreement objectives for the High Impact HIV Prevention Program. Effective upon BOC approval through December 31, 2016. This is 100% grant funded program with no requirement for county matching funds. (REMOVED)

ITEM REMOVED FROM THE MEETING AGENDA AS REQUESTED BY THE COUNTY MANAGER.

16-0223 Health and Wellness

Request approval of a contract between Fulton County and the Cochran Mill Nature Center and Arboretum, Inc. in the amount of \$100,000.00 for environmental education services, upon execution thru December 31, 2016. (HELD)

16-0224 Health and Wellness

Request approval of a contract between Fulton County and the Chattahoochee Nature Center, Inc., in the amount of \$100,000.00 for environmental education services, upon execution thru December 31, 2016. (HELD)

16-0225 Health and Wellness

Request approval of Statewide Contract # SWC 99999-001-SPD0000037– Department of Health and Wellness, for media services in the amount of \$50,000.00 with The InterConnect Group (Atlanta, GA) to provide media campaign services to raise public awareness regarding HIV testing, treatment and transmission fostering an environment conducive to individual and community positive behavior change and mobilization, as well as organizational and governmental policy change. Effective upon BOC approval. The contract is 100% grant funded. No county funding is required. (HELD)

16-0226 Health and Wellness

Request approval to award a contract without competition – Department of Health and Wellness- 16SS101446A-MH, Ora Quick Advance Rapid HIV Antibody Test in the amount of \$85,000.00 with OraSure Technologies, Inc. (Bethlehem, PA) to provide the (FDA Approved) OraQuick ADVANCE Rapid HIV-1/2 Antibody Test Kits with support materials to perform HIV tests in the Fulton County Communicable Disease Laboratories and at community HIV testing events. Effective upon BOC approval through December 31, 2016. This is 100% grant funded program with no requirement for county matching funds. (HELD)

16-0227 Health and Wellness

Request approval of an award without competition - Department of Health and Wellness, 16SS101449A-MH, Georgia HIV & STD InfoLine, in the amount of \$97,500.00 with AID Atlanta, Inc. to provide accurate, culturally competent, and timely information and referrals for individuals who call the Georgia HIV and STD InfoLine or email with questions or concerns regarding STD/HIV transmission, testing and linkage to care. The InfoLine is funded 35% by the State of Georgia, Department of Public Health and 65% by the Fulton County Department of Health and Wellness (FCDHW) with funding from the High Impact Prevention Program. Effective upon BOC approval through December 31, 2016. The contract is 100% grant funded. No county funding is required. (HELD)

16-0228 Public Works/General Services

Request approval to renew existing contracts – Public Works/General Services Department, #14RFP070714K-NH, 2015 Standby Engineering Services, in the total amount of \$1,500,000.00 with (A) Brown and Caldwell, Inc. (Atlanta, GA) \$300,000.00; (B) Peoples & Quigley, Inc. (Sandy Springs, GA) \$300,000; (C) KHAFA Engineering Consultants, Inc. (Atlanta, GA) \$300,000.00; (D) Burns & McDonnell Engineering Company, Inc. (Alpharetta GA) \$300,000.00; and (E) Prime Engineering, Inc. (Atlanta, GA) \$300,000.00; to provide standby engineering services. This action exercises the first of two renewal options. One renewal option remains. Effective dates: May 6, 2016 through May 5, 2017. (HELD)

16-0229 Health and Wellness

Requests approval of a contract without competition - Department of Health and Wellness, 16SS101452A-CJC, Media Services, in the amount of \$150,000.00 with Greater Than AIDS (GTA) -Kaiser Family Foundation (KFF) (Menlo, CA) to provide media campaign services to raise public awareness regarding HIV testing, treatment and transmission fostering an environment conducive to individual and community positive behavior change and mobilization, as well as organizational and governmental policy change with funding from the High Impact Prevention Program. Effective upon BOC approval through December 31, 2016. The contract is 100% grant funded. No county funding is required. (HELD)

16-0230 Health and Wellness

Request approval to award a contract without competition – Department of Health and Wellness, 16SS101447A-CJC, INSTI™ HIV-1 Antibody Test Kits, in the amount of \$75,000.00, with bioLytical™ Laboratories to provide the (FDA Approved) INSTI™ HIV-1 Antibody Test Kits with support materials to perform HIV tests in the Fulton County Communicable Disease Laboratories and at community HIV testing events. Effective upon BOC approval through December 31, 2016. This is 100% grant funded program with no requirement for county matching funds. (HELD)

16-0231 Health and Wellness

Request approval of a MOU - Department of Health and Wellness in the amount of \$149,351.69 to make HIV testing a routine part of medical care within the Fulton and DeKalb county jails. HIV Emory, through its HIV screening program/center for the health of incarcerated person, (hereafter "Jail Testing Initiative"). The "Jail Testing Initiative" will use its best efforts to link HIV positive patients to the care and treatment they need. As appropriate, HIV positive individuals who are referred by Emory to FCDHW will have access to quality HIV care through the Ryan White Programs, Partner Services and Sexually Transmitted Infection ("STI") treatment. Effective Upon BOC approval. For the period of January 1, 2016 through December 31, 2016. The MOU is 100% grant funded. No county funding is required. (HELD)

16-0232 Health and Wellness

Request approval to renew an existing contract between Fulton County and Grady Memorial Hospital Corporation, d/b/a Grady Health System (Atlanta, GA) in the amount of \$134,520.00 to provide clinical laboratory services for the Ryan White Program and \$5,000.00 for the PrEP (Pre-Exposure Prophylaxis) Clinic. This is the first of two (2) renewal options. Effective Dates: July 1, 2016-June 30, 2017 (HELD)

All People are safe

16-0233 Medical Examiner

Request spreading on the minutes and approval of an agreement with Grady Memorial Hospital to allow employees of the Hospital to use the facilities of the Fulton County Medical Examiner's Office to perform hospital autopsies for a period no longer than six (6) months after approval. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Morris to approve.

The motion passed by the following vote:

Yeas: 7 - Eaves, Hausmann, Ellis, Morris, Garner, Arrington, Darnell

Mark Massey, Commission Clerk - "Chairman Eaves and members of the Board, that takes you to page 11. Under All People Are Safe. The first item is **#16-0233**. Request spreading on the Minutes and Approval of an Agreement with Grady Hospital -- Grady Hospital to allow employees of the Hospital to use the facilities of the Fulton County Medical Examiner's Office."

Commissioner Ellis - "Move approval."

Commissioner Morris - "Second."

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

Clerk Massey - "And that motion passes. Five yeas -- I'm sorry, it's unanimous."

Commissioner Darnell - "I would hope they wouldn't have to use it too often."

16-0234 Strategy and Performance Management

[Request approval of the Memoranda of Understanding with two specialty, subject matter expertise firms to support the justice reinvestment initiative: Justice Management Institute at \\$161,000.00 and Morehouse School of Medicine at \\$92,679.00. \(APPROVED\)](#)

A motion was made by Commissioner Ellis and seconded by Commissioner Morris to approve.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0234. Request Approval of the Memoranda of Understanding with two specialty subject matter expertise firms to support the Justice Reinvestment Initiative."

Chairman Eaves - "Commissioner Morris, Commissioner Darnell."

Commissioner Morris - "These are to be supportive of -- of our major consulting firm efforts in this respect?"

Mr. Dick Anderson, County Manager - "That's correct"

Commissioner Morris - "And if my recollection is right, theirs in on a contingent basis in effect."

County Manager Anderson - "Yes."

Commissioner Morris - "They don't get paid unless the plan works out. Is that true of these two consultants?"

County Manager Anderson - "No."

Commissioner Morris - "So they get paid even if they don't work out?"

County Manager Anderson - "Yes."

Commissioner Morris - "Any discussion about them joining in on that?"

County Manager Anderson - "You know I think it was probably too heavy a lift to get both of them to agree to a contingent fee basis so we just didn't."

Commissioner Morris - "Great."

County Manager Anderson - "It's a straightforward MOU."

Chairman Eaves - "Commissioner Darnell."

Commissioner Darnell - "For clarification, the -- the task involves the Justice Management Institute -- the Justice Management Initiative?"

County Manager Anderson - "Yes, ma'am."

Commissioner Darnell - "Does this item relate to the Justice Management Initiative?"

County Manager Anderson - "Yes."

Commissioner Darnell - "All right. What is the specific subject matter expertise that the Justice Management Institute at 161,000 will be bringing to this initiative?"

County Manager Anderson - "So their expertise is in case management standards so it's the -- which they have done two studies for our Justice System, most recent in 2008, and they have a very good understanding I think of the process inside the courtroom."

Commissioner Darnell - "All right. Thank you. Also for information, what is the specific subject matter expertise that the Morehouse School of Medicine will present -- will bring at 92,679?"

County Manager Anderson - "In the case of Morehouse, it's looking at the issues of behavioral health and their intersection with the criminal justice system and how best to develop a diversion program in that area."

Commissioner Darnell - "This is part of the Justice Initiative?"

County Manager Anderson - "Yes, ma'am."

Commissioner Darnell - "Behavioral Health?"

County Manager Anderson - "Behavioral Health as it manifests itself inside the criminal justice system."

Commissioner Darnell - "I'm sorry. I'm just trying to hook it up a little bit. I know that the criminal justice system involves a special approach to arrestees and others with mental health problems. Is this the basis upon which the Behavioral Health piece is being used, because I'm trying to connect it with the criminal justice operation?"

County Manager Anderson - "Maybe you can help her because I may not be answering the question appropriately."

Ms. Anna Roach, Chief Strategy Officer - "Good afternoon, Commissioner. Anna Roach. I believe that the intent to engage Morehouse School of Medicine is one for them to give us a good understanding of the population of inmates with mental health issues. That would be the first, and then also bring to -- to the table best practices around the nation on how we can address behavioral health within our criminal justice system particularly inmates within the Fulton County Jail."

Commissioner Darnell - "All right. Thank you."

Commissioner Ellis - "Move approval."

Commissioner Morris - "Second."

Chairman Eaves - "Any further discussion, Commissioners? Let's vote."

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

16-0235 Police

[Request approval to award a contract without competition – Police Department, 16SS100942B, Intoxilyzer 9000 Breath Alcohol Testing Instruments and Accessories in the amount of \\$16,964.00 with CMI, Inc. to provide two Intoxilyzer 9000 breath alcohol testing instruments and accessories. Effective upon BOC approval. \(APPROVED\)](#)

A motion was made by Commissioner Darnell and seconded by Commissioner Morris to approve.

The motion passed by the following vote:

Yeas:	5 - Eaves, Hausmann, Ellis, Morris, Arrington
Did not vote:	1 - Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0235. Under Police. Request Approval to award a contract without competition -- there's a typo for the dollar mount, that's \$16,964 and this is to provide breath alcohol testing instruments and accessories."

Commissioner Darnell - "Move approval."

Commissioner Ellis - "Second."

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

Commissioner Darnell - "I want to say this is a typo. That's not 16 million."

Clerk Massey - "Yes."

Commissioner Darnell - "It's 16,000?"

Clerk Massey - "Yes."

Commissioner Darnell - "That's what I thought. Thank you, Commissioner."

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

16-0236 Police
[Request approval of a Transfer, Donation and Gift Agreement between the City of Fairburn, Georgia and Fulton County, Georgia for two \(2\) automobiles to use at the Fulton County Public Safety Training Center. \(APPROVED\)](#)

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

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "Page 12. #16-0236. Request Approval of a Transfer Donation and Gift Agreement for two automobiles to use at the Fulton County Public Safety Training Center."

Chairman Eaves - "Move approval. Is there a second?"

Commissioner Ellis - "Second."

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

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

16-0237 Police

Request approval of an Intergovernmental Agreement (IGA) between Fulton County Schools and Fulton County to implement a school bus safety camera enforcement program to capture recorded images of motor vehicles unlawfully passing school buses effective upon BOC approval.
(APPROVED)

A motion was made by Vice-Chairman Hausmann and seconded by Chairman Eaves to authorize staff to negotiate the admittance of the funds.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0237. Request Approval of an Intergovernmental Agreement between Fulton County Schools and Fulton County to implement a School Bus Safety Camera Enforcement Program."

Commissioner Darnell - "Move approval."

Chairman Eaves - "Is there a second? Second. Commissioner Darnell followed by Commissioner Morris."

Commissioner Darnell - "I wanted to ask whether or not the problem that we -- that had developed regarding delinquent payments to vendors as it relates to this service has been resolved? Can we have a brief update on that?"

Chief Gary Stiles, Fulton County Police Department - "Excuse me, Commissioner. I'm not familiar with any issues with -- with a vendor."

Commissioner Darnell - "No -- no. I wanted a representative from Aging and Finance. Are we on #16-0238? Oh, no, we -- oh, no, no. I skipped down -- I skipped down. No - - no. I thought we were on #16-0238. This is fine. I don't have any -- any questions about this. I support the motion."

Chairman Eaves - "Commissioner Morris."

Commissioner Morris - "Just a quick question. I was reading the agreement and -- and this may be Finance, I'm not sure, maybe it's for you. It says that the funds from citation will be collected in a designated account operated by the school district but the

flow of money will be -- the courts will collect the fines. Is that not correct? The County will have the money?"

Chief Stiles - "That's -- that's correct. The jurisdiction for the fines themselves will be through the courts, so I'm not exactly sure what they're referring to. The court, you know, belongs to Fulton County. It would be through the Fulton County court system. I think they're referring quite frankly to the funds that they would be -- that would be distributed to them from the fines. There's a 50-50 split."

Commissioner Morris - "Right. Yes. Well, it says the funds from citation will be collected in a designated county operated by the school district. After the school district reimburses the vendors' fee each party shall be entitled to a percentage of the remaining dollar amount. So it -- so it seems to imply that we -- we collect the money at the County, we send it to the school district, they pay the vendors' fee and then send back 50 percent of the net. Is that how you envision it, Ms. Whitmore?"

Ms. Sharon Whitmore, Chief Financial Officer - "That's my understanding of the way that it's written is that it would go from the courts to the school district and then back -- the portion that would be coming back to the County government would come back."

Commissioner Morris - "I guess that works. So --."

Commissioner Arrington - "That doesn't make any sense."

Commissioner Morris - "So that's how it's been worked out."

Chief Stiles - "We'll have a strict -- we'll have a strict accounting, since we have to -- we have to review and approve for citation every single violation within my shop we'll know exactly what it is that goes to court and so we'll be able to reconcile that if that's the case."

Commissioner Morris - "Okay. Thank you."

Chairman Eaves - "Commissioner Hausmann -- Vice-Chair."

Vice-Chairman Hausmann - "That process seems quite cumbersome to me. Why could we not just determine the amount that the school system should get from each fine and just send them that without the back and forth a couple of times?"

Chief Stiles - "The only reason I can think of is we don't have anything to do with whatever vendor fees that they're being charged by the camera people."

Vice-Chairman Hausmann - "Again that should be a known entity to them. They should be able to -- I mean, this just seems a) it's going to take a lot of time and effort and, you know, money going back and forth seems ridiculous. Is that really -- I mean,

Ms. Whitmore, is that really the easiest way for us to do it or is this how they wanted it to be done? I'm just --."

Chief Stiles - "This is what they requested."

Vice-Chairman Hausmann - "Yes. I just don't see how that -- I mean, how long is it going to take to for us to get our money I guess would be the question? We're doing the work here."

Chief Financial Officer Whitmore - "There's no reference in to timeframe with which the funds would be sent back to the County in the document."

Vice-Chairman Hausmann - "I'm not -- I just -- this one kind of baffles me. I'm not sure it's the most efficient way to do this and I want to work with our school system, don't get me wrong, and I certainly approve this in theory. I see people passing school buses all the time, I want to pull them over. But, you know, this just doesn't make a lot of sense to me."

Commissioner Darnell - "I just wanted to add one thing and that is in addition to our concern about the process I wanted to, for the benefit of the public, indicate the purpose of this legislation. We want to significantly decrease if not eliminate situations in this County and in my District where vehicles are continuing to pass school buses. Please do not pass a school bus when that signal is out. This contract is going to help law enforcement by -- by a camera enforcement program. What would be better, if we just don't try to pass a school -- school bus that has stopped for children to enter and to exit. We appreciate that so much. Let's assume that your child is the one that's stepping off the bus and don't pass -- don't pass it -- the bus if there's a stop sign out there. Thank you so very, very much, citizens. I know you're going to do that. We shouldn't even have to have cameras out here to take your picture but I'm glad that we do. I hope we do make this process less cumbersome, however, because we need officers doing more than trying to catch folks who -- who are cutting around school buses. It's amazing to me to see people do that."

Chairman Eaves - "Commissioner Arrington."

Commissioner Arrington - "I can be supportive of this initiative. However, I cannot support this specific IGA. It absolutely makes no sense for that money to be collected and fees done and for -- for us to collect the fines in Fulton County courts then send it to or for them to collect it, pay the vendor and then send it to us. Has there been any coordination with our Justice Center? Has anyone talked to any of the judges or the clerks of the court to see how the practical -- how practically to implement this? It doesn't make sense as is. I'm fine with doing maybe a modification that would authorize the County Attorney's Office to enter -- to negotiate an agreement with Fulton County Schools to accomplish the same goal. We need to work with them to accomplish this goal but the specific terms of this agreement are not acceptable to me and I do not believe that they make sense. And so I'm not going to be able to support this specific

agreement but I am very supportive of working with Fulton County Schools in order to accomplish this goal with the buses, but it just doesn't make any sense to me to split the fees, have the money sent, wait for this, wait for that. It just doesn't make sense. So, you know, if -- if someone wants to modify this so that, you know, we can support the initiative but not this specific agreement, then I'll be more than happy to support that. Yes, ma'am -- Madam County Attorney."

Ms. Patrise Perkins-Hooker, County Attorney - "I just had a couple of points I wanted to add to this discussion. One of the -- the crucial point is that the Fulton County School System is the one who's going to get into contract with the vendor. It was their program and they were giving money to Fulton County Police Department as a part of the proceeds of this operation. So they were the impetus for the program so they were contacting the courts to get the fines to be sent to them so they could be the clearinghouse because they were running the contract with ATS, and that's the reason why it came through this way. It was not something that the Police Department said we want to get the fines and then we want to give money to the School Board if that helps."

Chairman Eaves - "It does help. Commissioner Arrington."

Commissioner Arrington - "It just -- it just seems like perhaps there may need to be some more thought and some more discussions about the best way to implement it. That's all I have to say."

Chairman Eaves - "Commissioner Ellis."

Commissioner Ellis - "So this is an IGA and the other municipalities have already signed on to this, is that correct?"

County Attorney Perkins-Hooker - "This is the only -- we're the only -- this is coming before this Board first for signature. I'm not aware of anybody else who'll --."

Commissioner Ellis - "But it would be other police -- police jurisdictions as well. Correct?"

Chief Stiles - "What I'm being told by the School System is that the jurisdictions on the north side of the County have already signed up. I do not know whether they've been approved through their city councils or not."

Commissioner Ellis - "Okay. So there'll be multiple IGAs with -- with different -- it's an IGA with multiple police forces, it's not just us. I believe there's a similar program in Gwinnett County which I think this modeled after. You know, so they're bearing -- the school system's bearing the financial risk and the contract risk and all that sort of thing and, you know, then the jurisdictional portion would just come back to wherever, I guess it would be wherever the ticket was -- was written, whether it was written in, you know, Sandy Springs or, you know, Unincorporated Fulton County, correct? And then that's sort of the way that a portion that comes back is defined upon that. Right? "

Chief Stiles - "From -- from the other IGAs, yes. The IGA for us we would only be reviewing and enforcing the law within unincorporated Fulton County."

Commissioner Ellis - "Right -- right. So that's only what this would be specific to. So, you know, I think it -- in practically speaking, I mean, it's -- I mean we're -- we're just a pass through, right? I mean the police officers aren't doing any -- any additional work? In fact in theory, this would reduce, you know, the police force's work if -- if the cameras work and you're not having to out patrol and, you know, go sit and watch if somebody's passing a school bus. Correct?"

Chief Stiles - "We've estimated just based on taking some surveys of other jurisdictions that one of my traffic officers might spend 20 minutes a day, two or three days a week reviewing -- reviewing films and then approving if it was a violation. There are -- obviously there some that cameras click that aren't quite a violation,. . . ."

Commissioner Ellis - "Okay."

Chief Chairman Stiles - ". . . but we're not talking about significant daily expenditures of time."

Commissioner Ellis - "So minimal levels of work for, you know, will be -- we should be more than offset from the income stream from it."

Chief Chairman Stiles - "Yes, sir."

Commissioner Ellis - "Okay. I can -- I can support the, you know, it's a little bit different, but I can support it based upon what I'm aware of in some other jurisdictions in which their doing."

Chairman Eaves - "Well, I mean, there certainly is a need here. So this -- all the school buses will be retro-fitted with a camera or is a pilot?"

Chief Stiles - "No, sir. It's a -- they've -- they've received the cameras. . . ."

Chairman Eaves - "Okay."

Chief Stiles - ". . . and they are installing the cameras. I know they've installed some in other portions of Fulton County School District. I don't know if they've got any installed right this minute in South Fulton but they have received the -- the cameras from the vendor."

Chairman Eaves - "Okay. So I want to just be clear. When the picture is taken of the potential violator who makes the assessment whether that potential violator has indeed violator the no passing of a bus law?"

Chief Stiles - "In unincorporated Fulton County in the event that we have this agreement it would be a Fulton County Police Officer that would make that determination."

Chairman Eaves - "And then you take a picture of the license plate, I'm assuming?"

Chief Stiles - "That's correct."

Chairman Eaves - "And then that person being notified that he or she violated the law?"

Chief Stiles - "That's correct."

Chairman Eaves - "And then they be instructed to go to court or pay a fine on the spot -- pay fine in lieu of going to court?"

Chief Stiles - "They receive instructions on how to pay the fine without appearance and they receive instructions that if the fine isn't paid by a certain then their court appearance will be set. I don't -- I don't know that it's set up automatically to have a court appearance. They give them a first option. They also get an option to view the video very similar to the way the old red light camera system worked. So there is an appeal process and there is the ability to view their violation."

Chairman Eaves - "So do you have a unit that will be reviewing the pictures or an individual who will be reviewing the pictures, the images?"

Chief Stiles - "I have a traffic unit, within the traffic unit any of those people are qualified. . . ."

Chairman Eaves - "Okay."

Chief Chairman Stiles - ". . . so there's -- there's never a chance where the -- the one person wouldn't be at work. There's six officers that would be competent and be trained to view those."

Chairman Eaves - "In your professional opinion this is a good thing?"

Chief Stiles - "In my opinion, yes, sir, it is, very much so."

Chairman Eaves - "And is needed?"

Chief Stiles - "And it is needed."

Chairman Eaves - "And I think even, just to piggyback on some of Commissioner Darnell's comments, it's amazing how many people violate this and our children are

really at risk. And so anything to minimize this happening and penalize people who violate it I'm in supportive of."

Chief Stiles - "Thank you. Along with this we want to do a -- a FGTV educational series that not only informs the public of what we're doing but also along the lines of what you and Commissioner Darnell have pointed out, you know, the violations -- and there is, quite frankly, some confusion out there as to what constitute a violation under certain conditions. A lot of people think that just because there's four lanes with a turn lane in the middle that -- that it's the same as if it was a divided highway and they can go -- they can pass going in the other direction and that's not true. But I think a lot of violators need to -- need to know this information."

Chairman Eaves - "Thanks Chief. Commissioner."

Vice-Chairman Hausmann - "Yes. I hope I didn't give the wrong impression that I don't support this initiative because I certainly do. I know this was a big problem, however, I do think the accounting piece is cumbersome. So I'm going to make a motion that we approve this item but authorize you to clarify the -- negotiate the remittance of the funds and see if there might be an easier, cleaner way to do that where we only send it once, not have to send it and then have them reimburse us. It seems like we can come up with a way to figure out what -- what portion is due the School system and remit that amount and be done with it. So that would be my motion."

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

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

All People are self-sufficient

16-0238 Aging and Youth Services

[Request approval of the lowest responsible bidder - Aging and Youth Services, Bid #15ITB100580A-MH, Perishable and Non-Perishable Food Items, in the amount of \\$927,900.00 with US Foodservice \(Fairburn, GA\) to provide perishable and non-perishable food items to the Fulton County Senior Multipurpose Facilities and Behavioral Health Training Centers upon execution of contract through December 31, 2016, with two renewal options. \(APPROVED\)](#)

A motion was made by Commissioner Darnell and seconded by Commissioner Arrington to approve.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "Under All People Are Self Sufficient, #16-0238. Request approval of the lowest responsible bidder, Aging and Youth, to provide perishable and non-perishable food items."

Commissioner Darnell - "I want to move approval."

Commissioner Arrington - "Second."

Chairman Eaves - "Commissioner Morris."

Commissioner Morris - "This was the lowest bidder but we added something to their lowest bid. Could you explain that, please?"

Ms. Felicia Strong-Whitaker, Director of Purchasing and Contract Compliance - "Yes, Commissioners. This was awarded by groups, and the -- the last group that was on there was one of the bidders did not submit pricing for all of the lines."

Commissioner Morris - "The \$64,901 that you added to the low bid."

Ms. Strong-Whitaker - "That's -- that is a contingency the Department is asking for in case the quantities go up or down and we don't have to come back to the Board to get additional funding. So they had a budget of 927,000, so the 64,000 is a contingency for the adjustment in quantities up and down when we're ordering food so that we don't have to come back to the Board for that additional amount."

Commissioner Morris - "Thank you."

Chairman Eaves - "Commissioner Darnell."

Commissioner Darnell - "Yes. I wanted to -- I'm sorry, I didn't notice the queue. I made a motion to approve it, was there a second?"

Commissioner Garner - "Second."

Commissioner Darnell - "Okay."

Commissioner Arrington - "Yes, there was a second."

Commissioner Darnell - "All right. I wanted the Department -- we received a lot of complaints about late vendor payments with respect to perishable and non-perishable food. Have we identified the problem and have we corrected it? Would you just briefly let the public know about that?"

Mr. Ken Vanhooose - "Yes, ma'am. We have communicated with the vendor and established a new billing process. They had been leaving invoices with -- when they do deliver to the multipurpose facilities and they leave the invoices at the facility and what

we've learned is the invoices were not all getting to our office for payment. So -- so the process is in line with the shared services plan and they'll be submitting weekly invoices to accounts payable in the Finance Department, and they'll forward those to us for verification that we've received the items that -- that are on order and that should speed the process up and make sure that the -- it's less likely that invoices will go missing between the driver and the administrative office."

Commissioner Darnell - "All right. That's good. We've identified the problem. We have proposed a new approach that we hope will resolve the problem. At the end of, what, 60 days we'd like to say what the impact of that approach has been."

Mr. Vanhooose - "Yes, ma'am."

Commissioner Darnell - "Hopefully it will be improvement. Thank you very much."

Chairman Eaves - "All right. Any further discussion, colleagues? Let's vote."

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

16-0239 Aging and Youth Services

[Request approval of recommended proposals - Aging and Youth Services, RFP #15RFP99590A-CJC Office of Aging Home Repair Services in the total amount of \\$900,000.00 with \(A\) Meals on Wheels Atlanta \(Atlanta, GA\) in the amount of \\$650,000.00; and, \(B\) Corporate Vision, Inc., \(Douglasville, GA\) in the amount of \\$250,000.00 to provide minor home repair services for senior residents of Fulton County, age 60 and above upon execution of contract through December 31, 2016, with three renewal options. \(APPROVED\)](#)

A motion was made by Commissioner Arrington and seconded by Commissioner Darnell to approve.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0239. Request Approval of recommended proposals to provide minor home repair services for senior residents."

Commissioner Arrington - "Move approval."

Commissioner Darnell - "Second."

Chairman Eaves - "Any further -- any discussions? Let's vote."

Clerk Massey - "And that motion passes. Five yeas -- six yeas, zero nays."

16-0240 Aging and Youth Services

Request approval to extend an existing contract - Aging and Youth Services, Bid #13ITB84802B-BR Indigent Burials in the amount of \$38,000.00 with Mutual Meadows (Peachtree Corners, GA) to provide internment and cremation services for an additional one (1) month through April 3, 2016. Effective April 1, 2016 through April 30, 2016. (APPROVED)

A motion was made by Vice-Chairman Hausmann and seconded by Chairman Eaves to approve.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0240. Request approval to extend an existing contract to provide internment and cremation services."

Vice-Chairman Hausmann - "Move approval."

Chairman Eaves - "Second. Any discussion? Let's vote."

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

16-0241 Aging and Youth Services

Request approval of recommended proposals - Aging and Youth Services-RFP #15RFP97857A-CJC, Office of Aging In-home Services in the total amount of \$1,172,628.00 with (A) ResCare Home Care (Roswell, GA) in the amount of \$390,876.00; (B) Senior Connections, Inc. (Atlanta, GA) in the amount of \$390,876.00; (C) Georgia Community Support and Solutions (Atlanta, GA) in the amount of \$390,876.00 to provide in-home services to senior residents of Fulton County, age 60 and above upon execution of contract through December 31, 2016, with four renewal options. (REMOVED)

ITEM REMOVED FROM THE MEETING AGENDA AS REQUESTED BY THE COUNTY MANAGER.

16-0242 Housing and Human Services

Request approval of the 2016 Community Services Program (CSP), Evaluation Committee recommendations in the amount of \$5,452,300.00. CSP funding will support the delivery of essential community services to Fulton County residents in the areas of: Economic Stability/Poverty; Senior Services; Children & Youth Services; Homelessness; and Disabilities. (REMOVED)

ITEM REMOVED FROM THE MEETING AGENDA AS REQUESTED BY THE COUNTY MANAGER.

All People are culturally and recreationally enriched

16-0243 Real Estate and Asset Management

Request approval to rescind an award - Department of Real Estate and Asset Management, Bid#15ITB98380K-JAJ, Central Library Roof Replacement in the amount of \$1,343,000.00 with Integrated Building Services (Marietta, GA), to provide all labor and materials for the replacement and installation of roof system at the Central Library. Effective upon BOC approval. (RESCINDED)

A motion was made by Commissioner Ellis and seconded by Commissioner Arrington to rescind.

The motion passed by the following vote:

Yeas:	5 - Eaves, Hausmann, Morris, Arrington, Darnell
Did not vote:	1 - Ellis
Absent:	1 - Garner

Mark Massey, Commission Clerk - "The next two items on Page 13 were removed upon adoption of today's Agenda. So under All People are Culturally and Recreationally Enriched. Item **#16-0243**. Request approval to rescind an award and this is under Real Estate and Asset Management to provide all labor and materials for the roof system at the Central Library."

Commissioner Ellis - "Move approval."

Commissioner Arrington - "Second."

Chairman Eaves - "Commissioner Darnell."

Commissioner Darnell - "I'd like to ask the basis for the recommendation to rescind."

Ms. Felicia Strong-Whitaker, Director of Purchasing and Contract Compliance - "Yes, Commissioner. The bidder sent us notification that they wanted to withdraw their -- their bid."

Commissioner Darnell - "All right. Thank you. Is it related -- is this item related to the next one?"

Ms. Strong-Whitaker - "Yes, Commissioner."

Commissioner Darnell - "All right. Thank you."

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

Vice-Chairman Hausmann - "Can I ask if they gave a reason for withdraw?"

Ms. Strong-Whitaker - "Resources."

Vice-Chairman Hausmann - "Resources."

Clerk Massey - "Motion to rescind passes. Five yeas, zero nays."

16-0244 Real Estate and Asset Management

[Request approval of the lowest responsible- Department of Real Estate and Asset Management, Bid #151TB98 380K-JAJ, Central Library Roof Replacement in the amount of \\$1,433,000.00 with Ideal Building Solutions, LLC \(Atlanta, GA\), to provide all labor and materials for the replacement and installation of roof system at the Central Library. \(APPROVED\)](#)

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

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0244. Request approval of the lowest responsible bidder to provide all labor and materials for the replacement and installation of the roof system at the Central Library."

Commissioner Darnell - "Move approval."

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

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

16-0245 Library Arts & Culture

[Request approval of the Rental Fee Schedule for the five Fulton County Arts facilities & request approval of the Reservation and Use Guidelines for the five Fulton County Arts facilities. \(HELD FOR 30 DAYS\)](#)

A motion was made by Commissioner Arrington and seconded by Chairman Eaves to hold for 30 days.

The motion passed by the following vote:

Yeas: 6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell

Absent: 1 – Garner

Commissioner Arrington recommended a 50 percent discount for non-profit organizations.

Vice-Chairman Hausmann requested staff to evaluate the fee schedule practices of Clayton, Fayette and Douglas counties.

Commissioner Darnell requested the County Manager to look into implementing a sliding fee scale scenario for children who cannot afford to participate in programming at the arts centers.

Mark Massey, Commission Clerk - "#16-0245. Under Library, Arts and Culture. Request approval of the rental fee schedule for the five Fulton County Arts facilities and request approval of the reservation and use guidelines."

Ms. Tae Jackson, Interim Director of Arts and Culture - "Good afternoon, Commissioners. My name is Tae Jackson. I'm the Interim Division Manager -- excuse me, Interim Director for Arts and Culture. Today we offer you a discussion and a PowerPoint presentation in regards to the comments and feedback we received in regards to the rental rates. At the January 20, 2016 Board of Commissioner meeting it was approved that we had to generate additional revenue through the Arts Centers of \$150,000 off of rental rates. In the results that these fees were not generated it has the potential to negatively impact the delivery of Arts and Cultural services to Fulton County citizens and visitors. The potential impact would be reduction of workforce and reduction of number of programs, classes provided to citizens. Over the course of weeks, we've conducted one public community meeting, we've conducted meetings with the Fulton County Arts -- Arts Council, True Colors, Seven Stages Theater as well as Art Center managers for their feedback. The comments that we've received we've compiled those together that have similar subject and content. We revisited the fee schedule, fees are too high, rates are compatible with the downtown theaters with readily accessible transportation and restaurants. Fulton County's rate should not be high based upon location of facilities. The potential impact, presenters may not have the budgetary resources allocated to pay fees and may result in several cancelations. Our solution for that -- for that would be to introduce fees at a 30 percent discount, and gradually increase over a two-year period. This would also provide the opportunity for

those entities to plan for any type of budget restraints that they have. Our third comment, grandfather all currently scheduled events and include and provide all inclusive access to facilities such as concessions and box office. The potential impact, presenters may not have budgetary resources allocated to pay fees and may result in event cancellation. Presenters may experience hardships in securing and alternate venue. Our solution, confirmed events booked prior to the establishment of rental rates are grandfathered. Events booked after the establishment of rental rates are subjected to the rental rates. Theater packages include the use of stage, box office, lobby, dressing -- dressing and green room, screen, shop and as well as janitorial fees. Comments four, five and six, schedule additional community meetings for public meetings, conduct a feasibility study to access the community's response to the establishment of rental rates, postpone the March 16 agenda to April for Commissioners discussion. Potential impact, Arts and Culture does not have funding resources to support a feasibility study, under -- undetermined timeframe to conduct feasibility study, 150,000 revenue generation benchmark potentially unachievable. Solution, present this as a discussion to you today. Comment, seven and eight, have more consideration for community collaborations and partnerships, establish a special rate for entities that use the space for more than one week. Potential impact, increased events and activities at Art Centers and Arts and Culture Facilities. \$150,000 revenue generation benchmark potentially unachievable. Solution, presenters requesting to book facilities for more than one week are provided with a wholesale rate, Director of Arts and Culture authorized to negotiate rate based upon unique requests from non-profits as well as business entities who desire to book Art Center facilities for an extended period of time. The current rates that are -- we are purposing are just for a day-to-day week but they do not extend out for over a 30-day or even a 15-week period which is what the -- what we currently have on our -- at our facilities right now. Additional comments, it is a business, rates are compatible and affordable, must charge something, base fees on whether or not an entity is on or off your -- off our mission, provide Fulton County residents with a discount. And that is -- any questions in regards to the comments that we received from the community?"

Chairman Eaves - "Thank you, Ms. Jackson. Commissioner Arrington's first in the queue."

Commissioner Arrington - "Thank you, Ms. Jackson. And I received an email from True Colors regarding what they believe it would cost to produce a show based upon this structure. I understand that you've had a meeting with them. What -- what was the -- the outcome or the resolution or maybe it's one of these proposed solutions that you just put up there, what happened as a result of your meeting with True Colors?"

Ms. Jackson - "Yes, sir. We conducted two meetings with True Colors. The -- they are one of those unique opportunities that we would like to negotiate with in terms of fees. They utilize Southwest Art Center between 15 to 25 weeks a year. This includes rehearsals for most of their shows, load-in for their scenes -- for their scenes and the building of their sets as well as the productions of their events. Sometimes their events are also extended out based upon the popularity of the shows and the amount of tickets

that they have sold. So they are a unique vendor. They would not fit upon this fee scale. They have requested for a wholesale-type of rate that is all-inclusive which provides them access to our lobbies, green -- our green rooms, scene shop, lobby as well as concessions, ticketing and rehearsal spaces on an ongoing basis. They are able to provide us with academic and educational support through our Teen Artist Academy Program as well as provide us with some master classes and moments to meet some of the celebrities who are performing on the stage. So we've talked with them extensively and will continue those talks. The rate currently on the table that they would like to pay is between 1,750 to 2,000 a week."

Commissioner Arrington - "And you're proposing that we would give the director or the -- the director of that specific Art Center or the Director of Arts the flexibility to --."

Ms. Jackson - "The Director of the Arts -- the Arts and Culture Department. True Colors is not the only unique opportunity that is presented to us. There's a variety of different entities that are in our theaters more than two weeks at a time. It ranges from West End Performing Arts Center to South Fulton County Arts Center where we entities or partners who would like to use our space on a continuous basis whether it's just for rehearsal or it is for a stage production."

Commissioner Arrington - "Have we looked at weekly rental rates at other facilities? Do we know what weekly rental rates are at. . . ."

Ms. Jackson - "Yes --."

Commissioner Arrington - ". . . Porter Sanford?"

Ms. Jackson - "I can use Seven Stages as an example. Their rental rates can be between 2- and \$4,000 and that's just for the week and they are -- and in talking with Seven Stages they are very much compatible and agreeable with our rates. But that -- that's the going rate that we -- we didn't base our rates upon that, we based them upon the administrative as well as the supplies and other support for our facilities and by the square footage is how we came up with the rental rates."

Commissioner Arrington - "Did we consider Porter Sanford Art Center rates in DeKalb County?"

Ms. Jackson - "Yes, sir, we did, and we are just below Porter Sanford. They have a box office space as well as a performance theater space and -- actually their main stage has a capacity of 500. They have a weekend rate for -- for private users of \$1,200 -- \$1,210, a \$1,390 rate for a non-profit and a for-profit rate of \$1,930. Currently our -- our individual hourly rate is a \$1,000 for the use of Southwest and that's just for one day. Our weekly rate is 5,000 and that's for a non-profit. I do not have the weekly rates that they would provide for a six-day show -- six-day run."

Commissioner Arrington - "So for -- is True Colors a non-profit organization?"

Ms. Jackson - "They are a non-profit organization."

Commissioner Arrington - "And so what would be -- according to the specific schedule that you're proposing what would be the specific rate for True Colors for a week rental? I know you were suggesting -- I know you were suggesting it after your talks with them it would be 1,750 to 2,000, but I'm trying to see exactly what it would be pursuant to the schedule."

Ms. Jackson - "According to the schedule it will be 5,000 for a six-day period. We've also discounted the week to include it to be a seven-day period as well. We understand that entities need time to load in and load out and to also do a tech run and -- and rehearsal for their events. And so there's a lot of amenities that we've added to our packages to make sure that they have what they need to perform successfully at our facilities."

Commissioner Arrington - "So if the non-profit rate is 5,000, I guess that means that the for-profit rate is 10,000 for that same rental?"

Ms. Jackson - "6,000."

Commissioner Arrington - "6,000? So there's only a \$1,000 discount for non-profits?"

Ms. Jackson - "Yes."

Commissioner Arrington - "I would probably recommend a 50 percent discount for non-profits, you know, and maybe that gets us closer and, you know, it gets them close to 1,750 to 2,000 where they want to be but, you know, it's kind of middle of road but I don't know that \$1,000 discount is -- is typical. Typically, when a -- based on my experience, you know, I've -- what I've seen I've seen 50 percent discounts for non-profits typically. I guess maybe sometimes you may a 20 or 30 percent discount for non-profits but -- I mean, me, personally, I -- I would like to wait. We got a letter from the Chair of the Arts Council asking us to wait. What I would like to maybe see, and I'm glad that you met with those two or three organizations, but maybe there's a way we can meet with, you know, maybe there's another way to do another meeting and we can get this back on in 30 days. I think we do need the revenue but I think we do also need to be sensitive to the community organizations because the last thing I want to see is Kenny Leon and True Colors or Dominion or any of those groups taking all of that programming to another county or another facility and then that programming is not available for the residents of South Fulton or all of Fulton but, you know, just particular because we're talking about Southwest Arts Center. So that would be my suggestion, my recommendation, and my motion."

Chairman Eaves - "All right. I second that. I'm not sure -- it's a little bit convoluted there. I'm not sure if your --."

Commissioner Arrington - "There's a hold for 30 days and let's -- and try to reach back out to the Arts organizations to make sure that everybody is on board and we just -- before we go forward with -- with this pricing structure. I think it makes sense -- I'm glad that, you know, it makes sense that anyone that already has an event booked should be grandfathered in. I think that makes perfect sense. But I'm just -- just very sensitive to losing all of this great programming or the -- the potential to lose this great programming. I don't want to see True Colors go host all their shows in -- in DeKalb at Porter Sanford, you know. I like to see them host them over there and with us."

Chairman Eaves - "Are you clarifying your motion or are you adding to motion?"

Commissioner Arrington - "Clarifying -- just clarifying."

Chairman Eaves - "So I think he wants to hold it for 30 days. I certainly -- I agree with a lot of the sentiments that Commissioner Arrington raised. On the one hand we certainly want to raise some revenue. I think that our Arts centers can be a revenue generator for the County. I do think that True Colors can be one of many or several that could bring great value to the County in terms of programming. I frequent the Southwest Arts Center quite often and last year the number of people utilized this facility, which is for all of Fulton County, was the highest that we've ever had and I think it's because of the quality of programming that True Colors provides as well as some of the other good programming, but at the same time we can't make that available for zero. So I was really surprised, and I think I'm correct with this, that there was no charge for them to use this facility. That -- that's not fair and right to us. So is there a happy medium? I think some of the forums that you held provide some feedback. I think though I see some contradictory comments. First series of comments you said it was too high, and in this says that the business rates are compatible and affordable. I'm not sure what the true sentiment of those who you met with what is it. I mean, is it ambivalent or is it consensus that says that it's too high? And that's really a question. Was that the sentiment or was it just two messages that were given?"

Ms. Jackson - "This was another entity that looked over -- we had a theater group look over our rates because they rent out their facility as well. They have a 300 -- 275 seat theater as well as like a 90-seat black box theater in the Little Five Points area and so speaking with them they talked about the revenue that they generate from their parking, from the leasing of their building as well as from the rentals that they receive and other production companies that use their theater space and they said it's a business and that you have to run it like a business in that your rates are compatible with what we would charge for the use of our space."

Chairman Eaves - "But I think it's maybe an apple and an orange comparison there because you have a private entity that charges parking, if I understand you correctly. Right?"

Ms. Jackson - "This is a non-profit."

Chairman Eaves - "All right. So there -- there's more than one revenue --."

Ms. Jackson - "That they generate, sir."

Chairman Eaves - "Okay. So I think it's not quite the same. I'm supportive of something that -- we've approved a budget that was based on the assumption that \$150,000 was going to be generated this year. You pointed out in your presentation that if it's not done it may result in, did you say staff being cut and some programming -- some programs being impacted. Correct?"

Ms. Jackson - "Correct."

Chairman Eaves - "So I mean, we do have to come up with something. I'm not sure, Mr. Anderson, if there's any sort of reasonable -- I mean, here we are at the end of the first quarter, if we don't get \$150,000 generated this year what -- what will be the impact? Is there a true impact or not or can we really absorb this?"

Mr. Dick Anderson, County Manager - "Well, we just have to -- we'd have to make an adjustment from another area, an under-run somewhere if we didn't -- didn't achieve this. I think, you know, we don't know even if we pass this today that we will achieve 150,000 in revenue. I mean, conversely we may achieve more than 150,000 in revenue or we might achieve 75,000. So that was always going to be, you know, an uncertainty that we'd have to -- have to deal with."

Chairman Eaves - "I will say, and thank you, Mr. Anderson. I will that say that even in the brief conversation -- I went to an event last month at Southwest and talked briefly to the director, he understands that there is -- it makes sense to have a charge, so I think that we're heading in the right direction in terms of a fee but what is that fee for this or any group that wants to use our facilities. I'm not sure what that is. So I am supportive of some time, further input, finding something that's reasonable that could be dealt -- done this year and I think one of the other suggestions that was made was maybe a two-year approach. I don't know what the final answer is. So I certainly support some revenue generation. I don't think that a theater company should come in, use our facilities and we provide a community service option for them. I do think that we have a right to be able to assess some sort of fee. I don't know what that is so I'm supportive of the 30-day hold to give us some time to come up with perhaps something that's plausible, that's fair, that does have degree of input from the community in terms of the Arts community and that our management team can work out in terms of minimum impact on the budget that we approved. Commissioner Morris followed by Darnell and Vice-Chairman Hausmann."

Commissioner Morris - "Well, we addressed some of -- some of my thoughts and questions, but Ms. Jackson, I was trying to get -- to get it clear from your presentation, you talked up here in some of the slides about people's concerns and then -- and then potential impacts and solutions. Were those solutions intended to be your recommendations or were they just possibilities for us to consider?"

Ms. Jackson - "Possible solutions for you to consider."

Commissioner Morris - "Okay. And I think you started out by -- well, one of them talked about one of the solutions was be to present this is as a discussion item and were you intending to come to us and recommend we approve this today as opposed to have it being a discussion item on our Agenda?"

Ms. Jackson - "No, sir. I -- I was instructed to put together a presentation for you to review and to consider. We -- I -- considering the feedback that I received from the Arts Council as well and their recommendations that we put a hold on it just for a little while to do more community-based input. The item was already on the Agenda to be seen for you today and to provide you with the rates and also a view of our guidelines and to also an opportunity to speak with you and to get some feedback about the rates."

Commissioner Morris - "Okay. Like -- like other folks, I received the email from Mr. Thomas about holding it and then I received an awful a lot of comments from people who said we can't hold it, we're not going to raise the money that we need for our programs if we keep holding this thing, we need to act. So I gather that you -- that you all are saying in effect we're okay holding it another 30 days. One of the concerns I always have with -- when an entity -- when a government entity takes action is you can't please everybody and in 30 days somebody may still not be totally happy with what we have. So it does seem we need to cut bait at some point. The -- but -- but if you all are okay with the 30 days I'm okay with holding it another 30 day, but I sure would encourage us to then act one way or the other, hopefully -- hopefully, address as many of the concerns as we address but I'm sure there'll be folks who will still say this is too high. My final point and in that connection, I don't what the intention is with respect to the discount that the True Colors of the world. I would assume that that wouldn't -- it really wouldn't be the best practice to have it totally on a case-by-case basis for you or whoever's in the position to say, okay, for you we'll do 1,250 a week, for you we'll do 1,750 a week. There does need to be some schedule and I assume that's your intent, to ultimately develop that as opposed to be a case-by-case."

Ms. Jackson - "Yes. That's something that we really would like to take a look at, just based upon how long an entity would be in our space, if it's more than 30 days, if it's more than six days, we would need to make a rate for that that is compatible and suitable and agreeable."

Commissioner Morris - "Yes. Okay. Well I -- I'll go ahead and support the motion to -- hold but I do hope that -- that when it comes back in two meetings that we will be ready because I am concerned about -- about going ahead and starting the revenue generations. We've all said it isn't fair for us to be providing this -- non-profit or for-profit, you know, there's some for-profit groups that do some wonderful and they don't make as much money as some non-profits that support their -- support their employees very well because they're doing well, so whether it's non-profit or profit sometimes to me isn't the greatest test. Thank you very much for all you do. I hear wonderful things about the work you do from my appointees on the -- on the Commission."

Ms. Jackson - "Thank you."

Chairman Eaves - "Commissioner Darnell followed by Vice-Chairman Hausmann then Commissioner Arrington."

Commissioner Darnell - "I believe I've received answer to -- at least partial answers to one of my major inquiries and that is a further explanation of the term other cultural venues. The fees were found to be compatible with other cultural venues. What is the meaning of cultural venues? Are we speaking of cultural venues in the metro Atlanta area, in Fulton County, profits, nonprofits? What was -- what's the category that we can use in defining a cultural venue?"

Ms. Jackson - "The cultural venue that we were looking for were Arts centers. We looked at Spruill. We looked at -- we looked at DeKalb County -- Cobb County --."

Commissioner Darnell - "Other counties?"

Ms. Jackson - "Yes, ma'am, we did. And we also looked at Fulton County and we looked at the downtown area, we've looked at South Fulton, we've looked at North Fulton, we've looked at Gwinnett to make sure that our rates are compatible."

Commissioner Darnell - "All right. But in terms of fees, comparing fees, these are the areas that -- that you looked at?"

Ms. Jackson - "Yes."

Commissioner Darnell - "The fees that they have in DeKalb with their Arts folks and so on?"

Ms. Jackson - "Yes, ma'am, we did."

Commissioner Darnell - "You were looking at comparable fees?"

Ms. Jackson - "Yes, ma'am, we did."

Commissioner Darnell - "All right. That's very helpful. Because we can do a 30-day hold without doing irreparable harm to what is one of the most popular programs that Fulton County has. It's interesting that two of the most popular programs that we provide those citizens are the ones who are down here the most often asking for relief. When I say popular I mean in terms of numbers. I have to say that I know in the Arts -- speaking in the Arts context numbers sounds a little harsh, but in our business numbers count. And the Arts and Culture Department, just at one center in my district has more folks out participating at the Aviation Community and Cultural Center and the Southwest Arts Center and the South Fulton Arts Center than any other one area of service delivery, heavy numbers. This is strongly supported and I still think it's relevant as policymakers for us to every now and then take a look and see what is it the people

really like. It always gets my attention. So I appreciate so much the quality that the Department is -- is giving us an opportunity, maybe not to move quickly, but to move correctly and consistent with our responsibility to people, not special interest, but just to people because that's who's in our centers. And I have to say at this point, I appreciate the fact that the quality of what you're providing is at a level that you have so much support in my District and throughout Fulton County. We did a survey to determine how closely do you live to County facilities because I'm -- part of my District is in an area that's widely dispersed, and two interesting things came out of that survey involving about 300 people, because we also asked how close do you live and how often do you go, and one of the first things staff pointed out was that the facility that is attended most, you know, is also the farthest from the -- the citizen who's taking the survey. So it's because of the quality of the services. The people -- some of the folks say they live three miles, four miles from a center yet they drive all the way over. So we're talking about something here that gets my attention because the senior program -- the program for seniors and the program for those developmentally disabled folks and their parents and guardians that's where we get the heavy, heavy support. So there's something to be said about moving quickly. I understand that's how they explain Golden State Warriors' Kerry being able to do three pointers, he gets rid of the ball faster than anybody else."

Chairman Eaves - "All right, coach."

Commissioner Darnell - "Faster. So we have to move. We have to move. We have to get it done. I agree with Commissioner Morris, you just can't hold, hold, hold. But I also -- something else I notice about courage, their trajectory -- his trajectory is higher than anybody else's. So you got to be going up and not down."

Ms. Jackson - "Uh-huh."

Commissioner Darnell - "And finally, he makes the shot. He makes the shot. Moving quickly and moving wrong and against the interest of the people of this County is nothing. You missed the shot then. So we want to do the same thing. We want to make a three pointer, you know. We're going to move quickly but we're going to go up high enough so that, you know. Because one thing the physicist said about that ball, he said once he releases it, you can't bring it back. So we got to get it right. I have problems with the fundamental theory of revenue-producing Art centers. And, Mr. Chairman, I'm not going to develop that today. These are public centers. Most of the people who enjoy these centers, they can't afford to go to True Colors. I know people who have never been to the Southwest Art Center, would love to go. I didn't know until recently that people don't send their children to our excellent classes on Saturday. They can't afford to pay. I didn't know that. These are community centers. They're not private. I'd like for, Mr. Anderson, if you all would look into a sliding scale for these children who want to go to these classes on Saturday. Look at a sliding scale, depends upon your income and so. Right now, I'm going to be honest with you, most working families they can't afford to send their kids to these classes. I'm urging community organizations to develop scholarships -- and I've talked to Ms. Jackson about it -- so

that the children who are not in the circle, they'd like to go too, because we certainly have high-quality classes. I'm going to save that for another day. \$150,000, we pay a consultant that in six months. Why are we cutting these folks \$150,000? I'd like to see the fees in the Art centers reduced so that working people's children, people who don't know anybody their children can come to these Art centers. We got the same children coming year after year after year, and I'm so glad that they can come because we -- when I went out there they had some trees where you have Southwest Art Center. And we know what they had on Fulton Industrial before we built that Aviation center. So I'm glad that some children can go but we need to expand the number of people that can go. And certainly, the nonprofits ought to get deep discounts, deep, deep, deep. Now, when it gets to the profit-making folks now, I think we need to have some reasonable fees, because that's only fair, you know. I want us to look down the road and see can we reduce fees. At least have a sliding scale for the children and the youth so that all the children can go. All the children can go to class. You got some pockets in my District, all the children are going to Art centers. Then I got other pockets, they don't even know where it is, and their parents have the same dreams for them that the other parents have. Well, that was a little bit more than I planned to say, but I think cultural venues needed to be cleared up because we're not trying to match the downtown Art centers. That's a different population. And just having us down there a couple of days a month is not really making it available to most of the folks in our Districts. So let's not compare Southwest Art Center with the High Museum. I think you told me that wasn't what you meant by a comparable venue. Right?"

Ms. Jackson - "The High Museum? No, ma'am. We looked at the Alliance and the Rialto."

Commissioner Darnell - "Yes. The Alliance. You're comparing Alliance and Southwest?"

Ms. Jackson - "The Alliance is considerably higher."

Commissioner Darnell - "Uh-huh."

Ms. Jackson - "Considerably higher than Southwest."

Chairman Eaves - "I thought you said Little Five Points."

Commissioner Darnell - "All right. I'm going to stop there. I'll have more to say. I still don't understand why we're raising fees on these Art centers. We have \$103 million in the bank."

Chairman Eaves - "I also appreciate your basketball shooting analysis that you gave too."

Commissioner Darnell - "You're quite welcome."

Chairman Eaves - "Commissioner Vice-Chairman Hausmann and Commissioner Arrington."

Vice-Chairman Hausmann - "Hello, Ms. Tae. How are you doing?"

Ms. Jackson - "Good. How are you?"

Vice-Chairman Hausmann - "So you did a market study. How wide did you spread that study?"

Ms. Jackson - "We went to the Hudgens Center which is out in Gwinnett to far South Fulton."

Vice-Chairman Hausmann - "So you did Gwinnett. You did South Fulton."

Ms. Jackson - "Went to DeKalb, downtown Atlanta. We looked at the Crock Center which is located off of Metropolitan."

Vice-Chairman Hausmann - "Okay. Did you go to Clayton or Fayette or any of those?"

Ms. Jackson - "No, ma'am. We didn't go to Clayton."

Vice-Chairman Hausmann - "Okay. I'm just looking in the geographic area that's closest to South Fulton. I would think that that might be helpful to see, because that would be the folks that are most affected here. I am curious though did you find any places that weren't charging anything like we haven't been?"

Ms. Jackson - "Everyone charges."

Vice-Chairman Hausmann - "So everyone's charges something?"

Ms. Jackson - "Everyone charges."

Vice-Chairman Hausmann - "Okay. Well, I mean, that's important for us to know. Okay. Because I mean, it is good if we are being equitable with what our counterparts are doing. Because I mean, I think I share Commissioner Darnell's concern here. In large respects, I kind of feel like we should be offering our facilities to more groups to offer more programming, and maybe reduce some of our expenses in other areas. You and I have had this conversation many, many times that, you know, while our funds are reduced we still have these assets and there might be a way for us to continue to have Arts in the community, but not necessarily cost as much as it has in the past. So I'm a little unsure how I feel about this. Did you all look at, say, if you were charging who used it last year, how much revenue we would have generated based on the rates that you're recommending?"

Ms. Jackson - "Based upon -- using Southwest as a base, yes, ma'am, we did. We would actually achieve our \$150,000 rate."

Vice-Chairman Hausmann - "We would?"

Ms. Jackson - "We really would. And then where we have -- you look at the other Art centers and the types of events that they have that they coordinate throughout the year, we would definitely be over our benchmark."

Vice-Chairman Hausmann - "Okay. I also don't think that it should not be ambiguous. I don't think you should be put in that position of having to or any director should be put in a position of having to evaluate on a case-by-case basis, every single fee. I think you'd be doing nothing but that, and I think that might not be as fair a process as we would like it to be. Now, I don't necessarily think you should be totally inflexible for certain situations, I'm not saying that. But I do think we need -- if we're going to do this, we need to have a structure. I'd like to visit with you offline and really ask a lot of questions, because I'm just really not sure how I feel about this at this point. If you are telling me that we are in fact the only entity out there that's not charging, that might change my opinion slightly. But I would ask that you look at Clayton and Fayette and perhaps Douglas they are the closest neighbors to South Fulton to see what they're doing."

Chairman Eaves - "Commissioner Arrington."

Commissioner Arrington - "I'm done."

Chairman Eaves - "All right. So there's a motion to hold for 30 days with the expectation some recommendations come back to us and action will be taking place at our second Board meeting in April. Let's vote, please."

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

All People trust government is efficient, effective, and fiscally sound

16-0246 Real Estate and Asset Management

Request approval of the lowest responsible bidders-Department of Real Estate and Asset Management, Bid #16ITB58461C-MT, Standby Plumbing Repair Services in the total amount of \$100,000.00, with (A) Raw Plumbing and HVAC Services (Douglasville, GA) in the amount of \$60,000.00 and (B) J Squared Plumbing Co., Inc. (Decatur, GA) in the amount of \$40,000.00 to provide standby plumbing repair services. Effective upon execution of contracts through December 31, 2016, with two renewal options. (APPROVED)

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

The motion passed by the following vote:

Yeas:	5 - Eaves, Hausmann, Ellis, Arrington, Darnell
Did not vote:	1 - Morris
Absent:	1 - Garner

Mark Massey, Commission Clerk - "Page 14. Under All People Trust Government is Efficient, Effective and Fiscally Sound. Item **#16-0246**. Request approval of the lowest responsible bidders, Real Estate and Asset Management, to provide standby plumbing repair services."

Chairman Eaves - "Move approval. Is there a second?"

Commissioner Morris - "Second."

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

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

16-0247 Real Estate and Asset Management

Request approval of lowest the responsible bidders - Department of Real Estate and Asset Management, Bid #16ITB48399C-MT, Countywide Solid Waste Disposal and Recycling Services in the total amount of \$744,963.96 with (A) Georgia Waste Systems, Inc., d/b/a Waste Management, Inc. (Lake City, GA) in the amount of \$350,580.96 and (B) Advance Disposal Services of Atlanta, LLC (Ball Ground, GA) in the amount of \$394,383.00 to provide landfill solid waste disposal and single stream recycling services. Effective upon execution through December 31, 2016, with two renewal options. (APPROVED)

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

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0247. Request approval of the lowest responsible bidders. To provide landfill solid waste disposal and single stream recycling services."

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

Commissioner Morris - "So moved."

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

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

16-0248 Real Estate and Asset Management

Request approval of the lowest responsible bidders - Department of Real Estate and Asset Management, Bid #16ITB23742C-MT, On-Site Door/Overhead Door Repair & Preventive Maintenance in the total amount of \$100,000.00 with (A) Overhead Door Company of Atlanta (Atlanta, GA) in the amount of \$70,000.00, and (B) DH Security Solutions (Atlanta, GA) in the amount of \$30,000.00 to provide on-site door/overhead door repair and preventive maintenance services effective upon execution of contracts through December 31, 2016, with two renewal options. (APPROVED)

A motion was made by Vice-Chairman Hausmann and seconded by Commissioner Morris to approve.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0248. Request approval of the lowest responsible bidders. To provide on-site door/overhead door repair and preventive maintenance services."

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

Vice-Chairman Hausmann - "Move approval."

Commissioner Morris - "Second."

Chairman Eaves - "Second by Commissioner Morris. Let's vote, please."

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

16-0249 Public Works/General Services

Request approval of the lowest responsible bidders – Department of Real Estate and Asset Management, Bid #16ITB74223C-MT, Locks, Door Hardware & Locksmith Services in the amount of \$70,000.00, with Overhead Door Company of Atlanta (Atlanta, GA) to provide locks, door hardware and locksmith services. Effective dates: Upon BOC Approval through December 31, 2016, with two renewal options. (APPROVED)

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

The motion passed by the following vote:

Yeas: 6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent: 1 - Garner

Mark Massey, Commission Clerk - "#16-0249. Request approval of the lowest responsible bidders. To provide locks, door hardware and locksmith services."

Commissioner Morris - "Move approval."

Chairman Eaves - "Second. A motion made by Commissioner Morris. Any discussion? Let's vote, please, Commissioners."

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

16-0250 Public Works/General Services

Request approval to extend an existing contract - Department of Real Estate and Asset Management, Bid #13ITB86643C-MT, Fire Sprinkler Protection System Maintenance in an amount not to exceed \$30,000.00 with VSC Fire Security, Inc. (Norcross, GA) for an additional three month period to provide fire sprinkler protection maintenance services. Effective upon BOC approval through June 30, 2016. (APPROVED)

A motion was made by Commissioner Arrington and seconded by Vice-Chairman Hausmann to approve.

The motion passed by the following vote:

Yeas: 6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent: 1 - Garner

Mark Massey, Commission Clerk - "Page 15. #16-0250. Request approval to extend an existing contract. To provide fire sprinkler protection maintenance services."

Commissioner Arrington - "Move approval."

Vice-Chairman Hausmann - "Second."

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

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

16-0251 Public Works/General Services

Request approval to utilize Cooperative Purchasing through US Communities, under this Master Agreement #15-JLP-023 – Department of Real Estate and Asset Management, HVAC Controls Upgrade in the amount of \$215,362.00 with Trane U.S., Inc. (Doraville, GA) to provide and install controls upgrade, replace and upgrade existing heating systems and install new split system at the Dorothy C. Benson Senior Multipurpose Center. Effective date: Upon BOC approval. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Vice-Chairman Hausmann to approve.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "#16-0251. Request approval to utilize cooperative purchasing to provide and install controls, upgrade, replace and upgrade existing heating systems and install new split system at the Dorothy C. Benson Senior Multipurpose Center."

Commissioner Ellis - "Move approval."

Commissioner Arrington - "Second."

Vice-Chairman Hausmann - "Second."

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

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

16-0252 Real Estate and Asset Management

Request approval of the lowest responsible bidders - Department of Real Estate and Asset Management (DREAM), Bid #16ITB98998C-DR, Janitorial Services for Selected County Facilities in the amount of \$1,184,535.00 with (A) Mason's Professional Cleaning Services (Memphis, TN) in the amount of \$639,614.20; (B) Acsential Services (Atlanta, GA) in the amount of \$103,014.64; (C) Property Choice (Atlanta, GA) in the amount of \$159,788.36; (D) Diversified Maintenance (Birmingham, AL) in the amount of \$168,877.48; and (E) Advanced Building Group, LLC (Marietta, GA) in the amount of \$113,240.32 to provide general cleaning services for selected Fulton County facilities. Effective dates: April 1, 2016, through December 31, 2016, with two renewal options. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Arrington to approve.

The motion passed by the following vote:

Yeas: 6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent: 1 - Garner

Mark Massey, Commission Clerk - "#16-0252. Request approval of the lowest responsible bidders. This is to provide general cleaning services for selected Fulton County facilities."

Commissioner Ellis - "Move approval."

Commissioner Arrington - "Second."

Chairman Eaves - "Second by Commissioner Arrington. Let's vote, please."

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

16-0253 Office of External Affairs
2016 Legislative Update (PRESENTED)

Vice-Chairman Hausmann requested staff to provide the Board with the recently added CDC guidelines regarding heroin addiction (SB524).

Mark Massey, Commission Clerk - "#16-0253. Office of External Affairs. 2016 Legislative Update."

Chairman Eaves - "As Jessica Corbitt-Dominguez and Ms. Calhoun, come forward, I want you to know, I appreciate all you're doing, and I know our lobbying team is not

here but I think they've done an outstanding job this year. And along with the engagement of some of the Commissioners and our management team, I think there's hopefully will be some good news coming out of this Legislative Session. So Jessica."

Ms. Jessica Corbitt-Dominguez, Director of External Affairs - "Thank you so much, Mr. Chairman and thank you all for your support. And Chad is pulling up our PowerPoint. So today is the 38th Legislative day. They're in session today. We have two days next week and we'll wrap up on the 24th. And there has been a lot of activity of course in the last days of the session. I believe Mr. Long has gone over to the Capitol but I'm sure you're aware that Senate Bill 369, which is related to transportation sales, this would move forward some of the information on transit funding. And this was actually added to a modified rules calendar so we'll be heard this afternoon. And again, Mr. Long is not here, but we'll get you some additional information because changes have been occurring on that bill. And then again, House Bill 1131, which is the local version of a Marta expansion bill, this was an Atlanta delegation bill and this we don't expect to move forward. We do instead expect that 369 will continue to prevail. Moving forward with legislative priority areas, House Bill 885, which is the Health Bill affecting the Fulton County Health Department passed the House. It has also passed out of committee in the Senate and so it is now in Senate Rules waiting for a for-vote. Senate Bill 274 which allows us to change our fiscal year and essentially repeals the existing budget law for Fulton County passed the House on the 14th, so we do expect that that will move forward to the Governor's signature or it is now waiting signature. I especially wanted to give an update on House Bill 514, because at the last meeting we gave you some information that was not technically accurate, so I do want to set the record straight for those residents who were watching that. That bill at that time had not crossed over, had not come out of committee before crossover day, but soon after it did make it to a committee hearing and it failed in committee. However, yesterday that same bill was reconsidered and it passed out of SLGO unanimously. So that bill is now moving forward to Senate Rules Committee. At the same time, we'll give you an update shortly about bills that would propose annexation by legislation, they're also related to that matter. House Bill 1555, which is related to the Homestead Exemption Study committee, this is actually related to the Atlanta delegation versus the entire County. So currently the legislation is only looking at Homestead Exemptions in Atlanta. It is still in the House Special Rules Committee as a local bill. House Bill 828, which the Board took a position of support for this legislation at the last meeting. It did pass out of the House. However, it has remained in a subcommittee in the Senate. So we're continuing to watch it. We're told that it will have a committee hearing, but at this time it has not moved out of committee. With regard -- an additional piece of legislation on Criminal Justice reform which is one of our priority areas. This is a bill that provides some additional support and accountability and structure for accountability courts and tools for accountability courts. So this bill will now go to the Rules Committee in the House. It has passed out of Senate completely, so this bill we're told has the Governor's backing and we are watching it carefully. House Bill 900, which a number of you have asked us about. This is legislation that essentially provides tools for physicians to monitor behaviors that could lead to addictions or patients who are actively seeking opioid medications. This bill has passed out of the Senate Committee

and will now go to Senate Rules Committee. We've heard a lot of support for this legislation. House Bill 216 which is related to cancer as an occupational disease for firefighters. Fulton County Fire Department and Fire Fighting -- fire departments around the state have been watching this legislation very carefully. It passed out of the House and also passed out of committee. We have heard some members who have expected -- expressed concern about this legislation, and so it may face some opposition on the Senate floor. With regard to the bill that we discussed that provides essentially a term limit for the Atlanta appointee to the Board of Trustees for the library, that bill passed out of the House. It has remained in SLGO and has not had a committee hearing at this time. This is also a piece of legislation Senate Bill 283, which really is related to collateralization for banks holding public funds. And this has passed out of both Senate and House, so we are -- this will await the Governor's signature. This is also a piece of legislation that ACCG worked on and is related to -- it really allows some support for smaller banks and banks that hold public dollars. House Bill 772 has also passed out of the Senate Committee so it's awaiting a vote in Senate Rules. This would as you remember last year in 2015 we were required to hold Saturday voting on 4th of July, so this would fix that problem. So when a Saturday voting day falls on a Federal holiday, we're not required to hold voting on that day but would instead hold it on a different Saturday. I also wanted to comment really quickly on Mr. Barron's comments this morning related to voting. We did work last year with Representative Roger Bruce on a bill that would have allowed voting at any polling place on Saturdays. And we are aware that there are some challenges with especially younger voters who learned to vote, so to speak, after early voting was introduced. They don't sometimes understand the portability issue of voting in your precinct on Election Day. The Secretary of State's Office has expressed concern because the technology is not there quite yet, but we will continue to work with him. We did bring together a number of election officials around the state and will remain engaged on that issue. On House Bill 781, which this Board took a position in opposition on at the last meeting, we did want to kind of point out when additional change that is related to the nature of the boards to which this rule applies. So previously it was essentially any public board that is now modified to boards which would have the power to levy taxes or allocate public dollars. So that's a little different than the perhaps the dog catcher board, but it is still one of the -- it's somewhat of a compromise but again some of the concerns may still be there, but we did want to point that out. At the delegation meeting last week, we had not all members of the delegation -- this is the House delegation, and approximately half of the members were there. At that meeting there was some discussion about legislation that had been advertised but had not yet been filed that would propose legislation or excuse me annexation by legislation for unincorporated South Fulton. At that time, the members who were present decided that they felt like the process had not included as much citizen engagement and that it had been introduced late in the session and that they would prefer not to move forward with that this year. Similarly, on the topic of incorporation Senate Bill 375, which proposed a number of changes to the cityhood process and the incorporation process, that bill crossed -- passed out the Senate but has remained in committee in the House, and we are told that it may not make it out of committee this session. Also on the Federal legislation, the Comprehensive Addiction and Recovery Act has made some progress since the last meeting. Also on this topic of

the opioid and heroin addiction, we have -- I'm sure you all are aware that the CDC issued additional guidelines yesterday on this topic also at aiming at preventing heroin addiction and deaths. We also -- so again, our final -- at the next Board meeting we will give a final wrap-up update for this session. So again, we have today and then two additional legislative days next week. With that, I'll take any questions."

Chairman Eaves - "Well, thank you again for the presentation and staying engaged. Commissioner -- Vice-Chairman Hausmann."

Vice-Chairman Hausmann - "Yes. The CDC regs you were just mentioning with regard to heroin, can you send that to us, please."

Ms. Corbitt-Dominguez - "Sure. Absolutely."

Vice-Chairman Hausmann - "And I was not aware of that, so I don't know if anyone else is. But that's very timely. Let me see what my notes are. The Pezold Tax Credit bill HB 128."

Ms. Corbitt-Dominguez - "Yes."

Vice-Chairman Hausmann - "When's the last opportunity for that to have a committee hearing, would that be today?"

Ms. Corbitt-Dominguez - "I'm not -- Commissioner, I need to check on that. I don't -- I think it could still have committee next week but it is obviously pushing it. We're very close -- the so Fran is just sharing with me the number of committee meetings were canceled for today that they will be rescheduling for next week."

Vice-Chairman Hausmann - "It just was my understanding and I know things change all the time, that if the Senate Rules Committee was -- last meeting was on Monday or would be on Monday, and so I guess if it's not out of a committee before then, then it would not --."

Ms. Corbitt-Dominguez - "Right."

Vice-Chairman Hausmann - "Okay."

Ms. Corbitt-Dominguez - "So you're correct, but I think that with the -- because it is in - that one is still in committee so it could still have a committee meeting on another day and still make it back here right for the -- but -- it's -- time is drawing very near."

Vice-Chairman Hausmann - "Yeah, there's not much time left."

Ms. Corbitt-Dominguez - "That's correct."

Vice-Chairman Hausmann - "But they can do all kind of tricks."

Ms. Corbitt-Dominguez - "That's right."

Vice-Chairman Hausmann - "The City of South Fulton Bill, you say here that it was reconsidered and amended to include air and water and environmental impacts. Can you tell me what that means?"

Ms. Corbitt-Dominguez - "I'm going to let Fran address that because there were some very, very minor edits to the bill."

Ms. Fran Calhoun - "Good afternoon. Fran Calhoun in Governmental Affairs. Commissioner Hausmann the line 52 of HB 514 was amended to add air and water pollution environmental regulations, so it was really just stating expressly the power for the new city to regulate air and water pollution. It was a minor addition in order to get the bill reconsidered."

Vice-Chairman Hausmann - "Is that an authority that we currently have?"

Ms. Calhoun - "That is something I would have to defer to the Law Department to answer."

Vice-Chairman Hausmann - "I mean, I'm just curious if that really had any meaning at all or if that was just, you know, --."

Ms. Calhoun - "As we were told it was really an opportunity to get the bill back for reconsideration, and the majority asked for reconsideration based on the author's request."

Vice-Chairman Hausmann - "Okay. Well, I am curious at some point to know what kind of authority we have in that area."

Ms. Calhoun - "Yes, ma'am."

Vice-Chairman Hausmann - "All right. Thank you very much."

Ms. Calhoun - "Thank you."

Vice-Chairman Hausmann - "And thank you for all your communications that you've given to us, and I know that that transportation bill is hopefully going to be on the floor this afternoon."

Ms. Calhoun - "The supplemental calendar added Senate Bill 369 and it is to be heard. They're in recess until 3:30. It's to be heard this afternoon sometime."

Vice-Chairman Hausmann - "Yeah. He's not here right now but Todd Long was crucial in developing a compromise that looks like can be accepted. So you know, when he's back I'll make sure -- of course, let's see what happens but I do know the

speaker pro tem has shared with me how crucial he was to her in developing that. So it's great to have him on our team."

Ms. Calhoun - "Thank you."

Chairman Eaves - "Commissioner Darnell."

Commissioner Darnell - "Yes. Do I understand that a vote of the state local affairs -- Fulton County Local -- well, the Local Affairs Committee. . . ."

Ms. Corbitt-Dominguez - "Yes, ma'am."

Commissioner Darnell - ". . . support zero voters, again, thank you for keeping us informed in a timely manner about the reconsideration of the legislation. Does this mean then that if this bill is approved -- it's placed on the Agenda by the Rules Committee, that the Senate will have an opportunity to vote it up or down. . . ."

Ms. Corbitt-Dominguez - "Yes, ma'am."

Commissioner Darnell - ". . . this session?"

Ms. Corbitt-Dominguez - "Yes, ma'am."

Commissioner Darnell - "And when does the Rules Committee meet?"

Ms. Corbitt-Dominguez - "Daily, we've had additional -- we've had additional supplemental rules for today, I don't believe that was added for that. But we will provide you an update about that, Commissioner. I believe we have -- they will be meeting again to set the agenda for next week."

Commissioner Darnell - "They meet as they find the need. They don't have a special meeting time."

Ms. Corbitt-Dominguez - "So next week they're in session on Tuesday and Thursday so they'll be -- those are the scheduled legislative days, so they'll be setting those additional Rules' calendars for those days. Yes, ma'am. So we -- as soon as we -- we will be monitoring of course, we have a couple of bills that we're expecting to see in Senate, so we'll be monitoring that and we'll be glad to provide an update to let you know that it -- if whether or not it is on the Rules' calendar."

Commissioner Darnell - "Thank you very much. It's my understanding that -- and I would just like to say this for the benefit of the public who may be watching. This is a bill that is in our legislative package because it reflects the vote of this Board with respect to this issue, and that is let the people vote. On the question of a quote, end of quote, new city in South Fulton, the position of this Board is to let the people vote. Am I correct in understanding that that is the bill that moved out of committee yesterday?"

Ms. Corbitt-Dominguez - "Yes. This bill would allow -- this bill creates a city charter and it allows for a referendum, so it does allow exactly as you said, Commissioner, it would allow the residents of unincorporated to decide on whether or not to become a new city, and it provides, you know, sort of the framework of that government should they approve it."

Commissioner Darnell - "Yes. So that's what referendum means, let the people vote."

Ms. Corbitt-Dominguez - "Yes."

Commissioner Darnell - "Thank you very much, Ms. Corbitt-Dominguez. And once again, I want to thank you and your staff for an excellent job in keeping us informed in a timely manner. I won't go through my Kerry thing again, but you do have to release the ball quickly."

Ms. Corbitt-Dominguez - "Thank you, Commissioner."

Commissioner Darnell - "Thank you."

Chairman Eaves - "All right. Thank you so much, ladies."

Ms. Corbitt-Dominguez - "Thank you."

COMMISSIONERS' ITEMS - NEW BUSINESS

Commissioners' Action Items

16-0254 Clerk to the Commission

[Request approval of the MOU between Autopsy Services of Grady and Fulton County Medical Examiner's facilities \(cross reference item #16-0196\). \(Eaves\) \(ADDRESSED UNDER ITEM #16-0233\)](#)

Mark Massey, Commission Clerk - "Page 16. Commissioners' Items. New Business. **#16-0254**. Request approval of the MOU between Autopsy Services of Grady and Fulton County Medical Examiner's facilities. That's sponsored by Chairman Eaves."

Chairman Eaves - (Speaking away from mic)

Clerk Massey - "You kind of did. It's a related item that was approved."

Chairman Eaves - "It's not the same thing? It's the same thing. Right?"

Clerk Massey - "As far as I know --."

Mr. Dick Anderson, County Manager - "I think that was carry over from the last meeting."

Chairman Eaves - "Right. We don't need -- we've already taken action on this."

Clerk Massey - "Okay."

Commissioners' Discussion Items
--

16-0255 Clerk to the Commission
[Report of Board representative to the Invest Atlanta Board of Directors.\(Darnell\) \(PRESENTED\)](#)

Mark Massey, Commission Clerk - "#16-0255. Report of Board representative to the Invest Atlanta Board of Directors. That's sponsored by Commissioner Darnell."

Commissioner Darnell - "I do not have any special item to report. You will have a copy of the Minutes of the regular March meeting as soon as we receive them. That meeting is to be held on tomorrow and we will report to you immediately the action taken by Invest Atlanta Board. Those of you who might be interested though in reviewing the report which members of the Board received if you will let us know we will make that report available to you as well. That ends my report."

16-0256 Clerk to the Commission
[Discussion: Update of activities of the McPherson Implementing Local Redevelopment Authority \(MILRA\). \(Arrington\) \(DISCUSSED\)](#)

Vice-Chairman Hausmann requested that Commissioner Arrington keep the Board informed regarding Fort McPherson's potential contribution request.

Mark Massey, Commission Clerk - "#16-0256. Discussion. Update of activities of the McPherson Implementing Local Redevelopment Authority. That's sponsored by Commissioner Arrington."

Commissioner Arrington - "There is no specific update for this meeting. But I did attach a copy of the latest set of Minutes that had been produced, and I think there are actually Minutes from the December meeting. We did have a Board meeting this month that I attended but we have not received the Minutes from that meeting, but all is going well with Fort Mac and we're just looking to -- basically, we're looking for financing. We got 150 acres and we need, you know, we're looking to develop those 150 acres and ways -- sustainable ways to create operating budget."

Chairman Eaves - "All right. Thank you, Commissioners. No. Vice-Chairman."

Vice-Chairman Hausmann - "Commissioner Arrington, I happened to go out there this week and took a tour. It was very interesting. But I think they're going to come to us and ask us for a contribution. Do you have any in-depth information about that?"

Commissioner Arrington - "Well, what I would say is, it would not surprise me. How about that? The City of Atlanta and Invest Atlanta have been making contributions and loans and all types of things so it would not surprise me if they came to us. But there has -- I have not heard any specific talk or specific request of Fulton County as of yet."

Vice-Chairman Hausmann - "Well, I just request that you keep us informed as soon as you do hear something so we can plan accordingly."

Commissioner Arrington - "We'll do."

Vice-Chairman Hausmann - "Thank you."

Commissioner Arrington - "Thank you."

BOARD APPOINTMENTS

Commissioners' Full Board Appointments

16-0257 Clerk to the Commission
[BOARD OF ETHICS \(APPROVED UNDER ITEM # 16-0259\)](#)

Term = 3 years

Term below expired: 2/12/2013
(deceased) Mr. Julian Fuller (**Atlanta Business League/BOC**)

Terms below expired 2/12/2016
Ms. Mercedes R. Miller (**Airport Area Chamber/BOC**)
Dr. Carrie Clements Johnson (**Personnel Board/BOC**)

The Airport Area Chamber of Commerce has nominated Ms. Mercedes R. Miller for a full Board reappointment to a term ending February 12, 2019.

16-0258 Clerk to the Commission
FULTON COUNTY TASK FORCE ON HIV/AIDS (APPROVED UNDER
ITEM #16-0259)

Term = 1 year

VACANT (**Hausmann**)
VACANT (**Ellis**)
VACANT (**Arrington**)
VACANT (**Darnell**)
VACANT (**Darnell**)

Terms below expired: 12/31/2015

Mr. Jeff Graham (**Eaves**)

Mr. James Hughey (**Eaves**) resigned

The Fulton County Task Force on HIV/AIDS recommended the following slate of names to fill vacancies above for terms ending April 1, 2017:

Mr. Jeff Graham (reappointment)
Bishop Oliver Clyde Allen III
Mr. Daniel Damone Driffin
Mr. John R. Warchol
Mr. W. Imara Canady
Mr. Spencer Burton Webb
Ms. Zina M. Age

16-0259 Clerk to the Commission
[DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL
DISABILITIES REGIONAL ADVISORY COUNCIL \(APPROVED\)](#)

Term = 3 years (No more than two consecutive terms)

VACANT (**Member 7**)
VACANT (**Member 8**)
VACANT (**Member 9**)
VACANT (**Member 17**)
VACANT (**Member 18**)

Term below expired: 8/1//2011
Ms. Debra Currere (**Member 2/Lowe**)

Chairman Eaves nominated Mr. Inam Inamullah (Member 17) for a Full Board appointment to a term ending August 1, 2019.

A motion was made by Chairman Eaves and seconded by Commissioner Arrington to approve item #16-0257 through #16-0259.

The motion passed by the following vote:

Yeas:	6 - Eaves, Hausmann, Ellis, Morris, Arrington, Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "Mr. Chairman and members of the Board, you're at the Board Appointment section. At the last meeting Vice-Chairman recommended we take them in bulk. Would you like to do that with the full Board --."

Chairman Eaves - "Yes."

Clerk Massey - "Okay. That's **#16-0257**. Board of Ethics, the Airport Area Chamber has nominated Ms. Mercedes R. Miller for reappointment regarding the Fulton County Tax Force on HIV/AIDS. Item **#16-0258**. The Tax Force has recommended some names, a slate of names to replace other vacancies that are available. One, is Mr. Jeff Graham for reappointment. Also, Bishop Oliver Clyde Allen, III, Mr. Daniel Damone Driffin, Mr. John Warchol, Mr. W. Imara Canady, Mr. Spencer Burton Webb and Ms. Zina M. Age. And finally on page 18 regarding the Board appointments. **#16-0259**. Department of Behavioral Health and Developmental Disabilities. Chairman Eaves has nominated Mr. Inam Inamullah for a full Board appointment to a term ending August 1, 2019."

Chairman Eaves - "Move approval. Is there a second?"

Commissioner Arrington - "Second."

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

Clerk Massey - "The motion to approve those full Board appointments passes. Six yeas, zero nays."

EXECUTIVE (CLOSED) SESSION

Board of Commissioners

16-0260 **Clerk to the Commission**
[Executive \(CLOSED\) Sessions regarding litigation \(County Attorney\), real estate \(County Manager\), and personnel \(Eaves\). \(APPROVED\)](#)

PRESENT IN THE EXECUTIVE SESSION REGARDING LITIGATION AND PERSONNEL: Chairman Eaves, Vice-Chairman Hausmann, Commissioners Ellis, Morris, Garner, Arrington, and Darnell; County Manager Dick Anderson; County Attorney Patrise Perkins-Hooker; and Clerk to the Commission Mark Massey.

a. A motion was made by Chairman Eaves and seconded by Vice-Chairman Hausmann to close for Executive Session.

The motion passed by the following vote:

Yeas: **7 - Eaves, Hausmann, Ellis, Morris, Garner, Arrington, Darnell**

b. A motion was made by Vice-Chairman Hausmann and seconded by Commissioner Ellis to accept the recommendation of the Library Board of Trustees to hire Dr. Gabriel Morley as the Director of the Fulton County Library System effective on April 20, 2016 at a salary of \$145,000.00.

The motion passed by the following vote:

Yeas: **5 - Eaves, Hausmann, Ellis, Morris, Garner**
Did not vote: **2 - Arrington, Darnell**

c. A motion was made by Commissioner Morris and seconded by Commissioner Garner to approve authorization for representation pursuant to the matter presented in Executive Session.

The motion passed by the following vote:

Yeas: 5 - Eaves, Hausmann, Ellis, Morris, Garner
Did not vote: 2 - Arrington, Darnell

d. A motion was made by Chairman Eaves and seconded by Vice-Chairman Hausmann to approve authorization of the Chairman and County Attorney to execute the Final Settlement Agreement to be entered into in the matter of Kenneth Williams v. Theodore Jackson et. al in Fulton County Superior Court Civil Action File #2014CV252244 permitting Mr. Williams to receive a settlement of \$500,000.00 paid in monthly installments.

The motion passed by the following vote:

Yeas: 5 - Eaves, Hausmann, Ellis, Morris, Garner
Did not vote: 2 - Arrington, Darnell

Chairman Eaves - "Okay. And now there's a motion or is there a motion to go into closed Executive Session for -- for real estate, litigation and personnel purposes. That's my motion. Is there a second?"

Vice-Chairman Hausmann - "Second."

Chairman Eaves - "All right. Let's vote, please, Commissioners. And we will reconvene about 1:45."

Clerk Massey - "Passes unanimously."

(Whereupon, the meeting recessed at 12:50 p.m. for Closed Executive Session and reconvened at 1:32 p.m.)

Chairman Eaves - "Colleagues, we're going to reconvene from closed Executive Session. We have several action items. The first one -- let's take up the Personnel item first."

Vice-Chairman Hausmann - "Great. Mr. Chairman, I move to accept the recommendation of the Board of Trustees -- the Library Board of Trustees to hire Dr. Gabriel Morley as the Director of the Atlanta-Fulton County Library System effective on April 20, 2016 at a salary of \$145,000."

Commissioner Morris - "Second."

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

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

Chairman Eaves - "We have a few litigation matters. I'm going to ask our Attorney to read the motion and one of us will move that motion -- we'll move the statement and then a second and then a vote."

Ms. Patrise Perkins-Hooker, County Attorney - "Yes, Mr. Chairman, I need a motion to approve the authorization for representation pursuant to the matter presented in Executive Session."

Commissioner Morris - "So moved."

Commissioner Garner - "Second."

Chairman Eaves - "Seconded by Commissioner Garner. Let's vote, please."

Clerk Massey - "One moment. The vote is open. That motion passes. Five yeas, zero nays."

Ms. Patrise Perkins-Hooker, County Attorney - "We also need a motion to -- for the Chairman and the County Attorney to execute the settlement agreement entered into or to be entered into in the matter of Kenneth Williams v. Theodore Jackson, et al, Fulton County Superior Court Civil Action File Number 2014CV252244. This will allow Mr. Williams to receive a payment of \$500,000 in monthly installments."

Chairman Eaves - "Move approval. Is there a second?"

Vice-Chairman Hausmann - "Second."

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

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

Chairman Eaves - "I think those are the two items --."

County Attorney Perkins-Hooker - "That's correct, there are no others."

Chairman Eaves - "Do we have our planning staff in place?"

Commissioner Morris - "Point of personal privilege."

Chairman Eaves - "I'm sorry. Yes. Commissioner Morris."

Commissioner Morris - "Just a quick announcement while we're getting ready for this next item. I think it's important for the public to know and for the County to know and the Commissioners if you aren't aware, there is a magazine in the -- in the retirement plan industry called *Plan Sponsor* and it holds every year a -- a process to select plan sponsors of the year in various categories and we learned at the Defined Contribution Board meeting that Fulton County's Defined Contribution Plan is one of the two finalists for this award in the Public Defined Contribution Plan. It's quite an honor. There -- there's one category for Public Defined Contribution Plans so there are thousands and thousands of these plans and Fulton County and the City of Baltimore is the -- is the other plan. And so our own Tammy Goebeler is going to be in New York on March 31st and whether we end up with it or the City of Baltimore ends up with it it's a terrific honor to the County and a real tribute to Tammy and -- and the entire department for -- and -- and this Board's actions in developing the plan over the years and -- and being so supportive of it, so just wanted everybody to know that. It was quite a big deal and we're looking forward to the results March 31st."

Chairman Eaves - "Thanks, Commissioner."

ADDED TO THE MEETING

Items Added to the Meeting Agenda.

16-0261 Real Estate and Asset Management
COUNTY MANAGER'S ITEM - Request approval to execute a short-term lease agreement for a portion of the North Fulton Service Center parking lot at 7741 Roswell Road Sandy Springs, Georgia 30350, with Classic Cadillac Atlanta Corporation (tenant), for the purpose of parking their surplus car inventory. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Vice-Chairman Hausmann to approve.

The motion passed by the following vote:

Yeas:	5 - Eaves, Hausmann, Ellis, Morris, Arrington
Did not vote:	1 - Darnell
Absent:	1 - Garner

Mark Massey, Commission Clerk - "Moving to the amendments to today's Agenda. On the second page of that memo. **#16-0261**. Request approval to execute a short-term lease agreement for the purpose of parking surplus car inventory at the North Fulton Service Center."

Commissioner Ellis - "Move approval."

Vice-Chairman Hausmann - "Second."

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

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

16-0262 Police

COUNTY MANAGER'S ITEM - Presentation of Georgia State University's independent audit report of the Fulton County Police Department's Bias Based Enforcement Program. (PRESENTED)

Mark Massey, Commission Clerk - "#16-0262. Presentation of Georgia State University's independent audit report of the Fulton County Police Department's Bias Based Enforcement Program."

Chief Gary Stiles, Fulton County Police Department - "Good afternoon, Commissioners. I've got with me here today my newly promoted Deputy Chief Darrel Halbert and most importantly Dr. Dean Dabney associate professor from Georgia State University who was in charge of conducting the audit of the Fulton County Police Bias Based Enforcement Profiling Program, formerly known and for a long time known as the Racial Profiling Program. Dr. Dabney will present the slides of his findings, and of course, you should have the entire report, which was quite lengthy. Before doing that, if I could please just give a brief history of the road that we've gone down so that the public understand just how long this process has gone on. When the Board of Commissioners passed the Resolution 2001 regarding racial profiling, I was appointed to and privileged to be on the first committee that was tasked with coming up with the policies and procedures and most of the mechanisms to collect this data, and to continually track it and as most of you know, present these reports to you on a fairly regular basis. But during that time, it became obvious that there were some changes in the way that profiling is viewed. It originally started based on traffic stops. But there are many kinds of profiling, and profiling can be a deliberate action, somebody basing a stop whether it's a vehicle or a human being walking on the street based on biases they were raised with or biases they learned. There can even be biases you're unaware of. We frequently are in environments where I was raised one way but I see people that look different than me and it has nothing to do with race or skin color. It's appearance of some kind. That can be a bias and that's an intrinsic bias. So going forward, I was concerned that we weren't looking at all alternatives. So almost five years ago I started looking for a completely non-partisan experienced group that could audit what we were doing, and I was very, very fortunate to have Dr. Dabney's expertise brought to my attention since he's actually authored racial profiling legislation in the past. And over time, he was gracious enough to come up with a Ph.D. program to review what we do and come up with these findings. So with no further ado, Dr. Dabney."

Chairman Eaves - "Welcome, Dr. Dabney."

Dr. Dean Dabney - "Thank you. Thank you, Commissioners. What I'm going to do here is go quickly through the key findings of the report walking through what we did and what we found and recommendations that we provide on the back end. So a little bit of background on our efforts through a series of conversations with Chief Stiles back in 11/2012. We worked through a plan to provide an audit for a program that's in existence here. We were asked to comment on the data collection protocols to analyze the existing data that the department had been collecting and analyzing through some reports based upon to conduct any supplemental data collection analysis that we saw fit and the to make recommendations both in terms of the existing policy, the data collection protocols and the outcomes on the backend. The design of the project we put together first involved the review of all the policies and ordinances that shape the existing program, to review best practices nationwide on other data collection efforts, other best practices in terms of measurement, best practices in terms of programming to interview Fulton County Police Department command and patrol staff to get a sense of the daily operations and also the use of the RP program that was in place to gain access to all existing data and reports from 2010 to 2015, to verify the data that were the basis for those reports and the findings that were detailed in those reports, conduct supplemental analysis of the existing data, so to slice the data in different ways that hadn't been sliced already, to conduct systematic observation, the ride alongs with Fulton County Police Patrol Officer that were producing the data. And then we also collected baseline data on population, demographics by stationing graduate students at the two area Walmarts in Fulton County. First our assessment of the existing policies, the program that you all have come up with I would describe as highly innovative, in particular the use of a dispatch to record data is very seamless and provides a instant record of the key data points that you're wanting to capture. That unique real-time verbal data is something that I've seen nowhere else in the country and I'm quite surprised no one else has thought of it, it's quite innovative. The standard data points that are being collected are those that you would find in any standard protocol, any other jurisdiction you would look at you would find, that obviously you all did your homework when identifying what the key points to be captured would be. The quarterly analysis and annual reports are quite rigorous. The quarterly analysis is more than what you see in most places. Most look at annual reports, so keeping that data fresh and constantly under surveillance is a good practice. And also this was a very open and transparent practice in terms of getting access to the data, making sense of the data, getting any additional data or any access to the officers or the command staff was very seamless. So in terms of the existing policies, you all should be commended on what you've put together here and the partnership between the department and the Board of Commissioners is also I think unique or certainly a best practice. You don't see as much back and forth of reports and open inquiry on what's going on. The fact that the program has been codified and allows for regular reporting, again, is something noteworthy. I'm going to go through some of the key findings here. I don't want to belabor the points here but I do think a quick refresher on what you've seen in the full report is worthwhile. I've tried to highlight the key points here. So the audit indicated that the department has closely monitored the data and made adjustments where necessary. This slide here shows the total number of stops by year from 2008 through 2014. And what I've highlighted here are some instances where there were data

capture issues so we were not capturing search code back in 2009, 2010, and also disposition codes. So search code is whether or not a search was conducted during the stop, and if so what was the reason behind that search. And then the disposition code is what was the outcome of the stop, was it a warning, was it a citation, was it an arrest? And you saw back in those days we were missing 40, sometimes 50 percent of the disposition codes. Those data, there was an effort to tighten the data down in 2011, it went into effect in 2012 and you see the missing data drop significantly to the point where now the data on those search and disposition codes are quite strong. And you see the key points, the race, sex and age have never been a problem across the course of the data collection. First, probably the most high big ticket item is the question of whether or not the stops of the Fulton County Police Department are out of proportion with the population of drivers in the County. We found no evidence of that in terms of minority what we would call racial profiling. You see that the proportion of stops to the proportion of the population, again the population data we determined by recording the demographics of individuals coming and going from the County Wal-marts. You see underrepresentation of minorities relative to that, what we call the driving population. Moving on, in terms of sex, we do see some oversampling of males in the stop data, so the individuals being stopped are over represented by males. The County population just under 48 percent, versus the stop data just under 64 percent. There was no indication of age bias in the stop data. You see a breakout here across different age groups relative to the population, stop to population and no meaningful trends there. This line shows you the reason for the stop, so every time an officer makes a stop as you should be aware from the previous reports they have to indicate the reason for that. The majority of the stops, the vast majority are coming up as traffic violations with equipment violations and suspicious activity being the other factors. When you look at the breakdown for those reasons by race, you do see some patterns in the sense that Whites and Asians are being stopped at a higher percent or high -- had a higher representation in the traffic violation category whereas African Americans have a higher representations in the equipment violation, and Hispanics have a higher representation in suspicious activity data. In terms of, now, racial profiling the three critical areas of concern are, who are the individuals being stopped, but that's largely a non-racially driven category because the officer rarely knows the race of the individual that they're stopping if they're driving a car. So the real question of bias comes in what you do after the stop. So is there a search conducted and is the disposition disproportionately severe for certain types of people or certain categories of people. So this looks at the first of those two key points which is whether or not a search was conducted. First, it's noteworthy in a little under 5 percent of the stops is there any sort of search being conducted by the officers. I've highlighted it in yellow what we would call the discretionary search category. So in the category search incident to arrest, are inventory searches, those are nondiscretionary searches in the sense that officers are mandated to make those searches when they engage in those activities. Whereas, we've combined the contraband, odor, invisible evidence into one category because there was so few instances taking place. The consent search and the Terry Frisk search are the two where you see the most concern in terms of potential racial profiling. Now, it is noteworthy that we've got a significant number about two and a half percent of searches that are being -- that were capturing no information on the reason for that

search. We ran the data both with that in the discretionary category and not in the discretionary category. So if you look at the purely discretionary as defined by where we have clear data on what's going on, about one percent of all searches being done, or about one per week by the Fulton County Police Department. If you were to include the discretionary searches that would go up to two and a half or roughly three and a half percent of all stops and about two to three per week. When you look at the patterns, and I didn't put up the tables for this, but when you look at the patterns of just search by sex, search by age, and search by race you do see elevated levels of searches, slightly elevated searches for men. For the young category being that 17 to 29 group and then for Hispanics relative to Whites. This provides kind of the key question within the racial profiling literature, is are the police department -- is the Police Department subjecting young African American males to disproportionate treatment than they are their White counterparts. The logic being there as Chief mentioned, that's gets at the implicit stereotyping and add the stereotypical -- what the data in the criminal justice system suggests is the disproportionate or most likely area of bias. What you see here is that there is no evidence in terms of the search probabilities for the young African American male category relative to the young white male category. Those proportions are very small in terms of the differences both in general 1.42 percent probability for the overall age group and then versus 1.06 for the young White male category. In terms of outcomes, roughly six in ten of the traffic stops being affected by the Fulton County Police Department during that five-year period were resulting in a citation being issued. About two in ten were a formal warning is being issued, and only in 2 percent was there an arrest affected. That's pretty standard across what you would expect in terms of traffic enforcement for a police department. There was no evidence of sex, race or age bias on the stop outcomes. You'll see that here in this next table. Again, this is the data comparing young African American males to young White males. And what you see in terms of warnings, the percentages are almost identical for the two groups. You see slightly higher levels of citation issuance for the young White males relative to young Black males, and then slightly higher levels of arrest outcomes for the young African American males relative to the young White males. So those are the findings. In terms of looking from a 360-degree view of the program from the policies through the data collection protocols through the reporting practices, through the responses of the department when they find what is deemed the pattern. First, our recommendation would be that general orders zero one, 13 through 15 be expanded to include data capture on all citizen contacts. That would include any discretionary contact, not just the traffic enforcement. So anything taking place where the officer is engaging the population. That should be easy enough to implement. It would require a change in the statute, but I think it would be straight forward, it wouldn't be particularly onerous for the department. And in talking with the Chief, he didn't see any concerns there. Also, expanding general order 40-10 to allow for the reporting of contacts involving no formal contact -- or no formal action. Right now what's being captured is simply whether or not a formal warning was taking place, whether or not an arrest or whether a citation. And what's missing there is when the officer chooses to do nothing with the situation, just in effect cut them loose. And again, that should be easy enough to capture. The reporting format should -- I would suggest should be enhanced to allow for a more nuanced than and longitudinal view of the data. Much of this has been addressed, the 2012 when the

data was more precisely cut to allow for an example the age to be captured in a much more precise manner than just broad categories. But I think that the reporting format what -- in terms of what the report looks like that comes to the Commission both on a quarterly and on an annual basis, it would be much more intuitive and informative for you all. I think in terms of the follow-up, when -- right now any time an officer has ten or more -- where they are out of the ordinary in terms of ten or more stops, they're being subject to follow up, my suggestion would be that that not just focused on the officer in a vacuum, but rather that we consider patterns at the beat level, and at the area level to allow for -- and at the unit level to see if those disparities are in line with others that are doing -- patrolling the same area and/or doing the same kind of job. The job would be assuming you expand it to the broader category. Right now it's just the traffic and the patrol. And then also to embark upon a more thorough analysis of the baseline data, we used what I would argue as a new and innovative way by accessing the Walmart data, but you could also layer in on that both observations of the driving population done through setting up shop on the side of the road. There's significant measurement errors -- measurement error associated with that, but also comparing or triangulating a Walmart exercise with a side of the road exercise with DMV data. Use of DMV data has some significant problems because that's just the residents, not who's actually driving in the area. But you could triangulate that data and get a more clear picture of that. So with that, I'll take any questions or comments you might have for me."

Chairman Eaves - "Thank you, Dean Dabney. Commissioner Darnell."

Commissioner Darnell - "Yes. I'd like to make a general statement first, and that is to indicate my appreciation to the Department for taking the very important and significant step of requesting an outside professional to audit the work that they've been doing since 2001 in this area. This Board did not direct them to do it. They made a management decision that they wanted to make sure, as Chief Stiles said in his opening statement know the changes that are occurring within the profession, and they wanted to make sure that what they were doing in this area, which is a policy directive from this Board, was based on accurate information. So I want to publicly say that I appreciate the steps that the Department, the Police Services has taken in this regard. I said to someone recently there is a reason that you do not read on national news and on national television about the Fulton County Police Department being in a situation where they have -- where they are under total attack by the community that they serve. That's not luck. It's because they worked on it very hard for many years. And I think for this generation of department management and officers this was the step to take. Back in 2001 they started the program, but this is the step to take now, to step back and to see from a professional standpoint what we're doing and what we can probably do to do better. And I don't see these particular recommendations as a direction to the Board. We are policy makers but I do appreciate the quality of the research and your findings and recommendations to the Department. We know the County Manager and the Police staff they will take the steps that are needed based on your recommendations and so on to continue the trajectory up. This isn't done by luck. You have to have a Board first of all that's serious about it, and our policy is zero tolerance, zero, that's our policy. Without that policy they can't operate. You can't manage unless that's real

clear. That's the way it is about equal opportunity, equal business and contracts. Unless this Board -- I think I read somewhere in the scripture, if the trumpet has an uncertain sound then how can you expect men to go to battle? But we try to speak with a very clear sound and this is what you get when officers know that they have a Board that is going to back them up in this particular area. I want to get and I will get with Chief Stiles and his staff to get answers to a couple of technical questions such as the point that you made about baseline. When you concluded that the stops have not been based on minority status, what baseline did we use? In the past, the Police Department has used the population of the area that they serve, the minority population. They discontinued that. They haven't quite discontinued it, but Chief Stiles reported to us that that baseline has been drawn into question. So I want to talk to you a little bit more about the baseline that was used when you reached conclusions and findings. And it's up there on the chart, but I just need -- we won't take the time today. What baseline did you use in determining that it's young black males and it's Latinos and others who probably are within that discretionary stop category, and that's going to be important to us. Why did we use the Walmart traffic? This is what would be interesting to the public. The public needs to know what we're talking about here. You know, why is it that when you did your research you didn't just use the population, the minority population of South Fulton as the baseline, you sent your workers out to do -- to do an assessment of the traffic in and out of Walmart. The answers to those questions I think will help folks understand a little bit about what we're talking about here. I won't mention any of the other matters that I will be discussing with the staff later to make sure we understand it, because I believe that I have a responsibility to communicate as clearly as I can to the people that I represent what this is all about. Because it is because of the cooperation that this department has had with the community because they've been out there a long time. People know them. It's that cooperation too which is the other explanation for the fact that this department is not under attack by the community that it serves. It's more than a night out. You can't do it with a night out, you know, and some hot dogs, which were delicious. But you can't do it with a night out. You have to do it from 2001 to 2015, constantly making changes and adjustments, evaluating how you're doing it. I think you have some excellent recommendations that you've made here including the recommendations relating to baseline and also to follow up management when you get the data, you know, how do you deal with it. I was also very pleased to note that you did not -- you were not too critical of our quarterly reports, in fact, you thought that that was a positive -- a positive for the whole program. I'm going to stop right there and I intend to ask the staff to brief me further on the report so that I will be able to communicate and answer questions about what our findings were. But I can tell you now the community -- many parts of the community are going to be very pleased to know that when we talk about bias-based profiling and what we're doing, we're not just doing a lot of rhetoric, you know. We're taking time to see what that actually involves, that what we're doing is evidenced-based and that we're going to evaluate our performance based on our objectives just like they do in any other department. They're going to be very pleased to know that, and I was appreciative that you all were going to bring it here to the Board, because so many of our public, people in my District watch this Board meeting and they'll get a chance to hear the report itself coming from the -- the audit findings coming from the report itself. So I appreciate very much. It's very,

very helpful. When people trust law enforcement and law enforcement trust the police you can reduce if not eliminate problems. I think that's what I hear you saying. Next I asked Chief to give us and you can send it in writing. I understand that in this field there are some researchers who are looking at the difference between implicit and explicit profiling and I think the Board would find that very interesting, and we can get that at a later time. Thank you very much again, Chief and your staff for what you all have done and what the department's been doing for many years."

Dr. Dabney - "If I might, it has been a pleasure working with the Fulton County Police Department in terms of the openness and transparency and speed with which they have produced explanations for things that were not obvious in the data but also in terms of getting the data and the degree of attention that they put upon collecting and analyzing the data, it's noteworthy relative to other departments and they should be commended for that."

Commissioner Darnell - "That was important, wasn't it?"

Dr. Dabney - "Yes."

Commissioner Darnell - "Because if you didn't have cooperation in collecting the data, there would have been nothing you could do."

Dr. Dabney - "I mean, this is a topic that Police Departments tend to be -- demonstrate a significant amount of apprehension toward, there was none of that with Fulton County Police Department. They were -- it was an open book and very much kind of tell us whatever you think would be our next steps both in terms of data collection, in terms of programming, so you know it was very open and engaging orientation there."

Chairman Eaves - "Vice-Chairman Hausmann."

Vice-Chairman Hausmann - "Yes. Real briefly, thank you so much for this audit report, and thank you, Chief and congratulations to our new deputy chief for what you're doing in the community is reflected in this report, the positive nature of this report. It's good to hear. It's very good to hear. I was very interested in your comment about one aspect. I believe it was some voice data that you felt was unique to Fulton County, a national model. Can you tell us a little bit more about that piece?"

Dr. Dabney - "So with any racial profiling data collection effort, you have to get information on the stops that are taking place both in terms of when one happens and what are the key data captures during that. Most departments use an after-the-fact capture either through a paper mechanism where the officer fills out a sheet on the demographics of the individual and whether or not a search and what the disposition was, or enters it through their mobile laptop. The issue there is follow-through, so you get a lot of missing data when you do that. Whereas, the orientation here is to use a communication over radio between the officer and dispatch that the officer must do before he or she can be released from the call. So it in effect mandates data capture."

And so if the officer doesn't do it, they don't get released from the call. And it's a very innovative way to assure data capture that quite frankly I'm surprised no one else has thought about. But when I saw it I thought well, wow, that's both efficient and effective in the sense the officer -- you don't want something like this to be onerous on the officer. You don't want them to have to get in the car and do something extra that's time consuming, that's going to interfere with their ability to go about their next exercise. And this it takes five seconds to capture the relevant data and it just becomes second nature, so it's -- I mean, they're used to communicating with radio so adding five more piece of information to that communication is quite efficient."

Vice-Chairman Hausmann - "Well, again, that's very interesting, very good to hear that we're leading in that area. I hope that it gets some attention. I hope that others will also start to follow our lead. But, you know, safety is so important and there's a lot of attention being paid to police departments on every aspect of what you do, not only how hard of a job you have, but how important a job you have and it's important to get it right and it's important to be fair. And I think you all do a really good job and I appreciate you verifying that in a lot of ways. And just keep it up and stay safe out there, and I hope that this part of our program is emulated in other areas because I think that's really fantastic that we're doing that."

Commissioner Darnell - "I did just want to add one thing to that and that is that this is not directly related to the profiling program but also I think it connects with a remark that I made earlier about the Department. The community believes the level of high crime that we have in certain pockets of the District cannot be resolved entirely by policemen. They believe that it's not exactly a law enforcement issue alone. They see it as a combination of economic and social factors that have to do with race, income and so on. And they do not expect the Police Department to be able to resolve by itself the problems or the incidents of crime any more than they can resolve the problem of heroin addiction in Alpharetta. We don't expect that of policemen. But because the police are always there when we have these community meetings on public safety, and safety is number one with us. They heard and they have responded when the community said, as a part of your strategy in reducing crime out here, we want to see what you're doing with youth. We want to see what you're doing with about that pipeline between cradle and prison. They said we want our tax dollars to be spent in helping us intervene and of course, this Commission has so many programs going there. And what we're trying to do is pull all of our resources together combined with the community and get some demonstrable results. We've got to intervene in that pipeline. I just wanted to say that the Department of Police is a major department in that whole strategy. They are developing now, and I guess you may or may not know about it, but they're having an event soon where they are training police officers on how to work with youth programs like Police Athletic League and other kinds of programs. And wanted while we were passing out accolades I just wanted the public to know that one of the most important departments that we are working with along with Aging and Youth, Children and Youth and Housing and Community Development, they're the two key departments. Police is right in there with them. And that's why I was talking about the fees earlier, Arts and Culture, they do a lot of things for children. And I want these children, these children to

also have an opportunity to get involved there. So we see law enforcement not only as making sure that we're operating as professionals, you know, with respect to searches and stops and so on, but at the same time this is also a Department that understands that we can put 10,000 policemen on the corner and have no searches but unless we come together to deal with the causes of crime and interrupt that pipeline, we're never going to have a reduction in crime. And so we use these audit reports to make adjustments. If we thought we were perfect, we would never have audit reports. But we've had quite a few here. I don't know whether your fee was the same as the one we've been paying other folks, but I doubt it. I doubt it. But in any case, we have these audits because we find out what the problems are and then we can adjust and that's why departments say they'd like to go outside the Department because they know they're not perfect and they wanted to make some adjustments. But they're helping us just as much on the prevention of crime in working with our young people. And I wanted the community as well as the Board to know that because the staff already knows. They are always there when we start talking about reducing crime. Juvenile crime is too high in my District. The only other district that has a higher rate is District 5 and District 4. But all of our rates are too high so we've got to intervene, because people have to be safe and children need an opportunity to grow up in an environment where they can be successful. All right. Thank you all. That was my last remark. We don't purport to be perfect. We'll never be. I tell people all the time, we do make mistakes. I made one myself a few years ago. Just a little levity there. But no, we have to keep moving and keep working and keep trying. And thank you so much you and your staff. I've been reading some of the preliminary reports for what you all have done. We operate based on evidence up here. Even though I talk a lot, it's grounded under evidence. It's based on evidence. Mom and those didn't sacrifice for me to get a bachelor's degree, a master's degree and a law degree for nothing. They wanted me to do what I could do for my community and they wanted me to have the knowledge and the training to know how to do it, so that's why we're doing it and we thank you so much, Georgia State and all your staff that worked with us."

Dr. Dabney - "We appreciate the opportunity to provide the objective assessment."

Commissioner Darnell - "We look forward to talking with you further."

Dr. Dabney - "Certainly."

Chairman Eaves - "Thank you, again, Dr. Dabney, Chief and Deputy Chief."

16-0263 Clerk to the Commission
COMMISSIONERS' ITEM - Request approval of a Resolution to appoint the Clerk of Magistrate Court and to enact a salary supplement (cross reference item #16-0100). (Eaves) (APPROVED)

a. A motion was made by Commissioner Morris to approve.

Motion did not receive a second.

b. A motion was made by Chairman Eaves and seconded by Vice-Chairman Hausmann to approve the item as presented by the County Attorney.

The motion passed by the following vote:

Yeas:	4 - Eaves, Hausmann, Ellis, Morris
Did not vote:	1 - Darnell
Absent:	2 - Garner, Arrington

Tonya Grier, Deputy Commission Clerk - "#16-0263. Request approval of a Resolution to appoint the Clerk of Magistrate Court and to enact a salary supplement. Sponsored by Chairman Eaves."

Chairman Eaves - "Colleagues, as you know this has been on the Agenda for several Board meetings. I've pulled it, however, our Attorney advised that this is something that needs to be dealt with. My holding was not because of the Clerk or any issues around her, but it was -- there was indecision in terms of this court consolidation process, which is I think trending in the right direction but my understanding is the Clerk is already officially acting in that capacity and we really need to take action on this. So Ms. Patrise Hooker, if you can just add in, weigh in the relevance, importance of this action."

Ms. Patrise Perkins-Hooker, County Attorney - "Yes. Commissioners, because of the arrangements that were made with the Magistrate -- Chief Magistrate Judge when she asked the Superior Court Clerk to take on the responsibilities of being the Clerk to the Magistrate Court. Since January 1 that person has been doing this job, and we just need to make certain that the Board Commissioners are the ones that kind of approve that and do whatever adjustments that were needed for the increase and the compensation as a result of taking on additional work. That's all the Resolution did."

Chairman Eaves - "And this is a necessary step in your opinion?"

County Attorney Perkins-Hooker - "Yes, Mr. Chairman, if you want her to continue to do the work, otherwise we'd have to go back and separate that."

Chairman Eaves - "All right. Vice-Chairman Hausmann, Commissioner Ellis."

Vice-Chairman Hausmann - "Do we have a dollar amount here?"

County Attorney Perkins-Hooker - "Yes. In the Resolution if it was listed --."

Vice-Chairman Hausmann - "9600."

Commissioner Ellis - "I don't have a copy of this Resolution."

Vice-Chairman Hausmann - "Yes. I don't know what happened to it at this point. My question would be, I mean, we're doing this reinvestment analysis -- this Justice Reinvestment Analysis and we just, you know, authorized some additional consulting work today. If we do this and the recommendation comes back later that it should be another system, then what? Can this be deemed a temporary item until we determine how we're going to be setup for the future?"

County Attorney Perkins-Hooker - "Well, actually the action can be undone by you at any point in time. Just like you have the power to do it now, you can stop it. And I presume that when the recommendation about how you're going to consolidate the court or what functions have been done, that's going to be an entire package, and handling the Clerk's duties will be a part of that package and it will all be adopted and changed at that point in time. It's not ongoing and permanent."

Chairman Eaves - "So just on that point, that was my original reason for withholding it. But again, as the Attorney opined, we needed to take action. And I feel we're trending in the direction of some sort of consolidation of some of the administrative functions of the court, so I see this as being consistent even though it might be a little bit before the final recommendation is made."

Vice-Chairman Hausmann - "And I don't disagree with that. I just want to make sure that any action we take now is in line with where we look like it may be headed."

Chairman Eaves - "I think that's a -- I mean, it's a fair concern, question. Commissioner Ellis."

Commissioner Ellis - "So just so I'm clear on this, the Clerk -- when we're talking about the Clerk of the Magistrate Court, we're referring to the Clerk of the Superior Court?"

County Attorney Perkins-Hooker - "The actual --."

Commissioner Ellis - "Who's the individual we're referring to here?"

County Attorney Perkins-Hooker - "The individual is the Superior Court Clerk"

Commissioner Ellis - "Okay."

County Attorney Perkins-Hooker - ". . . has been serving as the Clerk for the Magistrate Court since January."

Commissioner Ellis - "Okay."

Vice-Chairman Hausmann - "She's doing both."

Commissioner Ellis - "Okay. So in certain jurisdictions might not the Clerk of Court be also the Clerk of the Magistrate Court?"

County Attorney Perkins-Hooker - "It's up to the jurisdiction. She has the ability to do that if designated by the County Commissioners."

Commissioner Ellis - "Okay."

County Attorney Perkins-Hooker - "She doesn't, so we're trying to get this corrected."

Commissioner Ellis - "Be designated. So what is the salary for the -- the current salary for the Clerk of Superior Clerk?"

Chairman Eaves - "We have the Deputy. I'm not sure if you know that answer or not, Deputy Lane?"

Deputy Roland Lane - "Good afternoon, Commissioners. Actually, the Clerk is actually the Clerk of Magistrate Court, statutorily. Historically, she has your permission for another Clerk to serve for Magistrate Court. So the Clerk is actually the Clerk of Superior and Magistrate Court and the previous Clerk gave permission for the Magistrate Court to appoint their own Clerk. So this action today is basically a ministerial action, so either the Courts can pay \$112,000 for a Magistrate Court Clerk or they can pay \$9600 and spread all --."

Commissioner Ellis - "My question is what is the current salary of the Clerk of the Superior Clerk? That's my question. Do you know that?"

Deputy Lane - "I do know her salary."

Commissioner Ellis - "What is the current salary of the Clerk of the Superior Court? You do not know?"

Deputy Lane - "I don't know -- I don't know why that's at issue here."

Commissioner Ellis - "Well, isn't this Resolution asking to increase the salary of the Clerk of the Superior Court by \$9600?"

Deputy Lane - "According to the statute, there's an additional stipend when she serves at Magistrate Court."

Commissioner Ellis - "I'm just asking for -- I mean, we're being asked to bump something up. . . ."

Deputy Lane - "So the stipend is --."

Commissioner Ellis - ". . . from what to what?"

Deputy Lane - "Right."

Commissioner Ellis - "I mean, it's public, you know, public record I would assume. This is an elected official, so what's the salary of the Clerk of Superior Court?"

Chairman Eaves - "Yes. I mean, listen, it is public information. I mean, it's just --."

Commissioner Ellis - "Just answer my question. I'm looking for transparency here."

County Attorney Perkins-Hooker - "I don't know what she makes, Commissioner, but she's asking for an additional 791.67 a month, which is how much Gwinnett County pays its Magistrate Court Clerk, so that's all --."

Commissioner Ellis - "Do we know how much Gwinnett County pays their person for their entire duties?"

County Attorney Perkins-Hooker - "That's correct, \$9500 a year or 791.65 a month."

Deputy Lane - "That's the stipend to serve as Magistrate Court as well there."

Commissioner Ellis - "Okay. So go back to my original question. How much is -- what is the current compensation for the Clerk of Superior Court annually?"

Deputy Lane - "I'll have to refer back to my notes."

Commissioner Ellis - "Okay. I can wait."

Vice-Chairman Hausmann - "I have another question in this same line."

Chairman Eaves - "Go ahead."

Vice-Chairman Hausmann - "I mean, if we were -- the Magistrate Court was getting compensated. Correct?"

Deputy Lane - "The Magistrate position was court administrator/chief clerk."

Vice-Chairman Hausmann - "I mean, was it the same stipend that we're talking about here and it can be just transferred over? I guess I'm a little confused."

Deputy Lane - "No. For -- right."

Vice-Chairman Hausmann - "If the function was happening in Magistrate previously, there had to be compensation attached to that. Correct?"

Deputy Lane - "It was attached to the -- a State and Magistrate Court and they had a court administrator that --."

Vice-Chairman Hausmann - "I'm not opposed to making a lateral transfer of some sort but I mean the money had to have been allocated at some point for this function in the Magistrate Court. Correct?"

Commissioner Ellis - "Or the State Court."

Ms. Sharon Whitmore Chief Financial Officer Whitmore - "Previously -- previously, the State Court Administrator served as both the State Administrator. . . ."

Vice-Chairman Hausmann - "And was receiving a stipend?"

Chief Financial Officer Whitmore - ". . . and Clerk and received a salary of I think the most recent salary figure for the State Court Administrator was 150,000. I do have the Clerk of Superior Court's salary information. It's \$158,412.00 and \$30 for longevity."

Vice-Chairman Hausmann - "I guess my point is that if this function was being done by one of our court clerks and it's being transferred, shouldn't the dollar follow the function, and we had to have been paying for it in State Court. Correct?"

Chief Financial Officer Whitmore - "I don't know that we were paying it as a supplement. It was part of the -- it was embodied in part of the total salary."

Vice-Chairman Hausmann - "I mean, her duties have been reduced. So I guess I'm looking for the overall picture that this shouldn't just be an increase in somebody that's not doing the duties now. . . ."

Chief Financial Officer Whitmore - "Well, currently --."

Vice-Chairman Hausmann - ". . . and receiving that salary."

Chief Financial Officer Whitmore - "Well, currently there is a Board Resolution that sets the State Court Administrator's salary equal to the Superior Court Administrator's salary. So regardless of what function the State Court administrator had, the salary is set based on a Board Resolution."

Vice-Chairman Hausmann - "So if we increased the Superior Court then we're going to have to increase the State Court too because of that ordinance?"

County Attorney Perkins-Hooker - "No."

Chief Financial Officer Whitmore - "It's tied to the Superior Court Administrator, which is separate from the elected Superior Court Clerk."

Vice-Chairman Hausmann - "Again, I'm not opposed to this. I'm just trying to understand it. But if we're in the middle of a review, I mean, this function had to have been paid for in some fashion currently or before the transfer, so it makes sense to me that's where the adjustment comes from not just additional money. I could be totally wrong here."

County Attorney Perkins-Hooker - "It was not paid for separately. It was incorporated in the duties of the Court Administrator of the State Court, which is one of the problems that has existed in trying to figure out how to deal with compensating the Superior Court Clerk when they picked up the duties of the Magistrate Court. And unlike I guess what you just said -- the Deputy Administrator said, OCGA 15-10-105-b is the authority, we're saying it provides that the County governing authority made with the consent of the Clerk of Superior Court provide that the Superior Court Clerk serve as the Clerk of the Magistrate Court. I'm trying to get that done."

Vice-Chairman Hausmann - "And I hear you. I appreciate that, but again, this change was made without any consideration as to how it was going to be financially addressed."

County Attorney Perkins-Hooker - "Exactly."

Vice-Chairman Hausmann - "And so we're in the position now where if we don't do something, then I guess we're the bad guy. And you know, there's been a lot of changes over there since -- in the Magistrate Court that has had a financial impact to this County that I'm not sure I understand and it seems like they change and then they change back and there's just been a lot of influx over there. And so, I guess, Mr. Chairman, I would rather us wait until we have an idea of the big picture here."

Chairman Eaves - "Well, hold -- yeah, let me just say this. I don't disagree with you in terms of some of the concerns because I held it because I wanted us to vet the process out through the Justice Reinvestment Initiative. The Attorney has told me that we -- you have the Clerk who's functioning without apparently authorization from our body. And I just don't want to put us in a tough situation. You're right, we are -- I just want to make sure that we are in compliance. Now, is the --."

Vice-Chairman Hausmann - "So if we authorize it -- we hold on, but that -- doesn't the Magistrate have the money in her budget then already?"

Chairman Eaves - "Is the unreadiness the appointment or is the unreadiness the salary supplement?"

Commissioner Ellis - "Well, my question originally was how much money is the Superior Court Clerk making. So if I heard you correct, you're saying it's \$158,412. Correct?"

Chief Financial Officer Whitmore - "Yes, sir."

Commissioner Ellis - "So if we approve this Resolution then we're saying that the Superior Court Clerk's new annual salary would be \$168,012?"

County Attorney Perkins-Hooker - "Until you do something to reform it."

Commissioner Ellis - "Okay. I'm just -- I'm just, you know, I'm just looking with transparency. I mean, we're giving an elected official a raise."

County Attorney Perkins-Hooker - "Well, it's actually required under the statutes."

Commissioner Ellis - "Well, what's the -- required under what statute? Because I thought you said originally that by law that this is -- the Magistrate Court could be up under the Superior Court Clerk?"

Vice-Chairman Hausmann - "And that it had equal salaries at the State Court."

County Attorney Perkins-Hooker - "Right. Actual -- he made a statement that said that the Magistrate -- the Superior Court Clerk could serve as the Magistrate Court -- well, actually, he said the duties were the same under the duties of Superior Court and that's not correct. Our statute requires you -- the State statute requires you as a Board of Commissioners to approve the Superior Court Clerk serving as the Magistrate Court Clerk. And if you do that, Commissioner Ellis, there is a State obligated stipend that goes with the duties. I don't know how it was handled before with the Magistrate Clerk being part of the State Court and the State Court Administrator handling those functions and how they handled that with that salary."

Commissioner Ellis - "So --."

County Attorney Perkins-Hooker - "I just know that we need to get the person who is serving as the --."

Commissioner Ellis - "So I understand that we may have to approve the Magistrate Court now following back up under this. I mean, I'm just sort of confused in terms of where the additional salary requirement comes into play."

Chairman Eaves - "So let me just ask. I know this may be simple but is there a way of bifurcating this appointing -- either approving the appointment of the Clerk being Magistrate Court, and then later on we deal with the salary issue, because I know the Clerk may have an angst about that but I want to at least see if we can administratively -- if that's what we need to do, can we administratively approve it without the salary

piece if that's a reasonable compromise, because there's not enough votes behind us to support this Resolution as is? Does that make sense? Is that a reasonable compromise?"

Vice-Chairman Hausmann - "And the secondary question, if it's a State stipend, is it coming from the State?"

County Attorney Perkins-Hooker - "No. It's just mandated that you have to provide --."

Vice-Chairman Hausmann - "Oh. It's a mandate the State gives to us."

County Attorney Perkins-Hooker - "And the site, Commissioner Ellis, was 15-10-105b that says the Superior Court -- the Clerk of Superior Court also serves the Magistrate Court -- the Clerk of Magistrate Court shall be compensated for its service therein. And they have a not-less-than the 323.59 and Gwinnett is at 791.67 for their Superior Clerk to serve as Magistrate."

Commissioner Ellis - "Okay. So we're taking -- I mean, just so -- we're taking the core we had before, we're shifting the administration from one entity to another, but we're going to fund it for another \$9600, that's what we're effectively doing supposedly by some State mandate that's not exactly clear to me."

Mr. Dick Anderson, County Manager - "Well, and you're going to increase cost overall, because this whole reorganization increase it costs until such time that we take action to affect that differently."

Commissioner Ellis - "Yes."

County Manager Anderson - "I mean, it is an interesting notion to say you don't approve this, it has to return to the previous structure, costs don't increase, there is no salary action and we complete the study, but that would be radical."

Vice-Chairman Hausmann - "Well, and not only that but, I mean, if it's mandated that there's a stipend we're already paying the stipend to the State Court Clerk."

County Attorney Perkins-Hooker - "No. No, you're not. There's no payment for the State Court. It's only with the Superior Court Clerk."

Vice-Chairman Hausmann - "Oh. So there's no stipend if Magistrate was done by State Court."

County Attorney Perkins-Hooker - "Not a separate stipend just included in their salary."

Chairman Eaves - "Okay. I'm not sure we got the votes to go one way or the other."

Commissioner Ellis - "Well, actually I'll see the floor to Commissioner Morris and I want to listen to his comments and then I may come back in and ask a few more questions."

Commissioner Morris - "Well, I'm certainly no expert on this, because as many of you know I'm a recovering lawyer. I haven't practiced in 31 years. But I recall when the State enacted the law creating the Magistrate Court as a separate court and I sat down with a number of judges in 2014 about that as it was coming up in January, and at that point of course the Governor hadn't appointed the Chief Magistrate Court. But I started asking, well, is this new Magistrate Court going to be like a third court, like the Superior Court and the State Court with its own clerk and its own administration and it was pretty clear that yes, there was -- it was going to have to have that unless they figured out how to share it some. To me, this is a little bit of a stop gap. In a, you know, in an ideal world to me, there would be a clerk for all of those courts there and an administration group for all of those courts over there and they would all share it, but we're stuck. I mean, we didn't have anything to do with this law that created a separate Magistrates Court. And so, yes, the Magistrate's Court was part of the State Court and they shared all of that and they did it all together. Now, it's a separate court. It's got to have a clerk. We can either buy it a clerk or we can figure out something in this study that's going on. Or in the meantime, we can for a relatively low price, buy \$9,600-worth of the Clerk of Superior Court to do this which she's doing now. And, you know, it seems to me if by July 1st, if we do something else, it only cost us \$4800. That's not much. It seems to me we ought to follow the recommendation and go ahead and approve this and have the Magistrate in effect have a clerk in the form of some of the time of the Clerk of the Superior Court for a relatively modest price. I don't know if there's been a motion to approve, but and it may not have the votes, I'll go ahead and make the motion to approve it."

Chairman Eaves - "Commissioner Darnell."

Commissioner Darnell - "What I don't understand is the recommendation with respect to salary, and I'm sure that's because I'm not following it as closely as I should. If the Superior Court Clerk has assumed responsibilities, specifically Clerk responsibilities for the Magistrate Court, why can't the Superior Court Clerk Department submit to us a budget request to cover the cost of providing that extra service? Then I could handle it much better. If the Superior Court Clerk's Office is clearly assuming additional responsibilities why isn't the salary for the cost of providing the additional service rather than a salary supplement? I think that's what makes it complicated. Does anybody have the answer to that? Mr. Anderson, do you know?"

County Manager Anderson - "Is your question has there been a budget submission for taking on these additional duties?"

Commissioner Darnell - "I would recommend if the Superior Court Clerk Department has additional duties that were not considered in the budget, that they come in on

budget soundings and request additional funding for the cost of operating that additional function."

County Manager Anderson - "Yes, ma'am. So we have --."

Commissioner Darnell - "Would there be any reason they couldn't do that?"

County Manager Anderson - "None. And they have proposed to the staff a increase of 1.8 million."

Commissioner Darnell - "So you have that staff request?"

County Manager Anderson - "We have that. And we, Sharon and I have met with them, vetted that"

Commissioner Darnell - "That's coming in on soundings?"

County Manager Anderson - ". . . did some projections. We're trying --."

Commissioner Darnell - "You're looking at that?"

County Manager Anderson - "We're honestly trying to minimize that request. . . ."

Commissioner Darnell - "Sure."

County Manager Anderson - ". . . down to something until we complete this study before we recommend any --."

Commissioner Darnell - "Now, that part I understand as far as the request is concerned."

County Manager Anderson - "But there is a request. Now, honestly, I'm not sure that there is a salary --."

Commissioner Darnell - "But what I'm not getting is the link to salary. I keep hearing you talk about what about the mandate about State and so on. I don't get -- why are we talking about the Clerk's salary when she submitted a request for the cost of the additional staff?"

County Attorney Perkins-Hooker - "Okay. This is not with the operations of the court. It's on taking on the responsibility and the liability for the Clerk services. And so the Legislature said that if a Superior Court Clerk takes on those duties of Magistrate, then you're obligated to pay her a salary."

Commissioner Darnell - "Oh. The State said that?"

County Attorney Perkins-Hooker - "The State said that, and that's what I'm saying, she gets a stipend."

Commissioner Darnell - "Oh. The State said she has to have additional pay?"

County Attorney Perkins-Hooker - "That's correct."

Commissioner Darnell - "And what was that citation?"

County Attorney Perkins-Hooker - "That salary is a minimum of \$323.59. And then the like I said, an example that I gave was what was happening in Gwinnett which is their Superior Court Clerk is also taking --."

Commissioner Darnell - "No. I'm not talking about what's happening in Gwinnett."

County Attorney Perkins-Hooker - "That was the --."

Commissioner Darnell - "What is the specific State citation which says that the Superior Court's Clerk salary has to be adjusted when she takes on Clerk responsibilities for the Magistrate?"

County Attorney Perkins-Hooker - "And that's 15-10-105 and it's subpart b of the OCGA."

Commissioner Darnell - "Is that new legislation or that's -- it's been on the books awhile?"

County Attorney Perkins-Hooker - "It's been on the books since they created the Magistrate Court, separated it out and they gave that ability to have that happen to basically for smaller counties who can only afford one person, they got extra money for taking on the extra responsibilities."

Commissioner Darnell - "I think I have the answer to my question. I hear the County Attorney saying that the law, was State law requires us to increase the salary of the Superior Court Clerk because that department has taken on the Clerk responsibilities of the Magistrate."

County Attorney Perkins-Hooker - "That's --."

Commissioner Darnell - "Is that what I understood you to say?"

County Attorney Perkins-Hooker - "That's correct."

Commissioner Darnell - "All right. Thank you."

Chairman Eaves - "Commissioner Ellis."

Commissioner Ellis - "Okay. Possibly a rhetorical question, but -- so we have the administrative wherewithal to administer all these courts prior to this year at a lower cost than what we're talking about right now, but because of this State change, then we're saying that -- and this movement over of the Magistrate Court's administration into the Superior Court that we will need to fund that. But according to State law then that means we're going to have to increase the Superior Court Clerk's salary to 168,012. That's basically what -- that's basically what's going on here for transparency so people can kind of understand what's going on."

Chief Financial Officer Whitmore - "Yes, sir."

Commissioner Ellis - "Okay. All right."

Chairman Eaves - "Vice-Chairman."

Vice-Chairman Hausmann - "Yes. Thank you, Commissioner Ellis. So this -- and again, I'm just trying to understand this, and it's really not that much money but it is confusing and people do ask questions about this. So the function that was being performed in the State Court, I would like to know how much we were spending on that function previous to this arrangement. I don't have to know today. But I would like to know, Commissioner Ellis, if in fact it is an increase or a decrease, because it could conceivably be a decrease. Okay."

County Manager Anderson - "Now, you're talking about the function itself?"

Vice-Chairman Hausmann - "The function itself."

County Manager Anderson - "No. There's no decrease. We've got -- since this reorganization, we have 1.8 million from the Clerk of the Superior Court --."

Vice-Chairman Hausmann - "No, no. I'm just talking about the State. . . ."

County Manager Anderson - "Hold on."

Vice-Chairman Hausmann - ". . . Court, Magistrate."

County Manager Anderson - "Well, I'm just tell -- since this reorganization, stimulated by this reorganization, we have 1.8 million in additional expenses for the Clerk of Superior Court to assume this extra work, 1.2 million from the Magistrate Court for this plus the other needs, plus then another 485,000 from the Superior Court. I mean, I've never seen a reorganization that generated so much incremental expense for the same amount of work, and in incremental salary to oversee incremental expense."

Vice-Chairman Hausmann - "Did any of that shift out of State Court though?"

County Manager Anderson - "No. These are all incremental numbers. So this is post-shifting that did occur. So there was some shift from State Court to Superior Court."

Vice-Chairman Hausmann - "So it's over \$3 million, is that what I'm hearing you say?"

County Manager Anderson - "Yes."

Vice-Chairman Hausmann - "And there's -- we have no choice here?"

County Manager Anderson - "Well, no, you got plenty of -- you got a, you know, a choice that I've said all along which is just return this to the starting gate. That's the clearest choice you have. The secondary choice that we've been working is to try and minimize all these requests until such time that we complete this study. So take every action that we can either with overtime or temporaries to keep this thing basically afloat, keep annexes from being closed and press releases from being released. . . ."

Vice-Chairman Hausmann - "Right. Right."

County Manager Anderson - ". . . until such time that we get this study done. Hopefully, then with the insight to say an integrated structure overall, sensibly organized and managed would result in a lower cost, not increase cost."

Vice-Chairman Hausmann - "So the very next item is tied to this. Correct?"

County Manager Anderson - "Right."

Vice-Chairman Hausmann - "So I want to make sure that we're making the right decisions here. Perhaps, we should be talking about both of them together."

Chairman Eaves - "Well, that is a consideration. I think that a decision -- I think what the Attorney told us is something that I've very comfortable with. Whatever action we take today, which she says legally we should do, it can be undone as we progress on through this potential re-org that the Justice Partners or the Justice Reinvestment group is working on. I think that in terms of keeping folks engaged, particularly the Clerk, I see no downside of approving this at least for next several months if there's a need for a change. If there's no need for a change, we've made the decision now. So I just think we ought to just go ahead and do it. I don't see any downside in it. It's reversible if we deem necessary. Let's just go ahead and do it so that we can be at least in compliance of what the Attorney is recommending. In terms of the next item, Vice-Chairman, really we're just going to give an update on where we are with the MOU. What some of the key points of the MOU, including the court administration piece, or consolidation piece, so that was really all we were going to do for the next item, which is an update. We're going to have a formal document that the Attorney will review, that the Manager has drafted that will be shared with this Board, this body and the Justice Partners and then we will potentially take some action in April in terms of any sort of budgetary decisions."

Vice-Chairman Hausmann - Well, obviously, it's important to keep the court operations going while we're doing this review. You did mention very -- is there a sliding scale of some sort? Is it based on population?"

County Attorney Perkins-Hooker - "In actuality, Commissioners, in order to be conservative, I just took the State minimum, which is less than what Gwinnett pays, and that's the 323.59 a month. And what that would do, Commissioner Ellis, is increase her salary to only 162,295 if she made this for an entire year, it's \$3,883 rather than the amount that could be paid, you know, to Gwinnett. I just did it at the minimum. The Resolution before you is the minimum amount."

Commissioner Ellis - "So the -- okay. So the increase is what?"

County Attorney Perkins-Hooker - "The increase is \$3,883 if she does this all year. But it's a per-month fee."

Commissioner Ellis - "Okay."

County Attorney Perkins-Hooker - "And the total for over the year if added to her salary would be 162,295."

Commissioner Ellis - "Okay. Thank you for that clarification."

Vice-Chairman Hausmann - "Yes. And then, you know, since she is an elected official, this is an elected position, is it our -- in our purview, I mean, do we pay a certain amount and then the State requires a certain amount? Is that -- so when we're making this adjustment, I just want to make sure that, you know."

County Attorney Perkins-Hooker - "You're paying -- this is the State requirement -- required minimum for her taking on the additional duties as the Superior Court Clerk. Her salary is also set -- her base salary is set by statute as a relationship to the price of the salary of the judges, however, this is clearly intended in the statute to be an additional fee."

Vice-Chairman Hausmann - "Okay. All right. Do we have a motion at all?"

Chairman Eaves - "All right. Move approval. Is there a second?"

Vice-Chairman Hausmann - "Second."

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

Deputy Clerk Grier - "The vote is open to approve. And has everyone voted? That motion passes. Four yeas, zero nays."

Chairman Eaves - "All right. Thank you. Next item, please."

16-0264 Clerk to the Commission

COMMISSIONERS' ITEM - Discussion: Superior Court fiscal concerns involving pre-trial programs and other judicial services and innovations. (Eaves) (DISCUSSED)

Tonya Grier, Deputy Commission Clerk - "16-0264. Discussion: Superior Court fiscal concerns involving pre-trial programs and other judicial services and innovations. Sponsored by Chairman Eaves."

Chairman Eaves - "Chief Judge, thanks again for coming back. You made a very eloquent statement earlier and I appreciate all you're doing in terms of working with us and the County Manager. I mentioned briefly that there is the MOU that is being developed by Manager with input from the Chief Judge that will be finally reviewed by our legal team and then we'll ultimately be shared with the Justice Departments for their buy in and sign off. And then ultimately in April the MOU and any budgetary adjustments will be reviewed by this body first or through the soundings process the first Board meeting in April and then possible approval at the second Board meeting in April. The manager has been engaged, and so, again, Chief Judge, thank you for being here. If there's anything additional you want to say, along with the Manager -- it's just -- this is really just a brief update for those of you have been in conversations with the Chief Judge over the past several days and weeks."

Chief Judge Gail Tusan - "Well, in light of the last conversation, I'm a little concerned but in the spirit of what has been discussed, I simply am here to hopefully get a sense from your colleagues because I think it's a Commission Board decision that we are focused on trying to come up with the key essentials for remaining engaged with the understanding that you have accepted our position that we need the 5 million that was held back for purposes of operations. It's really that straight forward. I'm hoping that the MOU won't become a document that tries to anticipate all of the discussions that have yet to occur. But I know that the County Manager and team has put a lot of effort into scheduling meetings, and my sense from the Justice Partners is that we are at the table and intend to remain at the table, but the timing of the restoration of the funds through the April soundings really is a detail that we're still not negotiating. So I'm here to answer any questions that you may have. I'm trying to get a sense without a whole lot of eye contact with the Commissioners whether or not, you know, this is something that they're even aware of."

Chairman Eaves - "Well, again, I -- the sequence is -- I mean, we've had -- you've had conversation before some of the Commissioners, you've had conversations with me, you've had meetings and conversations with the County Manager, and so as a result of these conversations there is a plan that's in place right now where there's a document that is being drafted with input from you and the County Manager. The Attorney will review it and then after she reviews it then she's going to share it with you for your input, and then assuming that we're all on the same page, then it will be shared with the Board of Commissioners and then we'll have an opportunity to weigh in on it. But they haven't seen the document. But I have full --."

Judge Tusan - "Well -- I'm sorry."

Chairman Eaves - "Yes, I have full confidence that this Board, even with our good and appropriate questions that are being asked that we certainly want a win-win in terms of resources being available for the courts and your operations, et cetera, to be maintained but at the same time looking at ways we can enhance the delivery system of the old judicial operation. If there's a need for a reallocation of resources, we can do that, but also specifically in terms of the MOU, some of the court administrative consolidations. And there are one or two other things, then I'll potentially end it that I can't think of off the top of my head. But this document will be shared with this Board this week."

Judge Tusan - "All right. So the timing I think would be my ending point. The timing is important. The County Manager had proposed as I understood it that this document would have been in hands to review certainly by now, certainly by the end of the week, but the goal was to present it and have a discussion about it on Monday at, you know, the meeting of the steering committee. And so I'm just a little concerned through the slippage of time that this is going to end up being an MOU that will be presented, you know, toward the end of the discussions of the Justice Reinvestment Initiative, and that was not the point of this MOU, that that would have been a different agreement, consensus after discussion. This was to try to keep everyone in the discussion and to relieve the stress from the holdback of operations. So hopefully that is still the plan. That's what the conversation was and I'm not aware of that not being the goal, but as I said with each and every day, you know, time is passing and --."

Chairman Eaves - "I thought that your main concern was making sure that the fundings -- funds are available to continue operations."

Judge Tusan - "That is correct."

Chairman Eaves - "That's sort of the re-appropriation of the \$5 million."

Judge Tusan - "That's absolutely correct."

Chairman Eaves - "And so I'm saying --."

Judge Tusan - "And that was supposed to be April."

Chairman Eaves - "Yes."

Judge Tusan - "Okay."

Chairman Eaves - "And I'm saying that that document and that plan -- that document will be shared with this Board this week. Now there's a process that we have directed in terms of the development of the plan or the MOU, memorandum of understanding, the Attorney reviewing it, sharing it with you and then it will be shared with everybody."

Judge Tusan - "Okay. All right."

Chairman Eaves - "I'm confident in the sequence."

Judge Tusan - "Okay."

Chairman Eaves - "I don't -- I think the way that we've worked it out based on the previous conversations and meetings that we've had the sequence is going to work out in terms of this Board getting it at the appropriate time, looking at it and then we as a body will review it through our typical soundings process which is a two-step process versus a sounding or sort of our first reading, and then the action is the second."

Judge Tusan - "All right. Very good. Thank you. Have a good afternoon."

Chairman Eaves - "Thank you, Chief Judge. Commissioner Ellis followed by Commissioner Darnell."

Commissioner Ellis - "Just a couple of questions and just some stuff, and I think -- certainly I think everybody on this Board of Commissioners has a desire to work with the court. And it being a collaborative fashion, I do think in terms of a lot of the budgetary pieces of things, we have a Finance team, we have a County Management team and I think it's -- rather than have a lot of triangulated conversations, I think it's important that the courts work with our budget Commission and our Finance team and our County Manager. And I would encourage that to take place as opposed to multiple triangulated conversations. I think it's -- I think it reaches a point where it gets unhealthy when we get too far down that path. But just another thing just for the -- because I've read some of the -- and I'm fully aware of all of the issues that play here. I can read, I know what our budget was. And I just want to clarify this and just sort of share with whoever may be listening in, you know, with the public in this late hour, just from our Finance team, our justice budget for 2015 that we initially approved was what? Is it roughly like 223.4 million dollars?"

County Manager Anderson - "Yes. 223 million."

Commissioner Ellis - "Okay. And that was \$7.7 million more than our 2015 actual expenses?"

County Manager Anderson - "That's correct."

Commissioner Ellis - "Okay. So I just -- I just want to put that out there for, you know, in the public domain that a lot of the stuff that has been promulgated appears that there's this great crisis that we are whacking and taking cuts to the court system, and that's not the case. You know, I think that there's -- we can clearly have this dialogue and we should have this dialogue around kind of getting to a happy medium and continuing on, but supplying information first to the media before you come to us and have a discussion about it, I just don't think it's necessarily a great practice. That may

be just me but we've got sort of a pattern of this and I just hope that we can end it here. And I hope that we can come up with a good MOU, I'm confident that we can. I'm not going to be one to sit here and stand in the way of it, because I think we have, you know, smart people that can sit here and come up with a reasonable operating framework that accomplishes what we need to do from an operation standpoint and what we're looking to do with the Justice Reinvestment initiative. And I would just ask with the courtesy of that that, you know, that we have that type of collegial discussion, and that it take place between our management teams and our Budget Commission, and that that be where it rests and that we reach some sort of agreement that way. And I know there's been a lot of dialogue. And I've been somewhat confused because I thought we had agreement on this about two or three times and then, you know, I see some email or I see some news article that suggests something differently. So I've been kind of -- it's kind of thrown me for a loop, you know, when some of these things just sort of pop out in the public domain for -- and it seems like any time that anything's raised it's like we're going to attack something that's going to create some sort of massive crisis in our justice system when indeed, you know, the level of funding that we're talking about is more than we actually spent in 2015. So I don't know. I just hope we can kind of keep the discussions real and collegial and come up with a good happy, working medium which I'm confident that we can and hopefully that we can resolve at that first meeting in April, and we can also achieve some great things down the road in terms of Justice Reinvestment initiative, which I think will be beneficial to all of our citizens. Thanks."

Chairman Eaves - "I think that even though there was some degree of consternation that may have come up today, I think -- I'm optimistic, Chief Judge Tusan I think that there were some noteworthy things that happened today whether it was approving the Superior Court Clerk with the Magistrate, providing that function to the Magistrate Court, but also in terms of some of the actions we took today with the approval of two -- the vendors the Justice Management Institute and the Morehouse School of Medicine, which I think are going to be an incredibly valuable resources in terms of us improving, further improving our criminal justice delivery system, and we're committed, I'm committed to working with our Justice Partners towards an even better outcome. And so even though there was some consternation raised today, I'm -- I remain optimistic and willing to partner with our Justice Partners."

Commissioner Darnell - "Just a quick question for information. Do I understand that the agreement, the informal agreement that has been developed between the court and your office and staff will be presented to the Commission at some time for us?"

Chairman Eaves - "Yes. It will be provided first as a written document"

Commissioner Darnell - "Yes."

Chairman Eaves - ". . . to the Board, what's today, Wednesday, maybe by the end of this week. We're going to share it first with the Chief Judge. It currently is somewhere

between the Manager and the Attorney's Office, but it will come before us and then we will take action on the funding aspect of it in April."

Commissioner Darnell - "Your plan is to -- for the Board to take action at the next meeting?"

Chairman Eaves - "No. It would be part of the sounding process in April."

Commissioner Darnell - "Oh, yes."

Chairman Eaves - "The first week in April. The first meeting in April."

Commissioner Darnell - "All right."

Chairman Eaves - "And then the second meeting in April there will be a potential action."

Commissioner Darnell - "All right. That's fine. I don't know if whether or not we -- well, I'll need to find out, apparently there is a crisis. Somebody considers it to be a crisis in the court system, the reason we're considering a soundings apparently. And it was my understanding that evidence supported the conclusion that the pre-trial program was at risk, and that was the basis for some of the discussions. Was that -- am I correct about that?"

Chairman Eaves - "I think -- yes."

Commissioner Darnell - "The pre-trial program was supposed to have been at risk. Right?"

Chairman Eaves - "That's what we -- yes."

Commissioner Ellis - "We were going to be --."

Commissioner Darnell - "Yes. And I think -- that was my concern."

Commissioner Ellis - "That it would be forced upon us."

Commissioner Darnell - "I was very pleased to hear the discussion were taking place because that program is vital. I just want to say that we have a couple of other programs that are at risk. I'm glad to know what the schedule is because I'll have to be talking with you all. We have a serious situation. I have pockets -- I have pockets in my District that are without police protection, period. They can't do it. They can't do it. There's no need to call them if they break into your house, they can't make it, 1.6 per 1,000 is what they have. The minimum national standard is two-point patrol officers for every thousand. Safety. Who are our safety folks? All People are Safe. In these few pockets that we have because of the way that my District is organized, there is no police

protection. They may try all they want to. They can't do it. We have a crisis. We have a crisis in Aging, the quality of service is going down at all -- it says going down at all of these centers. Yes. We will be back, Mr. Ellis, because it's the people's money and not yours. We will be back. When this other budget amendment comes in, and make the case -- I know we have to make the case. We have a crisis in the senior multi-purpose centers and in the Police Services Department. People are paying too many taxes not to have police protection. These people have worked for years. We're not going to bring our senior services down to where it is in some counties where you go in and get a meal and do a quilt. So I'm glad to know what the budget amendment schedule will be because we're going to try to make a case. We represent people. It's not your money. It's their money. It's not Emma Darnell's money and it's not Bob Ellis' money. It's your money. And we're going to decide together whether or not I've made the case."

Chairman Eaves - "All right. We got --."

Commissioner Darnell - "Oh, there he is. He hasn't gone yet. All right. Thank you."

Chairman Eaves - "Commissioner Morris, you have the final word today."

Commissioner Morris - "Well, I hesitate to even say that especially now that the Judge has left. But I just find it fascinating that -- I mean, this whole -- I've said it before and people ask me the differences at the County. One of the great big differences is the separately elected constitutional officers. That we have the power of the purse strings over them, but we can't tell them how to run their thing. And if they do think that they can't do the pre-trial program with the resources, then we do have a crisis it seems to me. And I think we have to respect their -- their thoughts and opinions and expertise on that. So but I appreciate your comments, Commissioner Ellis. It's great when we have some good thoughtful logical discussions outside of the press, and I hope we continue those. I hope you all do some great work, County Manager and others with respect to this. And -- but it is fascinating this dynamic. And again, as I said earlier, in an ideal world we have a single clerk and a single administration, but if those separately elected constitutional officers won't have it that way, then we got to figure out something else. So I trust that we will because it has to be that way."

16-0265 Clerk to the Commission
REGION III EMS COUNCIL (APPROVED)

The Bylaws of the Region III Emergency Medical Services (EMS) Council requires that its members be appointed by County Commissioners and must constitute a minimum of two-thirds of the voting membership. Council members serve terms of appointment of four years.

Chairman Eaves has nominated Mr. Kenneth J. Simpson (Rural/Metro Ambulance) for a Full Board reappointment.

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

The motion passed by the following vote:

Yeas:	4 - Eaves, Ellis, Morris, Darnell
Did not vote:	1 - Hausmann
Absent:	2 - Garner, Arrington

Chairman Eaves - "Deputy Clerk, is that it?"

Tonya Grier, Deputy Commission Clerk - "We have one last item, it's the full Board appointment, the add-on. **#16-0265**. Region III EMS Council. Chairman Eaves has nominated Mr. Kenneth J. Simpson for a Full Board reappointment."

Chairman Eaves - "All right. Move approval. Is there --."

Commissioner Ellis - "Second."

Deputy Clerk Grier - "The vote is open. And that motion is approved. Four yeas, zero nays."

Chairman Eaves - "Commissioner Darnell wants to put the motion on the floor to adjourn the meeting."

Commissioner Darnell - "No. I was going to ask for an extension --."

Chairman Eaves - "Meeting adjourned, colleagues."

ADJOURNMENT

There being no further business, the meeting adjourned at 4:52 p.m.

Respectfully submitted,

Mark Massey, Clerk to the Commission

Tonya R. Grier, Chief Deputy Clerk

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