

**FULTON COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING**

January 04, 2023  
10:00 AM



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



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## **POST AGENDA MINUTES**

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

**Scheduled date for ratification: January 18, 2023**

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**CALL TO ORDER:** Chairman Robert L. Pitts **10:04 a.m.**

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

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

**INVOCATION:** Reverend Clifton Dawkins, Jr., County Chaplain

**PLEDGE OF ALLEGIANCE:** Recite in unison

### **ANNOUNCEMENTS**

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

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

**CONSENT AGENDA**

**23-0001 Board of Commissioners**

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

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

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

**Did Not Vote:** Arrington

**23-0002 Board of Commissioners**

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

Proclamation recognizing "Terrence R. Dortch Remembrance Day."  
**(Abdur-Rahman)**  
December 23, 2022

**Commissioners' District Board Appointments**

**23-0003 Board of Commissioners**

FULTON-DEKALB HOSPITAL AUTHORITY D/B/A GRADY HEALTH SYSTEM  
**(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Consists of ten (10) trustees (members). The Board of Commissioners of Fulton County appoints seven (7) trustees (members) and the Board of Commissioners of DeKalb County appoints three (3). (See Fulton County Code § 13-2-11). The Fulton County Code does not prescribe the method of appointment; however, historically, each Commissioner has appointed one person to serve.

Term = 4 years

Terms below expire: 12/31/2022  
Bernie Tokarz **(Hausmann)**  
Kathryn Flowers **(Pitts)**

**Chairman Pitts nominated Kathryn Flowers for a District reappointment to a term ending December 31, 2026.**

**23-0004 Board of Commissioners**  
**FULTON COUNTY ARTS COUNCIL (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

The Arts Council shall be composed of fifteen (15) residents of the county. Initially, each member of the board of commissioners shall appoint two persons to serve on the council, one person to serve for a one-year term and one person to serve a two-year term. No term of any member shall extend beyond the term of the District Commissioner who appointed the member to serve on the Arts Council Board; thereafter, each year, each member of the board of commissioners shall appoint one member for a two-year term. Each member may continue to serve beyond his/her term until replaced. The chairman of the Arts Council shall be appointed to a two-year term by a majority vote of the board of commissioners. The council shall elect a vice-chairman and a secretary from its membership.

Term = 2 years

Terms below expire: 12/31/2022

Onaje Henderson (**Hall**)

Jan Collins (**Ellis**)

Joan Compton (**Hausmann**)

Marie Willsey (**Hausmann**)

Catherine Fox (**Morris**)

Sadie Talmadge (**Morris**)

Sandra De Shields Hightower (**Abdur-Rahman**)

Brandon A. Tonge (**Abdur-Rahman**)

Melissa Mitchell (**Pitts**)

**Commissioner Ellis nominated Linda Bain to replace Jan Collins for a District appointment to a term ending December 31, 2024.**

**23-0005 Board of Commissioners  
FULTON COUNTY ARTS COUNCIL (APPROVED UPON ADOPTION OF THE  
CONSENT AGENDA)**

Term = 2 years

Terms below expire: 12/31/2022

Onaje Henderson (**Hall**)

Jan Collins (**Ellis**)

Joan Compton (**Hausmann**)

Marie Willsey (**Hausmann**)

Catherine Fox (**Morris**)

Sadie Talmadge (**Morris**)

Sandra De Shields Hightower (**Abdur-Rahman**)

Brandon A. Tonge (**Abdur-Rahman**)

Melissa Mitchell (**Pitts**)

**Chairman Pitts nominated Nikki Davis Crump to replace Melissa Mitchell for a District appointment to a term ending December 31, 2024.**

**23-0006 Board of Commissioners  
LIBRARY BOARD OF TRUSTEES (APPROVED UPON ADOPTION OF THE  
CONSENT AGENDA)**

Pursuant to House Bill 595 (2015), there shall be seven Fulton County appointed members, with one such member appointed by each member of the Board of Commissioners of Fulton County.

Term = Each member of the board of trustees appointed by a member of the board of commissioners shall serve at the pleasure of the appointing member of the Board of Commissioners and for the same term as the Commissioner making such appointment.

Terms below expire: 12/31/2022

Joseph Piontek (**Hausmann**)

Nina Radkovich (**Morris**)

Linda Jordan (**Pitts**)

**Chairman Pitts nominated Linda Jordan for a District reappointment to a term ending December 31, 2026.**

**Arts and Libraries**

**23-0007 Library**

Request approval to accept the Mellon Foundation Grant in an amount not to exceed \$2,000,000.00. The use of this grant is for a 48-month period to support the Auburn Ave. Research Library with a concentration in collection processing, digitization and outreach engagement activities. First payment of 1 million will be sent upon signed signature from the BOC. The second payment will be sent in December of 2023. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

**23-0008 Library**

Request approval to accept the GPLS PRIME TIME Family Reading Time LSTA mini-grant in an amount not to exceed \$6,125.00 at the Southeast library branch and an amount not to exceed \$8,125.00 at the Mechanicsville branch for a total amount not to exceed \$14,250.00. The grant period for PRIME TIME is December 1, 2022, to May 12, 2023. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

**Health and Human Services**

**23-0009 Department for HIV Elimination**

Request approval to amend existing contracts to increase the spending authority of “Ending the HIV Epidemic” grant subrecipients pursuant to the Health Resources and Services Administration award UT8HA3393 in the amount of \$510,000.00 per year, in fiscal years 2022 through 2024, subject to Federal funding. Contracts are 100% grant funded with no Fulton County match. Request authorization for the Chairman to execute contracts with selected subrecipients. To protect the interest of the County, the County Attorney is authorized to approve the contracts as to form and substance and make any necessary modifications thereto prior to execution by the Chair. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

**REGULAR MEETING AGENDA**

**23-0010 Board of Commissioners**

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

A motion was made by Commissioner Hall and seconded by Commissioner Barrett, to approve the Regular meeting Agenda as amended by moving up items #22-1003 and #23-0021 as requested by Vice-Chairman Ellis; and adding item #23-0023 with a super majority vote. The motion passed by the following vote:

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

**23-0011 Board of Commissioners**

Appointment of the Vice-Chairman.

Appointment of the Vice-Chairman of the Fulton County Board of Commissioners for a one-year term, in accordance to the current Fulton County Code § 101-36 (b), amended by the Board on October 20, 2021 (Item #21-0839). **(APPROVED)**

A motion was made by Commissioner Arrington and seconded by Commissioner Hall, to nominate Commissioner Ellis as Vice-Chairman of the Fulton County Board of Commissioners.. The motion passed by the following vote:

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

**23-0012 Clerk to the Commission**Ratification of Minutes. **(RATIFIED)**

Regular Meeting Minutes, December 7, 2022

Recess Meeting Post Agenda Minutes, December 21, 2022

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

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

**Did Not Vote:** Pitts

**23-0013 Board of Commissioners**Presentation of Proclamations and Certificates. **(PRESENTED)**

Proclamation recognizing "Medical Examiner's Accreditation Appreciation Day."  
**(Hall)**

Proclamation recognizing "Human Trafficking Awareness Month."  
**(Abdur-Rahman)**

**PUBLIC HEARINGS****23-0014 Board of Commissioners**

Public Comment - Citizens are allowed to voice County related opinions, concerns, requests, etc. during the Public Comment portion of the Commission meeting. **Priority for public comment will be given to Fulton County citizens and those individuals representing businesses or organizations located within Fulton County, including their employees, whether such persons are commenting in-person, via emails or via Zoom or other electronic media (i.e., phone call). Non-Fulton County citizens will only be heard after all in-person Fulton County citizens, representatives of business and organizations located within Fulton County, including their employees, have been heard and the time allotted for public comment has not expired, except as otherwise provided in this code section. County staff shall verify the residency of each public speaker prior to such person being heard by the board. Speakers will be granted up to two minutes each. Members of the public will not be allowed to yield or donate time to other speakers. The Public Comment portion of the meeting will not exceed 30 minutes at the Regular Meeting, nor will this portion exceed thirty minutes at the Recess Meeting.** In the event the 30-minute time limit is reached prior to public comments being completed, public comment will be suspended and the business portion of the BOC meeting will commence. Public comment will resume at the end of the meeting. Similarly, written comments (that were timely submitted) not previously read, may be read at the end of the meeting. For more information or to arrange a speaking date, contact the Clerk's Office. **(CONDUCTED)**

**11 Speakers: Malik Hakeem (Funding/Sadie G. Mays); Jason Frazier (Elections); Lucia Frazier (Item #23-0015); Charmaine Minniefield (Funding/Praise House); Donna Watts-Nunn (Arts Funding/Hammonds House Museum); Ravi Windom (Arts Funding); Dr. Alon Holliday (Arts/Youth Funding); Leatrice Ellzy (Arts Funding/Hammonds House Museum); Michele Taylor-Willis (Arts Funding); Robert Thompson (Arts Funding/Hammonds House Museum) and Lydia Kimbrough (Arts Funding/Hammonds House Museum)**

**7 Zoom Speakers: Ben Howard (Senior Services); Susan Ross (Arts Funding/Hammonds House Museum); Masud Olufani (Arts Funding/Hammonds House Museum); W. Imara Canady (Arts Funding/Hammonds House Museum); Radhika Tulpule (Animal Shelter/Lifeline); Robbie Canban (Animal Shelter/Lifeline) and Lydia Meredith (Department of Family & Children Services)**

**COUNTY MANAGER'S ITEMS**

**Open & Responsible Government**

**23-0015 Finance**

Review and approval of the FY2023 Final Adopted Budget and FY2023 Budget Resolution. **(DISCUSSED)**

**Health and Human Services**

**23-0016 Public Works**

Request approval of the lowest responsible bidder - Department of Public Works, 22ITBC077A-KM, Landscaping Restoration Services in an amount not to exceed \$131,923.00 with Ed Castro Landscaping, Inc. (Roswell, GA), to provide landscaping restoration services effective January 1, 2023, through December 31, 2023 with two renewal options. **(APPROVED)**

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

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

**23-0017 Public Works**

Request approval of an Intergovernmental Agreement (IGA) between Fulton County and the City of Johns Creek, GA for water main relocations associated with the road improvements to Haynes Bridge Road Widening Project in the City of Johns Creek, GA, in an estimated amount of \$1,235,675.00. **(APPROVED)**

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

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

**COMMISSIONERS' ACTION ITEMS**

**23-0018 Board of Commissioners**

Request approval of a Resolution by the Fulton County Board of Commissioners in Observance of the 94th Birthday of the Reverend Dr. Martin Luther King Jr. **(Abdur-Rahman) (APPROVED)**

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

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



**23-0019 Board of Commissioners**

Request approval of a Resolution approving a Memorandum of Understanding between Fulton County, Georgia and Core Community Organized Relief Effort ("CORE"), a non-profit, for the use of County warehouse and office space in exchange for in-kind services to Fulton County; authorizing the Chairman to execute the Memorandum of Understanding; authorizing the County Attorney to approve the Memorandum of Understanding as to form and to make necessary changes thereto prior to execution; and for other purposes. **(Pitts) (APPROVED)**

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

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

**23-0020 Board of Commissioners**

Request approval of an Ordinance to amend Chapter 101 (General provisions and County Governing Authority), Division 2 (Rules of Order and Procedure), Section 101-72 (Executive Session) of the Fulton County Code of Ordinances to further safeguard and prevent the disclosure of confidential Executive Session discussions and to provide penalties for any violation; and for other purposes. **(Pitts) (APPROVED AS AMENDED)**

Commissioner Barrett requested to remove the language "but not limited to". Chairman Pitts accepted the request as a friendly amendment.

Chairman Pitts made a request to remove the language "up to" a \$1,000 fine.

Vice-Chairman Ellis made a friendly amendment to remove the monetary penalty from the language. Chairman Pitts did not accept the friendly amendment.

A motion was made by Commissioner Abdur-Rahman and seconded by Commissioner Hall, to approve as amended. The motion passed by the following vote:

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

**Nay:** Ellis, and Arrington

**COUNTY MANAGER'S PRESENTATION AND DISCUSSION ITEMS****Justice and Safety****23-0021 Sheriff**

Discussion: Fulton County Sheriff Labat - FY2023 proposed budget  
**(DISCUSSED)**

**COMMISSIONERS' PRESENTATION AND DISCUSSION ITEMS****22-1003 Board of Commissioners**

Discussion: Magistrate Court Clerk and Staff Positions **(Pitts) (HELD ON 12/21/22) (DISCUSSED)**

**22-1004 Board of Commissioners**

Discussion: Boards, Authorities, Commissions and Task Forces **(Pitts) (HELD ON 12/21/22) (DISCUSSED)**

**EXECUTIVE SESSION****23-0022 Board of Commissioners**

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

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

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

b. A motion was made by Commissioner Abdur-Rahman and seconded by Vice-Chairman Ellis, to approve the request for representation in item #1 as discussed in Executive Session. The motion passed by the following vote:

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

**ADDED TO THE MEETING****Items Added to the Agenda****23-0023 Real Estate and Asset Management**

Discussion: County Facility Update **(DISCUSSED)**

A motion was made by Commissioner Hall and seconded by Commissioner Abdur-Rahman, to approve adding item #23-0023 to the Regular Meeting Agenda. The motion passed by the following vote:

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

**ADJOURNMENT**

There being no further business, the meeting adjourned at 3:28 p.m.