

**FULTON COUNTY BOARD OF COMMISSIONERS
RECESS MEETING**

November 15, 2023

10:00 AM



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



POST AGENDA MINUTES

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

Scheduled date for ratification: December 6, 2023

CALL TO ORDER: Chairman Robert L. Pitts **10:01 a.m.**

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

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

INVOCATION: Reverend Clifton Dawkins, Jr., County Chaplain

PLEDGE OF ALLEGIANCE: Recite in unison

ANNOUNCEMENTS

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

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

CONSENT AGENDA

23-0796 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 Recess Meeting Agenda for separate consideration. **(ADOPTED AS AMENDED)**

A motion was made by Vice-Chairman Ellis and seconded by Commissioner Barrett, to adopt as amended by removing item #23-0810 for separate consideration as requested by Commissioner Thorne. The motion passed by the following vote:

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

Absent: Hall

Did Not Vote: Arrington

23-0797 Board of Commissioners

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

Proclamation recognizing "Lou Gossett, Jr. Appreciation Day." **(Pitts)**
November 4, 2023

Proclamation recognizing "Georgia Military Veterans Hall of Fame Appreciation Day." **(Pitts)**
November 4, 2023

Proclamation recognizing "Shrine of the Immaculate Conception Appreciation Day." **(Pitts)**
November 5, 2023

Proclamation recognizing "Operation Green Light for Veterans Appreciation Day." **(Thorne/Abdur-Rahman)**
November 6, 2023

Proclamation recognizing "Student Leadership Johns Creek Appreciation Day." **(Thorne)**
November 9, 2023

Proclamation recognizing "Alpharetta High School Girls Volleyball Championship Team Appreciation Day." **(Thorne/Pitts)**
November 9, 2023

Proclamation recognizing "Bone Crusher Appreciation Day." **(Hall)**
November 11, 2023

Proclamation recognizing “Joseph L. “Jerry” Moore Appreciation Day.”
(Abdur-Rahman)
November 11, 2023

Proclamation recognizing “Elgintine Dudley Appreciation Day.” **(Hall)**
November 12, 2023

Proclamation recognizing “Transitioning Our Heroes Appreciation Day.” **(Hall)**
November 13, 2023

Proclamation recognizing “South Fulton Retired Educators Appreciation Day.”
(Arrington)
November 16, 2023

Commissioners' District Board Appointments

23-0798

Board of Commissioners

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

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

Term = 2 Years/3 Years

Term below expires: 12/31/2023

Laurel-Ann Dooley **(Hall)**

Commissioner Hall nominated Laurel-Ann Dooley for a District reappointment to an unexpired term ending December 31, 2026.

**23-0799 Board of Commissioners
FULTON COUNTY REPARATIONS TASK FORCE (APPROVED UPON
ADOPTION OF THE CONSENT AGENDA)**

The Reparations Task Force shall have the following members: Each Commissioner shall appoint two (2) members, for a total of 14 members. Each member shall be a resident of Fulton County at the time of the appointment. A member shall serve for a two-year term and subject to removal by the appointing Commissioner for cause. No member's term shall exceed that of the appointing Commissioner but shall remain as a voting member until replaced or reappointed by the successive Commissioner.

Term = 2 Years

Term below expires: 12/31/2023
Karcheik Sims-Alvarado (Hall)

Commissioner Hall nominated Karcheik Sims-Alvarado for a District reappointment to a term ending December 31, 2025.

**23-0800 Board of Commissioners
COMMISSION ON DISABILITY AFFAIRS (APPROVED UPON ADOPTION OF
THE CONSENT AGENDA)**

The Commission on Disability Affairs shall consist of a total of sixteen (16) members to serve staggered two (2) year terms and appointed as follows:

Each member of the Board of Commissioners shall appoint two (2) members; one of them said appointees shall have an initial term, of one (1) year; No term of any member shall extend beyond the term of the District Commissioner who appointed the member to serve on the Commission for Disability Affairs; The Commission on Disability Affairs shall appoint two (2) members, who receive the consent of the majority of the members of the Commission on Disability Affairs and one (1) of the appointees shall have an initial term of one (1) year.

The Commission on Disability Affairs appointees shall be made for the purpose of maintaining diversity.

Term = Staggered two (2) year terms

Term below expired: 12/31/2022
Kenneth Haider-Bardill (Hall)

Commissioner Hall nominated Elaine Osby for a District appointment to a term ending December 31, 2024.

**Development Authority of Fulton County TEFRA
(Tax Equity Fiscal Responsibility Act)**

23-0801 Board of Commissioners

Execution by Chairman Robert L. Pitts of a TEFRA (Tax Equity Fiscal Responsibility Act) for documentation pertaining to the proposed issuance of its Development Authority of Fulton County Georgia Tech Facilities Revenue Bonds, Series 2024, in an amount not to exceed \$65,000,000.00 (the "Bonds").
(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

Open & Responsible Government

23-0802 Human Resources Management

Request approval to renew an existing Independent Contractor Agreement between Fulton County and E. Anthony Daniels, P.C., to provide legal counsel/representation to the Grievance Review Committee in the amount of \$35,098.00. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2024 through December 31, 2024.
(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

23-0803 Finance

Ratification of October 2023 Grants Activity Report. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Arts and Libraries

23-0804 Library

Request approval to renew an existing contract - Fulton County Library System - 22ITB0210B-EC, Shelf-Ready Foreign Language Books for Adults in the amount of \$36,520.00 with Multi-Cultural Books and Video (Madison Heights, MI) to provide foreign language books in multiple languages to all 34 library locations. This action exercises the second of three renewal options. One renewal option remains. Effective dates: January 1, 2024, to December 31, 2024. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

23-0805 Library

Request approval of a Resolution to accept the donation of an outdoor bench honoring former Roswell board volunteer member David James Lyon. Mr. Lyon has been a permanent fixture in the Roswell community working on development projects such as Southern Post and City Green. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Health and Human Services

23-0806 Department for HIV Elimination

Request approval of a Business Associate Agreement between Fulton County and CAI for the sharing of Protected Health Information. To protect the interest of the County, the County Attorney is authorized to approve the Business Associate Agreements as to form and substance and make any necessary modifications thereto prior to execution by the Chair. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Infrastructure and Economic Development**23-0807 Real Estate and Asset Management**

Request approval of a Sewer Easement Dedication of 9,755 square feet to Fulton County, a political subdivision of the State of Georgia, from Pulte Home Company, LLC for the purpose of constructing the Briar Creek Subdivision Project at 0 Butner Road, South Fulton, Georgia 30349. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

23-0808 Real Estate and Asset Management

Request approval of a Resolution approving a first amendment to a lease agreement between Fulton County, Georgia (Landlord), and Comcast Cable Communications, LLC (tenant) for the purpose of extending the lease term at 10735 Jones Bridge Road, Alpharetta, Georgia 30202; to authorize the Chairman to execute the First Amendment to Lease Agreement and related documents; to authorize the County Attorney to approve the First Amendment to Lease Agreement as to form to make modifications thereto to protect the interests of Fulton County; and for other purposes. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

23-0809 Real Estate and Asset Management

Request approval of a Sewer Easement Dedication of 16,044 square feet to Fulton County, a political subdivision of the State of Georgia, from Stonewall Tell Home Builders, Inc., for the purpose of constructing the Sandtown Falls Phase 2 Project at 0 Campbellton Road, South Fulton, Georgia 30331. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Justice and Safety

23-0810 District Attorney

Request approval to process outstanding and current invoices via purchase order, District Attorney, in the amount of \$79,234.26 with H&M Development and Management, LLC dba Decatur Atlanta Printing (Decatur, GA) for providing printing services for the preparation and operation of materials for the Office of the District Attorney. Effective upon BOC approval. **(APPROVED)**

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER THORNE

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

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

Absent: Barrett

Did Not Vote: Pitts

RECESS MEETING AGENDA

23-0811 Board of Commissioners

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

a. A motion was made by Commissioner Abdur-Rahman and seconded by Commissioner Barrett, to adopt as amended by moving up items #23-0788 as requested by Commissioner Barrett, #23-0832, #23-0779 as requested by Chairman Pitts; removing item #23-0833 as requested by Commissioner Arrington; adding item #23-0839 to the Recess Meeting Agenda with a super majority vote and moving it up as requested by Commissioner Thorne . The motion passed by the following vote:

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

Nay: Arrington

Did Not Vote: Hall

b. A motion was made by Commissioner Arrington to remove item #23-0833 from the Recess Meeting Agenda.

Motion failed for a lack of a second.

23-0812 Clerk to the Commission

Ratification of Minutes. **(RATIFIED)**

Recess Meeting Minutes, October 18, 2023

Regular Meeting Post Agenda Minutes, November 1, 2023

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

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

Absent: Hall

Did Not Vote: Pitts, and Arrington

23-0813 Board of Commissioners

Presentation of Proclamations and Certificates. **(PRESENTED)**

Proclamation recognizing “Pancreatic Cancer Awareness Month.” **(BOC)**

Proclamation recognizing “Hammonds House 35th Anniversary Appreciation Day.” **(Hall/Arrington/BOC)**

Proclamation recognizing “Heaven Billboard #1 Gospel Airplay Appreciation Day.” **(Arrington)**

Proclamation recognizing “Coy Dumas, Jr. Appreciation Day.” **(Abdur-Rahman)**

PUBLIC HEARINGS**23-0814 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)**

41 Speakers: Deirdre Orange (Salary Increase); Dustin Rutledge (Salary Increase); Mekeal Hadley (Salary Increase); Jennifer Bell (Salary Increase); Shane Johnson (Salary Increase); Robert Thompson (Arts Funding); Darius Bowdry (Business Funding); Prophet Curtis Martin Hairston (Homelessness); Julie Allen (Item #23-0839); Lee Foster (Arts Funding); Stephanie Owens (Arts Funding); Oronike Odeleye (Arts Funding); James Caldwell (Arts Funding); Rachel May (Arts Funding); Rodney J. Simpson (Arts Funding); Natasha Rice (Arts Funding); RA Bivins (Arts Funding); Malika Garrett (Arts Funding); Anne Dennington (Arts Funding); Joseph Wilson (Property Taxes); Jennifer Dobbs (Arts Funding); Leonard Morrow (Removal of Member); Lolita Grant (Removal of Member); Barbara Duffy (Removal of Member); Tanray Garcia (Removal of Member); Hank Harper (Removal of Member); Andy Patterson (Removal of Member); Debra Allen (Removal of Member); Antavius Weems (Removal of Member); Michael Collins (Fulton County Jail); Donna Nunn (Arts Funding); Collins Desselle (Arts Funding); Tiffany Felix (Arts Funding); W. Imara Canady (Arts Funding); Doree Henry (Arts Funding); Kathleen Bertrand (Arts Funding); Waverly T. Lucas II (Arts Funding); Amari Franklin (Arts Funding); Ficara Akins (Arts Culture); Dr. Aduke Aremu (Arts Funding) and Kenya Mitchell (Arts Funding)

2 Emailed Comments: Steve Kramer (The Library System) and Ivan Crosling (Retention Ponds)

COUNTY MANAGER'S RENEWAL ITEMS

Arts and Libraries

23-0815 Library

Request approval to renew an existing contract - Library, 21RFP0210B-EC Shelf-Ready Books for Shelf-Ready Books for Adults with Baker and Taylor, LLC, (Charlotte, NC) in the amount not to exceed \$800,000.00 with Baker and Taylor Inc to provide adult, young adult, and children's books, and adult best-selling lease books. Effective January 1, 2024 to December 31, 2024. This action exercises the third of four renewal options. One renewal option remains. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve items #23-0815 through #23-0821. The motion passed by the following vote:

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

Abstain: Arrington

23-0816 Library

Request approval to renew an existing contract in the amount of \$203,450.00 between the University of Georgia Cooperative Extension and the Fulton County Board of Commissioners to continue to provide research-based education in the areas of Agriculture and Natural Resources, Family and Consumer Sciences, 4-H and Youth Development to Fulton County citizens. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve items #23-0815 through #23-0821. The motion passed by the following vote:

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

Abstain: Arrington

Health and Human Services

23-0817 Public Works

Request approval to renew an existing contract - Department of Public Works, 22RFP134460K-JAJ Professional Services for Airport Consulting and Engineering Services Design/Engineering/Construction in the amount of \$715,000.00 for the Fulton County Executive Airport - Charlie Brown Field with Michael Baker International to provide design, engineering and construction inspection services for updating, modifying and implementing the Capital Improvement Plan at Fulton County Executive Airport - Charlie Brown Field. This action exercises the first of four renewal options. Three renewal options remain. Effective dates: January 1, 2024, through December 31, 2024. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve items #23-0815 through #23-0821. The motion passed by the following vote:

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

Abstain: Arrington

23-0818 Public Works

Request approval to renew an existing contract - Department of Public Works, 22ITB075A-KM, Sewer Line Chemical Root Control Services in the amount not to exceed \$349,996.36 with Duke's Root Controls, Inc. (Syracuse, NY), to provide sewer system chemical root services. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2024, through December 31, 2024. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve items #23-0815 through #23-0821. The motion passed by the following vote:

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

Abstain: Arrington

23-0819 Public Works

Request approval to renew existing contracts - Department of Public Works, 21ITB081321K-CRB, Standby Miscellaneous Construction Wastewater System Services in a total amount not to exceed \$12,700,000.00 with (A) Site Engineering, Inc. (Atlanta, GA) in an amount not to exceed \$3,300,000.00; (B) Wade Coots Company, Inc. (Austell, GA) in an amount not to exceed \$3,200,000.00; (C) Sol Construction, LLC (Atlanta, GA) in an amount not to exceed \$3,100,000.00; and, (D) Kemi Construction Company, Inc. (College Park, GA) in an amount not to exceed \$3,100,000.00 to provide standby miscellaneous construction wastewater system services. This action exercises the second of two renewal options. No option remains. Effective dates: January 1, 2024, through December 31, 2024. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve items #23-0815 through #23-0821. The motion passed by the following vote:

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

Abstain: Arrington

23-0820 Senior Services

Request approval to renew an existing contract - Department of Senior Services 23RFP137278A-CJC, Comprehensive Nutrition Services in an amount not to exceed \$2,628,672.92 with Open Hand Atlanta (Atlanta, GA) to provide congregate and home delivered meals, meal delivery, nutrition education and nutrition counseling for Fulton County residents aged 60 and above. This action exercises the first of four renewal options. Three renewal options remain. Effective dates: January 1, 2024, through December 31, 2024. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve items #23-0815 through #23-0821. The motion passed by the following vote:

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

Abstain: Arrington

Justice and Safety

23-0821 Medical Examiner

Request approval to renew an existing contract - Medical Examiner's Office, 22ITB135453C-MH, Pickup and Removal of Deceased Remains in an amount not to exceed \$168,000.00 with Thompson Mortuary Services LLC. (Atlanta, GA) to provide pickup and removal of deceased remains services. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2024, through December 31, 2024. **(APPROVED)**

A motion was made by Commissioner Hall and seconded by Commissioner Thorne, to approve items #23-0815 through #23-0821. The motion passed by the following vote:

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

Abstain: Arrington

COUNTY MANAGER'S ITEMS

Open & Responsible Government

23-0822 Finance

Presentation of FY2024 Proposed Operating Budget. **(HELD)**

23-0779 County Manager

Request approval to increase the spending authority in an amount not to exceed \$1,646,735.00 with A & A All County Monitoring Services, Inc. (Lawrenceville, GA) to continue to provide electronic (ankle) monitoring and services for defendants eligible to be released pursuant to the electronic pretrial release and monitoring program. Effective upon BOC approval. **(HELD ON 11/1/23) (APPROVED AS AMENDED)**

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

b. A substitute motion was made by Vice-Chairman Ellis and seconded by Chairman Pitts, to approve as amended by not adding new individuals, re-bid the contract, and revisit the program; with a friendly amendment by Commissioner Thorne to cap the number of individuals at 1,518. The motion passed by the following vote:

Commissioner Thorne offered a friendly amendment to include a limit on the number of individuals on the program.

Vice-Chairman Ellis did not accept the friendly amendment.

Commissioner Thorne amended her friendly amendment to cap the number of individuals at 1,518.

Vice-Chairman Ellis accepted the amended friendly amendment.

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

Nay: Barrett, and Arrington

Abstain: Hall

23-0823 Real Estate and Asset Management

Request approval of a statewide contract - Department of Real Estate and Asset Management, SWC# 99999-001-SPD0000100-0083, Office, Computer and Educational Furniture in the total amount of \$320,872.68 with Spacesaver Storage Systems, Inc., dba Patterson Pope, Inc. (Fort Atkinson, WI), to provide delivery and installation services for new Evidence Storage Locking Systems for the Fulton County District Attorney’s Office. Effective upon BOC approval. This is a one-time procurement. **(APPROVED)**

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

Yea: Pitts, Thorne, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Ellis

23-0824 Real Estate and Asset Management

Request approval of the lowest responsible bidder - Department of Real Estate and Asset Management, 23ITB073123C-MH, Elevator and Escalator Maintenance Services in an amount not to exceed \$400,000.00, with Mowrey Elevator Company of Florida, Inc. (Marianna, FL), to provide on-site preventive and corrective maintenance services for all passenger and freight elevators in Fulton County facilities. Effective dates: January 1, 2024, through December 31, 2024, with two renewal options. **(APPROVED)**

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

Yea: Thorne, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Pitts, and Ellis

Health and Human Services**23-0825 Public Works**

Request approval of a recommended proposal - Public Works, 23RFP052223K-JA, Design-Build Services for Camp Creek Water Reclamation Facility in the amount of \$9,725,000.00 with Reeves Young/GMC, JV to provide design-build services for the Camp Creek WRF North Plant. Effective upon issuance of the Notice to Proceed for seven hundred (700) consecutive/calendar days. **(APPROVED)**

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

Yea: Pitts, Thorne, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Ellis

23-0826 Public Works

Request approval of the lowest responsible bidder - Department of Public Works, 23ITBC139448A-JWT, Truck Mounted CCTV Sewer Pipe Inspection System, in an amount not to exceed \$240,183.13 with Schwalm USA LLC, (Greenville, SC), for the purchase of one (1) truck mounted CCTV sewer pipe inspection system effective upon BOC approval. This is a one-time procurement. **(APPROVED)**

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

Yea: Pitts, Thorne, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Ellis

23-0827 Public Works

Request approval of the lowest responsible bidder - Department of Public Works, 23ITB08012023A-JWT, Water Quality Monitoring in the amount of \$100,512.00 with Integrated Science Engineering, Inc. (Newman, GA), to provide water quality monitoring services. Effective dates: January 1, 2024, through December 31, 2024, with two renewal options. **(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, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Ellis

23-0828 Public Works

Request approval of a Contract Item Agreement (CIA) between Fulton County and the Georgia Department of Transportation (GDOT) for the adjustment of 6 sanitary sewer manholes associated with the resurfacing of Project M006461 SR 14/Roosevelt Hwy From SR 138/Beverly Engram Parkway To CR 542/Delano Road, in an estimated amount of \$23,000.00. **(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, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Ellis

Justice and Safety**23-0829 Police**

Request approval of a recommended proposal - Police Department, 23RFP139745B-EC, Armed and Unarmed Security Services in an amount not to exceed \$7,200,000.00 with Universal Protection Services dba Allied Universal Security Services (Atlanta, GA) to provide armed and unarmed security services for various County departments. Effective January 1, 2024, through December 31, 2024, with two renewal options. **(APPROVED)**

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

Yea: Thorne, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Pitts, and Ellis

23-0830 Sheriff

Request approval to amend an existing contract - Sheriff’s Office, 17RFP07012016B-BR, Inmate Medical Services with NaphCare of Fulton County, LLC (Birmingham, AL) in the amount of \$1,200,394.20 to provide physical and mental health services to inmates at the south Annex and one FTE medical escort officer to support court-mandated mental health programming at the Atlanta City Detention Center. Effective July 1, 2023, through December 31, 2023.

(APPROVED)

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

Yea: Pitts, Thorne, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Ellis

23-0831 Sheriff

Request approval to renew an existing contract - Sheriff’s Office, 17RFP07012016B-BR, Inmate Medical Services with NaphCare, Inc. (Birmingham, AL) in the amount of \$33,791,785.73 to provide physical and mental health services to inmates at the Fulton County Jail and other locations in addition to the annual medication pass through costs estimated not to exceed \$5,500,000.00. This action exercises the sixth of nine renewal options. Three renewal options remain. Effective dates: January 1, 2024, through December 31, 2024. **(APPROVED)**

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

Yea: Pitts, Thorne, Hall, Arrington, and Abdur-Rahman

Absent: Barrett

Did Not Vote: Ellis

COMMISSIONERS' ACTION ITEMS

23-0788 Board of Commissioners

Request approval of a Resolution consenting to and ratifying the use of Fulton County AD Valorem Property Tax Increment for two projects located in Westside Tax Allocation Bond District Number 1 - Atlanta/Westside. **(Barrett) (APPROVED)**

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

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

Did Not Vote: Ellis

23-0832 Board of Commissioners

Request approval of an Ordinance to amend the Code of Laws of Fulton County, Georgia, as amended, specifically to amend Subpart B - Code of Resolutions, Chapter 146 - Law Enforcement, Article III. - Jail, Division 2. - County Jail Welfare Fund, Sections 146-81 ET SEQ. regarding the establishment and use of the County Jail Welfare Fund, also known as the Inmate Welfare Fund by abolishing Division 2. - County Jail Welfare Fund, in its entirety; to provide that all funds generated at the Fulton County Jail facilities using County Property, facilities, or other resources shall be deposited into the Fulton County General Fund; and for other purposes.

(Pitts) (APPROVED)

a. A motion was made by Chairman Pitts and seconded by Vice-Chairman Ellis, to approve. The motion passed by the following vote:

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

Nay: Barrett, Hall, and Arrington

b. A substitute motion was made by Commissioner Arrington and seconded by Commissioner Hall, to table. The motion failed by the following vote:

Yea: Barrett, Hall, and Arrington

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

c. A motion was made by Commissioner Thorne and seconded by Vice-Chairman Ellis, to call the question. The motion passed by the following vote:

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

Nay: Hall, and Arrington

Abstain: Barrett

Commissioners' Full Board Appointments

**23-0833 Board of Commissioners
BOARD OF ETHICS (APPROVED)**

Each member selected after the initial terms of office have expired shall serve a term of three (3) years or until the termination of his or her membership in the organization from which he or she was selected. The chair shall serve as chair for the remainder of the calendar year and until a successor is chosen. (See Fulton County Code of Laws, Section 2-80).

Term = 3 years

Term below expired: 2/12/2023

Benjamin E. Fox (Atlanta Bar Association/BOC)

The Atlanta Bar Association recommended Benjamin E. Fox for a Full Board reappointment to a term ending February 12, 2026.

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

- Yea:** Pitts, Thorne, Ellis, and Abdur-Rahman
- Nay:** Arrington
- Absent:** Barrett
- Did Not Vote:** Hall

23-0834 Board of Commissioners
BOARD OF HEALTH (FULTON COUNTY) (APPROVED)

The Board of Commissioners has four appointees, pursuant to HB 885 (2016) and Georgia Code Section 31-3-2 (2016). Fulton County appointments are as follows: One member shall be the chief executive officer of the governing authority of the County and shall serve as a member while holding their offices as chief executive officer of the governing authority of the County. One member to be appointed by the governing authority of the County shall be a physician actively practicing in the County; however, the governing authority may appoint a person licensed as a nurse or dentist under Chapter 26 or 11 of Title 43, or any other person having a familiarity with and concern for the provision of medical services in the County. One member to be appointed by the governing authority of the County shall be a consumer, a representative of a consumer, or a person from an advocacy agency or group, which member will represent on the Board the County’s consumers of health services. And one member to be appointed by the governing authority of the County shall be a consumer member who will represent on the Board the County’s needy, underprivileged, or elderly community. Initial terms are staggered. After these initial terms, members appointed shall take office the first day of January immediately following the expiration of the immediately preceding term of that office and serve terms of six years and until their successors are appointed and qualified.

Term = 6-year terms, after the initial terms

Term below expires: 12/31/2023
Jack Hardin **(BOC Position #6)**

Chairman Robb Pitts nominated Jack Hardin (BOC Position #6) for a Full Board reappointment to a term ending December 31, 2029.

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, and Abdur-Rahman
- Nay:** Arrington
- Absent:** Barrett
- Did Not Vote:** Hall

COUNTY MANAGER'S PRESENTATION AND DISCUSSION ITEMS

Open & Responsible Government

23-0835 External Affairs

Request approval of 2024 State Legislative Agenda. **(APPROVED AS AMENDED)**

A motion was made by Commissioner Abdur-Rahman and seconded by Commissioner Hall, to approve as amended by including a change in State Law to allow for change in the eviction set-out process for the Marshal's Office . The motion passed by the following vote:

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

Absent: Barrett, and Arrington

COMMISSIONERS' PRESENTATION AND DISCUSSION ITEMS

23-0836 Board of Commissioners

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

23-0837 Board of Commissioners

Discussion: Public Defender Newly Identified Operation ABA Requirement and Standards and Needs for 2024 **(Hall) (DISCUSSED)**

EXECUTIVE SESSION

23-0838 Board of Commissioners

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

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

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

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

Did Not Vote: Hall

b. A motion was made by Commissioner Thorne and seconded by Commissioner Abdur-Rahman, to approve the request for representation in items #1 and #2 as discussed in Executive Session. The motion passed by the following vote:

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

Absent: Barrett

Did Not Vote: Pitts

c. A motion was made by Commissioner Abdur-Rahman and seconded by Commissioner Thorne, to approve the request for authority to dismiss with prejudice the two lawsuits at Cobb County, DeKalb County, and Fulton County v. Bank of America, et al. Civil Action File No. 1:15-CV-04081; and Cobb County, DeKalb County, and Fulton County v. Wells Fargo & Co., et al, Civil Action File No. 1:21-CV-1800 with parties all bearing their own fees and costs. The motion failed by the following vote:

- Yea:** Thorne, and Abdur-Rahman
- Nay:** Arrington
- Absent:** Barrett
- Did Not Vote:** Pitts, Ellis, and Hall

d. A motion was made by Commissioner Thorne and seconded by Commissioner Abdur-Rahman, to approve participation in multi-district litigation in item #6 as discussed in Executive Session. The motion passed by the following vote:

- Yea:** Thorne, Hall, Arrington, and Abdur-Rahman
- Absent:** Barrett
- Did Not Vote:** Pitts, and Ellis

e. A motion was made by Commissioner Thorne and seconded by Commissioner Abdur-Rahman, to reconsider Executive Session item c. **(NO VOTE TAKEN)**

f. A motion was made by Commissioner Arrington and seconded by Commissioner Abdur-Rahman, to reconsider Executive Session item c. The motion passed by the following vote:

- Yea:** Thorne, Ellis, Hall, and Abdur-Rahman
- Nay:** Arrington
- Absent:** Barrett
- Did Not Vote:** Pitts

g. A motion was made by Vice-Chairman Ellis and seconded by Commissioner Thorne, to approve the request for authority to dismiss with prejudice the two lawsuits at Cobb County, DeKalb County, and Fulton County v. Bank of America, et al. Civil Action File No. 1:15-CV-04081; and Cobb County, DeKalb County, and Fulton County v. Wells Fargo & Co., et al, Civil Action File No. 1:21-CV-1800 with parties all bearing their own fees and costs. The motion passed by the following vote:

- Yea:** Thorne, Ellis, Hall, and Abdur-Rahman
- Nay:** Arrington
- Absent:** Barrett
- Did Not Vote:** Pitts

h. A motion was made by Commissioner Abdur-Rahman and seconded by Commissioner Thorne, to approve to approve participation in multi-district litigation in item #6 as discussed in Executive Session. The motion passed by the following vote:

- Yea:** Thorne, Ellis, Hall, Arrington, and Abdur-Rahman
- Absent:** Barrett
- Did Not Vote:** Pitts

i. A motion was made by Commissioner Abdur-Rahman and seconded by Commissioner Thorne, to increase compensation for the Clerk to the Commission in the amount of \$150,000.00 annually. The motion passed by the following vote:

- Yea:** Thorne, Ellis, Hall, Arrington, and Abdur-Rahman
- Absent:** Barrett
- Did Not Vote:** Pitts

j. A motion was made by Commissioner Arrington and seconded by Commissioner Hall, to adopt the recommendation of the Housing Authority of Fulton County to remove the member that is preventing them from conducting any meetings. The motion failed by the following vote:

- Yea:** Hall, and Arrington
- Nay:** Pitts, Thorne, and Abdur-Rahman
- Absent:** Barrett
- Did Not Vote:** Ellis

k. A substitute motion was made by Commissioner Abdur-Rahman and seconded by Chairman Pitts, to hold the recommendation of the Housing Authority of Fulton County to remove a member. The motion failed by the following vote:

Yea: Pitts, Thorne, and Abdur-Rahman

Nay: Arrington

Absent: Barrett

Did Not Vote: Ellis, and Hall

ADDED TO THE MEETING

Items Added to the Agenda

23-0839 Board of Commissioners

Discussion: Election Update (**Thorne**) (**DISCUSSED**)

A motion was made by Commissioner Thorne and seconded by Commissioner Abdur-Rahman, to approve by adding item #22-0839 to the Recess Meeting Agenda. The motion passed by the following vote:

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

Absent: Hall

Did Not Vote: Arrington

ADJOURNMENT

There being no further business, the meeting adjourned at 5:21 p.m.