

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

September 17, 2013

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PRESENT: Chairman Jeffrey E. Turner, Vice-Chairman Michael Edmondson, Commissioner Sonna Singleton, Commissioner Gail Hambrick, Commissioner Shana M. Rooks, and Clerk Shelby D. Haywood.

1. Chairman Turner called the meeting to order.

Chairman Turner called for a Moment of Silence for the victims and survivors of the Navy Yard shooting in Washington, D.C. He also thanked the first responders in the audience and expressed that Clayton County citizens would be naïve in thinking that incident could not happen in Jonesboro, Georgia.

2. Invocation was led by Pastor Wade Hall from First Christian Church in Jonesboro, Georgia. Pledge of allegiance to the flag was led by Chairman Turner.

3. Motion by Commissioner Rooks, second by Chairman Turner, to amend the agenda by deleting item #12 (Resolution 2013-230 – A Resolution authorizing Clayton County to grant a Special Facility Use Request for Commissioner Shana M. Rooks, Solicitor General Tasha Mosley, and Sister’s Empowerment Network, Inc. to host the World Café Girl Talk Workshop for pre-teen and teenage girls at the Virginia Burton Gray Recreation Center; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes) and item #22 (Appointment to the Development Authority/Redevelopment Authority Board to fill the unexpired term of Paul Redding/[Resigned]. The term expires on 3-1-15). Clerk Haywood announced that an Executive Session would be held to discuss litigation matters. The agenda was adopted, as amended, as all commissioners had copies before them. Vote unanimous.

4. Motion by Commissioner Rooks, second by Chairman Turner, to approve the September 3, 2013 Regular Business Meeting minutes. Vote unanimous.

5. PUBLIC COMMENT: Citizens will be given a three (3)-minute maximum time limit to speak before the Board of Commissioners about various topics, issues, and concerns. Following thirty minutes of hearing from the public, the Board of Commissioners will allow the remainder of citizens who have signed up to be heard at the next Tuesday business meeting.

- 1) Mayor Bobby Cartwright came on behalf of Lovejoy, Georgia City Council and residents to give accolades and recognize the good decisions that the Board has made to help benefit the citizens of Clayton County. Mayor Cartwright thanked the Clayton County

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firefighters, police officers and the Sheriff's Office for their participation in the Lovejoy Fall Festival held on September 14, 2013. In closing, he recognized and expressed appreciation to the employees of Clayton County for their dedication, professionalism, and service to the Clayton County Board of Commissioners, its Chairman, and the citizens of Clayton County.

2) Jeffery Benoit, a Clayton County resident, voiced his concerns regarding the amendment of class specifications for the Fire Chief of Clayton County as well as other job descriptions. Mr. Benoit stated that he has received several responses regarding the integrity of the Fire Department. He stressed that Clayton County is moving forward positively and having integrity is the foundation for building a circle of trust. He was appalled that the Board would lower its qualifications standards for the hiring process. In making such an adjustment to the hiring standards, Mr. Benoit expressed that the Board is risking "catastrophically bad" hires. This can result from employing people whose lack of basic qualifications makes them completely unable to perform certain key job tasks or places them at risk of damaging company property or injuring themselves, citizens, or co-workers. Mr. Benoit urged the Board to not make exceptions to the requirements and restore integrity to Clayton County.

3) Norman Johnson, a Clayton County resident, expressed concerns about the need to have a school crossing guard to help students safely cross Walt Stephens Road in route to M.D. Roberts Middle School, due to the hazards of that intersection. He suggested that the Board consider placing a traffic light which will also slow cars down from speeding. Mr. Johnson also voiced his concerns regarding the foreclosures in his community, and questioned whether the county had established maximum occupancy limits on rental residential properties based upon the size and use of the home. He concluded that his community has been flooded with rentals having more than one family residing and wanted to know if the Board could do anything about the matter.

Interim County Attorney Jack Hancock stated there was no occupancy law in the code that restricted the number of people living in a single family home.

6. PRESENTATION: "Proposed Project on McDonough Road" (presented by Jeremy Busby, Georgia Department of Transportation Project Manager).

Dana Lemon, Board Member – 13th Congressional District at Georgia Department of Transportation, thanked the Board for the opportunity to share information on one of many proposed projects in Clayton County. Ms. Lemon told the Board that GDOT will be holding several community meetings to inform Clayton County citizens on what is going to happen, how they will be impacted, and to how to give public input on the proposed project on McDonough

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Road. She introduced Jeremy Busby, Georgia Department of Transportation Project Manager, to give the presentation to the Board.

Mr. Busby began his presentation with an outline on why there is a need for the proposed project on McDonough Road. He affirmed that the traffic numbers are up and are growing and recognized it is going to become a real problem in the next few years to navigate this roadway with the growth that is being experienced in this area.

Mr. Busby briefly presented information to the Board about the Georgia Department of Transportation's proposed road widening of McDonough Road/GA Route 920 from U.S. 19/S.R. 3 (Tara Boulevard) in Clayton County to State Route Highway 54 in Fayette County. The current two (2)-lane road will be widened to a four (4)-lane road with a 20-foot raised concrete median and bike lanes. Mr. Busby stated that GDOT is in the early stages of planning a major widening project for a 5.78 mile stretch of McDonough Road between Tara Boulevard and GA 54 in Fayetteville. The project will entail new intersections, bridges and new amenities along the road, and it is expected to cost more than \$50 million. Per Mr. Busby, the construction is not expected to begin for about four years because the state is still going through the steps of getting rights-of-way and environmental clearance. Once completed, the number of lanes on the two (2)-lane road will double. Mr. Busby stressed that a 20-foot raised concrete median, bicycle paths, new sidewalks, gutters and curbs will be built and new bridges will also be built over Hurricane Creek and the Flint River. Community entities such as businesses, schools, and churches will be impacted by this project and GDOT will make every effort to minimize accessibility.

He concluded that GDOT has gathered one-hundred seven (107) comments and is still in an informational gathering process to seek public comments. It will take into consideration every comment that is given and see if it needs to adjust the plans as a result.

Commissioner Rooks asked if it were true that there were public comments already in opposition to the project.

Mr. Busby answered that sixty-five (65) public comments opposed, twenty-nine (29) supported, and the remaining were undecided.

Commissioner Rooks questioned how public comments are being condensed for the Board of Commissioners.

Mr. Busby replied GDOT is summarizing comments based on different topics and addressing them as a whole.

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Commissioner Rooks asked Mr. Busby if he had begun to schedule many community meetings.

Mr. Busby answered no additional informational sessions have been scheduled yet; GDOT would really like to compile all existing comments first to see how to better serve the community. He stated that GDOT will have as many meetings as necessary because public involvement is still a critical element and since the road projects are intended to serve the people, the ideas and preferences of these people are important.

Commissioner Rooks asked if Mr. Busby were still accepting public comments.

Mr. Busby responded yes, although the official comment period concerning the Public Information Open House (PIOH) has closed, they could contact him. There are GDOT representatives available to hear concerns and thoughts from the public about the project through the district office.

Commissioner Rooks asked Mr. Busby what the anticipated dates would be for the community meetings.

Mr. Busby said he hoped to start having the community meetings by the end of this month.

Commissioner Rooks asked how the information will be advertised.

Mr. Busby stated that he had community Homeowners' Association contacts and will also hold some open informational sessions.

Chairman Turner thanked Ms. Dana Lemon for her assistance in the road improvement project of Highway 138.

7. Theodis Locke, Director of Central Services/Risk Management, presented eight (8) items that resulted in the following Board actions. (NOTE: The entire Purchasing Ordinance for Clayton County, Georgia can be viewed on the MuniCode website. Citizens can access this website via the following website address: <http://library.municode.com/index.aspx?clientId=10562>.)

1) Motion by Commissioner Rooks, second by Chairman Turner, to approve **RFB Pkg. #12-17 Request for Clayton County Fire Department EMS Supplies, Annual Contract/Request for First Annual Renewal & Price Increase, First Amendment** (Multi-award contract with M&M Merchandisers Medical Supply Equipment, LLC, located in Powder Springs, Georgia; PSS World Medicals, Inc., dba Physician Sales & Services, located in Jacksonville, Florida and Quad Med, Inc., located in Jacksonville, Florida), as requested by the Fire and Emergency Services Department. Per Section 2-136 (6) of the Clayton County

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Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document. Vote unanimous.

The renewal period will be from July 1, 2013 to June 30, 2014. The remaining renewal on this contract is for one (1) additional one (1)-year period. Former Chairman Eldrin Bell executed the original contract on July 1, 2012.

2) Motion by Commissioner Rooks, second by Chairman Turner, to approve **RFB Pkg. #13-36 Severe Weather Mass Notification and Early Warning System for Clayton County Lovejoy Regional Park, First Amendment** (Federal Signal Corporation, located in University Park, Illinois; \$140.00 credit), as requested by the Fire and Emergency Services Department. Per Section 2-136 (1) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed bid method when the costs of goods and services are in excess of \$25,000.00. The Clayton County Board of Commissioners has the final award approval for all non-budgeted bids \$35,000.00 and greater. All approved budgetary goods and services and annual contract purchases can be authorized by the Chief Financial Officer and purchased by the Director of Central Services without Board of Commissioners' approval. Vote unanimous.

Federal Signal Corporation was awarded this contract by the Board of Commissioners on August 6, 2013 and has agreed to accept the amendment.

3) Motion by Commissioner Rooks, second by Chairman Turner, to approve **RFP Pkg. #07-02 Employee Assistance Program, Annual Contract, Request for Annual Renewal, First Amendment** (Employee Services, Inc., located in Wellsville, New York), as requested by the Human Resources Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

The final renewal period will be from October 1, 2013 to September 30, 2014.

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4) Motion by Commissioner Rooks, second by Chairman Turner, to approve **RFP Pkg. #11-12 Tennis Management for Clayton County International Park Tennis Center, Annual Contract, Request for Annual Renewal, First Amendment** (Premier Sport Facility Management, LLP, located in Atlanta, Georgia), as requested by the Parks and Recreation Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

The final renewal period will be from September 23, 2013 to September 22, 2014. The original contract was approved by the Board of Commissioners on August 2, 2011.

5) Motion by Commissioner Rooks, second by Chairman Turner, to approve **RFP Pkg. #12-18 Non-Emergency Medical Transportation Services for the Clayton County Aging Program Annual Contract, Request for Annual Renewal, First Amendment** (MLB Transportation, Inc., located in Tucker, Georgia), as requested by the Senior Services Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

The renewal period will be from October 1, 2013 to September 30, 2014 with an additional 25¢ for base charge for transportation one-way and 25¢ for wheelchair handling one-way. The remaining renewal on this contract will be for one (1) additional one (1)-year period. The original contract was approved by the Board of Commissioners on September 4, 2012.

6) Motion by Commissioner Rooks, second by Chairman Turner, to approve **RFP Pkg. #13-07 Consulting and Engineering Services/Jesters Creek Trail Enhancement** (Bron Cleveland Associates, Inc., located in Atlanta, Georgia; \$66,200.00 fee cost and 515 score. Funding is available through the Georgia Department of Transportation, Transportation Enhancement Grant and General Funds), as requested by the Parks and Recreation Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical

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nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Vote unanimous.

7) Motion by Commissioner Rooks, second by Chairman Turner, to approve **RFQ for Ground Ladder Testing and Aerial Device Examination** (Fire One, located in Drexel Hill, Pennsylvania. Funding is available through the Fire Department funds), as requested by the Fire and Emergency Services Department. Per Section 2-136 (4) of the Clayton County Purchasing Ordinance, the written quote method is used for all purchases from \$500.00 to \$24,999.99. Buyers are required to solicit quotations and receive written responses from vendors. All reasonable efforts will be made to obtain three written quotations for each item solicited. Awards for written quotations are given strictly on a lowest quote. Vote unanimous.

8) Motion by Commissioner Rooks, second by Chairman Turner, to approve **CS STARS Statement of Work #2 for Clayton County, Georgia** (CS Stars, LLC, located in Chicago, Illinois), as requested by the Central Services Department. Per Section 2-136 (7) of the Clayton County Purchasing Ordinance/Sole Source Purchases, Central Services must determine if other products or service providers can satisfy the procurement requirements before making a determination of sole source procurement. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The purchasing agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners. Vote unanimous.

The renewal period will be from December 11, 2013 to December 10, 2014. A remaining renewal on this contract is for one (1) additional one (1)-year period. Former Chairman Eldrin Bell executed the original contract on December 11, 2012.

8. Ramona Thurman, Chief Financial Officer, presented five (5) budget amendments which resulted in the following Board actions.

REQUEST FOR BUDGET AMENDMENT – PROFESSIONAL SERVICES

2-84

FYE 6-30-13

INCREASE REVENUE:

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Motor Vehicle Taxes	101-1801-3020	\$	622
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INCREASE EXPENSE:

Court Report Fees	101-1601-4620	\$	270
Litigation Claims & Settlements	101-1601-7520		<u>352</u>
		\$	622

1) Motion by Commissioner Rooks, second by Chairman Turner, to approve Budget Amendment #-2-84 – Professional Services/FYE 6-30-13 – to cover the cost of additional fees and litigation claims in the amount of \$622.00. Vote unanimous.

REQUEST FOR BUDGET AMENDMENT – SHERIFF 2-89
FYE 6-30-13

INCREASE REVENUE:

Title Ad Valorem Taxes (TAVT)	101-1801-3023	\$	1,207,101
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INCREASE EXPENSE:

Regular Salaries & Wages	101-2801-4000	\$	1,853,699
Overtime	101-2801-4002		91,000
Pension Contribution	101-2801-4020		33
Other Contract Service Fees	101-2801-4140		1,827
Crime Prevention & Investigation Supplies	101-2801-4315		1,650
Library Books and Materials	101-2801-4370		297
Office Supplies	101-2801-4390		327
Other Minor Equipment	101-2801-4394		813
Photographic Supplies	101-2801-4400		727
Advertisement Expense	101-2801-4700		25
Regular Salaries & Wages	101-2802-4000		11
Part Time / Temporary Wages	101-2802-4001		163,614
FICA and Medicare Insurance	101-2802-4021		7,536
Other Contract Service Fees	101-2803-4140		39,500
Prisoner Transport Expenses	101-2806-4755		<u>1,732</u>
		\$	2,162,791

DECREASE EXPENSES:

Medical Service Fees	101-2803-4130	\$	624,363
Boarding Supplies	101-2803-4300		316
Food and Dietary Supplies	101-2803-4345		289,027

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Janitorial Supplies	101-2803-4360	757
Library Books and Materials	101-2803-4370	4,637
Miscellaneous Tools Supplies	101-2803-4385	202
Other Minor Equipment	101-2803-4394	2,835
Photographic Supplies	101-2803-4400	87
Safety Supplies	101-2803-4420	307
Autos & Trucks	101-2803-6020	26,629
Firearm Supplies	101-2806-4330	<u>6,530</u>
		\$ 955,690

2) Motion by Commissioner Rooks, second by Chairman Turner, to approve Budget Amendment #2-89 – Sheriff/FYE 6-30-13 – to cover additional wages, overtime, benefits, fees, equipment, supplies, advertisement and transport expenses, in the amount of \$2,162,791.00. Vote unanimous.

REQUEST FOR BUDGET AMENDMENT – 5% HOTEL MOTEL TAX FUND 2-96
FYE 6-30-13

APPROPRIATION FROM FUND BALANCE:

Appropriation from Tourism Fund Balance	211-6620-7000	\$ 4,950
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DECREASE EXPENSE:

Repair and Maintenance	211-6620-4815	\$ 4,950
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3) Motion by Commissioner Rooks, second by Chairman Turner, to approve Budget Amendment #2-96 – 5% Hotel/Motel Tax Fund/FYE 6-30-13 – to re-appropriate funds, in the amount of \$4,950.00, to cover the cost of repairing the Historic Marker Site. Vote unanimous.

REQUEST FOR BUDGET AMENDMENT – FEDERAL 2-97
NARCOTICS CONDEMNATION FUND FYE 6-30-13

INCREASE EXPENSE:

Other Contract Service Fees	220-3101-4140	\$ 1,113
Crime Prevention & Investigation Supplies	220-3101-4315	7,897
Minor Computer Equipment	220-3101-4393	75,116
Training, Travel, and Meeting Expenses	220-3101-4785	4,000
R & M - Buildings	220-3101-4815	<u>5,954</u>
		\$ 94,080

INCREASE EXPENSE:

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Minor Computer Equipment	220-3001-4393	\$	84,000
Building Lease and Rental	220-3101-4205		<u>10,080</u>
		\$	94,080

4) Motion by Commissioner Rooks, second by Chairman Turner, to approve Budget Amendment #2-97 – Federal Narcotics Condemnation Fund/FYE 6-30-13 – to cover additional fees, supplies, equipment, travel expenses, and repairs in the amount of \$94,080.00. Vote unanimous.

REQUEST FOR BUDGET AMENDMENT – WORKERS’ COMPENSATION FUND 2-98
FYE 6-30-13

MEDICAL SELF INSURANCE FUND

APPROPRIATIONS FROM FUND BALANCE:

Appropriation From Medical Self Insurance Fund Balance	755-7605-7000	\$	1,000,000
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INCREASE EXPENSE:

Operating Transfers Out	755-7605-7510	\$	1,000,000
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WORKERS’ COMPENSATION FUND

INCREASE REVENUE:

Operating Transfers In	752-7602-7010	\$	1,000,000
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INCREASE EXPENSE:

Workers’ Compensation Insurance	752-7602-4023	\$	500,000
Paying Agent Fees	752-7602-5520		<u>500,000</u>
		\$	1,000,000

5) Motion by Commissioner Rooks, second by Chairman Turner, to approve Budget Amendment #2-98 – Workers’ Compensation Fund/FYE 6-30-13 – to cover additional workers’ compensation and pay agent fees in the amount of \$1,000,000.00. Vote unanimous.

9. Renee Bright, Director of Human Resources, presented nine (9) requests which resulted in the following Board actions.

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1) Motion by Chairman Turner to approve a request to change a position classified under Civil Service from Investigator I/II to an Assistant District Attorney position effective immediately due to changes in case management case responsibility. The motion died for lack of a second. It was noted that the unindicted and indicted case count can be lowered when more Assistant District Attorneys are available to review cases more quickly and make prosecutorial decisions in a more efficient manner.

There would be no impact on equipment, technology services, or office supply issues. An Assistant District Attorney's starting salary is \$52,893.21. The Investigator I position starts at \$45,568.56, and the Investigator II position starts at \$50,329.84. Investigator II's are normally hired based on their qualifications and work experience.

2) Motion by Commissioner Hambrick, second by Commissioner Singleton, to approve a request to convert the Senior Refuse Control Supervisor position to Corrections Corporal (Assistant Refuse Control Manager). Warden Frank Taylor Smith would transfer a Corporal from the Prison and replace him with a newly hired Senior Corrections Officer, at a lesser grade. Vote unanimous.

The terminated Senior Supervisor was a Grade 16/Step 24 (\$40,748). A Corporal's grade is Grade 21/Step 1 (\$39,257), a near wash. However, a Corporal moving from the Prison to Refuse Control would leave a vacancy which would be filled by a Senior Corrections Officer (Grade 20/Step 1 – \$37,354.00). The net effect on the budget would be a savings of \$406.00. Instead of hiring another supervisor of Grade 16 and continuing the grade disparity between supervisor and subordinate team leaders, this action will place a numerically senior seasoned officer into the supervisor chain.

3) Motion by Chairman Turner, second by Commissioner Rooks, to approve a request to delete the Constituent Services Manager position in the Board of Commissioners' office and add a Broadcast and Communications Manager position. The Broadcast and Communications Manager's primary duties will include implementing communication strategies that are accessible to Clayton County's citizens. This position will have the same pay grade and more structured job responsibilities with accountability metrics. The motion carried 4-1. Vice-Chairman Edmondson opposed.

Vice-Chairman Edmondson asked Ms. Bright to explain who the Constituent Aides would report to in the absence of the Constituent Services Manager.

Ms. Bright answered there is a resolution on the agenda for the Constituent Aides to report to their individual district commissioner.

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If the resolution does not pass, Vice-Chairman Edmondson questioned to whom they would report.

Chairman Turner interjected that if the resolution passes, the district commissioner would have to manage his/her own Constituent Aide.

Commissioner Singleton asked if the resolution could be revised to say if one of the commissioners did not want to assume that responsibility, then managerial duties could revert to the Chief Operating Officer or another individual.

Chairman Turner stated he was accommodating what the commissioners asked for in managing their own Constituent Aides.

4) Motion by Chairman Turner, second by Commissioner Hambrick, to approve a request from the Community Development Department to delete the NSP Administrative Assistant, the CDBG Administrative Assistant, Sr. Planner positions and indefinitely freeze the HUD Program Administrator. The motion carried 4-1. Vice-Chairman Edmondson opposed.

This request was itemized as follows:

1. Create Administrative Assistant/HUD at Grade 16. Move the employee who held the Administrative Assistant/NSP to this new position at Grade 16 Step 18 from Grade 16/13 due to the consolidation of the 2 positions and programs.

2. Move employee that held Sr. Planner position at Grade 23 Step 1 to vacant Housing Specialist positions at Grade 20 Step 13 which will be no change in salary for employee.

3. Request in-grade increase for Program Manager/CDBG from Grade 27 Step 1 to Grade 27 Step 18 due to increased responsibility with the Program Administrator position being vacant and remaining vacant indefinitely. The employee now has the responsibility of 3 programs and the daily operational liaison duties between the County and HUD.

This division is fully funded by HUD, so there is no financial impact to the General Fund by making these changes.

5) Motion by Chairman Turner, second by Commissioner Rooks, to approve a request to revise the class specification for Chief of Police to bring the minimum requirements to the level of other County Director classifications and to national standards (college degree). The motion failed to pass by a 3-2 vote in opposition. Vice-Chairman Edmondson, Commissioner Singleton, and Commissioner Hambrick opposed.

6) Motion by Chairman Turner, second by Commissioner Rooks, to approve a request to revise the class specification for Warden to bring the minimum requirements to the level of other

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County Director classifications and to national standards and to include duties related to Refuse Control responsibilities. The motion failed to pass by a 3-2 vote in opposition. Vice-Chairman Edmondson, Commissioner Singleton, and Commissioner Hambrick opposed.

Commissioner Rooks wanted to know when the job changes would go into effect.

Ms. Bright replied that the changes would go into effect immediately if the request is approved.

7) Motion by Commissioner Rooks, second by Vice-Chairman Edmondson, to approve a request to revise the class specification for Fire Chief to bring the minimum requirements to the level of other County Director classifications and to national standards with a modification to make the effective date December 31, 2013. The motion failed to pass by a 3-2 vote in opposition. Chairman Turner, Commissioner Singleton, and Commissioner Hambrick opposed.

Commissioner Rooks told Ms. Bright that a process was now in place to select a new Fire Chief. She wondered if Ms. Bright's statement about changes being effective immediately would interfere with that process.

Ms. Bright replied the requirements currently posted would need to be changed to reflect the new requirements, unless they are approved with some modifications.

Commissioner Rooks asked if the Board were able to make a modification to make it effective December 31, 2013.

Interim County Attorney Jack Hancock answered yes.

Commissioner Rooks motioned to approve this request with a modification to make the effective date December 31, 2013, and Vice-Chairman Edmondson seconded the motion. Commissioner Rooks stated she had a problem changing the process in place now mid-stream. The motion failed to pass by a 3-2 vote in opposition. Chairman Turner, Commissioner Singleton, and Commissioner Hambrick opposed.

8) Motion by Commissioner Rooks, second by Chairman Turner, to approve a request to revise the class specification for Director of Indigent Defense to bring the minimum requirements to the level of other County Director classifications and to national standards; to reclassify the position from Pay Grade 23 to Pay Grade 31 to bring it in line with other directors. The motion failed to pass by a 3-2 vote in opposition. Vice-Chairman Edmondson, Commissioner Singleton, and Commissioner Hambrick opposed.

9) The Board held a request to create an unclassified appointed position; Manager of Capital Improvements (majority of time will be devoted to SPLOST projects.). The proposed

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duties of this position are not currently satisfied within the existing County Government personnel structure. The position's anticipated annual salary is \$80,000.00 to \$100,000.00 depending upon the applicant's experience. Since most capital projects are funded by the SPLOST monies, it is anticipated the majority of the salary will be funded by the SPLOST Program. Approximately 20% may be funded by the General Fund to prepare for SPLOST 2015 and other capital projects (facility/construction). The estimated General Fund impact range is \$16,000.00 to \$20,000.00 during the position's existence.

10. Motion by Commissioner Singleton, second by Commissioner Hambrick, to approve Resolution 2013-228, a Resolution to amend Resolution 2013-47 providing for the general oversight of Constituent Aides in the Office of the Board of Commissioners; to repeal conflicting resolutions; to provide an effective date of this resolution; and for other purposes. The motion carried 3-2. Vice-Chairman Edmondson and Commissioner Rooks opposed.

Vice-Chairman Edmondson asked Theodis Locke of Central Services/Risk Management if this position had been created when he was Assistant Director of Human Resources.

Mr. Locke questioned the position which Vice-Chairman Edmondson had referenced.

Vice-Chairman Edmondson said he was referring to the Constituent Aide position.

Mr. Locke replied the Constituent Aides at that time reported to the Office Manager.

Vice-Chairman Edmondson stated at that time he and Mr. Locke concluded that the created Constituent Aide's position would report to the commissioner due to the liability then of having a supervisor who was a part-time employee manage a full-time employee. This would have not been the optimum model.

Mr. Locke recalled that the issue at that time was about management theory and accountability. Although the Constituent Aides worked directly for the individual commissioner, in the absence of the commissioner the Constituent Aides would report to the Office Manager. It was all about safety and accountability practices.

Commissioner Singleton emphasized that again each Constituent Aide was hired for the individual commissioner; they are not civil service protected. Regarding what time they report to work, these Constituent Aides are out working on weekends to assist the individual commissioner if needed; so they may work longer than eight (8) hours and they may not report to work directly at 8:00 a.m. The Board did not create this position to be a "call center/customer service environment employee only" position.

Mr. Locke responded that the decision then was that the Constituent Aides could be off whenever

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the commissioner approved for them to be off, but they needed to inform the Office Manager of their absence for accountability.

Vice-Chairman Edmondson stated the Board of Commissioners just deleted the Constituent Services Manager position and, if Resolution 2013-228 is adopted and district commissioners are unable to supervise and manage their Constituent Aides, who the responsibility falls back to is not provided in the resolution.

Interim County Attorney Jack Hancock replied that he did not remember if the job description of Chief Operating Officer is placed over the entire Board of Commissioners. The COO would be the fall back person, but it needs to be clear in the resolution.

Commissioner Rooks wondered if no one would be responsible if Resolution 2013-228 did not pass.

Chairman Turner stated that the resolution could be modified to include someone with authority.

Vice-Chairman Edmondson asked if the suggestion is the Office Manager.

Chairman Turner interjected that he had suggested the Office Manager, but the commission did not like that suggestion.

Commissioner Singleton said whoever (commissioner) does not want to take the responsibility should give it to someone else and let the commissioner who does want the responsibility to manage and supervise his/her own Constituent Aide.

Chairman Turner expressed that consistency needs to be practiced across the board.

Commissioner Singleton stressed that this is not a "Stepford" type environment. This position was created for the Constituent Aides to help the individual commissioner.

Commissioner Rooks noted until this year there were only two (2) Constituent Aide positions. She questioned who they worked for and if they worked for two (2) commissioners each.

Commissioner Singleton replied yes.

Commissioner Rooks then asked why the Constituent Services Manager position was created.

There was no response from the Board.

Chairman Turner asked if anyone knew. No one appeared to know the answer to this question.

Chairman Turner asked if there were any other questions.

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Vice-Chairman Edmondson suggested that since there is no fall back person, the resolution could be modified to include the COO or the Office Manager since their job specifications did not provide for the management of the Constituent Aide.

Mr. Hancock replied he was O.K. if the Board wanted to add that to this resolution. In fixing any problems with the job description, he knew that the job description stated “any other functions as assigned by the Board.”

Vice-Chairman Edmondson asked if the resolution could be revised to state “as a district commissioner’s delegate.”

Mr. Hancock replied the Board can authorize to do so by this resolution.

Vice-Chairman Edmondson asked the commission if it would agree with making the modifications.

Commissioner Rooks called for the question.

There was not a unanimous agreement to make modifications.

The motion carried 3-2 in favor of the original resolution. Commissioner Rooks and Vice-Chairman Edmondson opposed.

11. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-229, a Resolution authorizing the creation of a Citizens Committee for the purpose of soliciting input for the development of projects for the next SPLOST Program (2015); to provide for the purpose of the committee; to provide an effective date; and for other purposes. Vote unanimous.

12. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-231, a Resolution authorizing Clayton County Juvenile Court to enter into a Memorandum of Understanding with Georgia Southern University to provide unpaid internship experience for Senior students; to authorize the execution of the Memorandum of Understanding and otherwise to perform all other acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

13. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-232, a Resolution authorizing Clayton County to exercise its powers of Eminent Domain in accordance with provisions of Georgia Laws for the purpose of acquiring a certain property for use by the Clayton County Department of Transportation and Development for the Anvil Block Road Widening Project; to authorize the Chairman to execute any documents relating thereto, and to

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otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

14. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-233, a Resolution authorizing Clayton County to exercise its powers of Eminent Domain in accordance with provisions of Georgia Laws for the purpose of acquiring a certain property for use by the Clayton County Department of Transportation and Development for the Flint River Road Widening Improvement Project; to authorize the Chairman to execute any documents relating thereto, and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer or the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

15. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-234, a Resolution authorizing Clayton County to enter into a Memorandum of Agreement with the Clayton County Board of Health to accept grant funds to facilitate a Teen Pregnancy Prevention Program for Youth in Clayton County; to authorize the Chairman and the Director of the Parks and Recreation Department to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

16. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-235, a Resolution authorizing Clayton County to enter into a Professional Services Agreement with Georgia Public Affairs providing for the terms and conditions under which lobbyist services will be rendered to the County; to authorize the Chairman to execute the agreement and to otherwise perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. The motion carried 3-2. Commissioners Singleton and Hambrick opposed.

Commissioner Hambrick commented that she was not familiar with this company and it was her first time seeing it on the agenda.

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Commissioner Singleton concurred with Commissioner Hambrick.

Commissioner Rooks stated for full disclosure this entity came before the Board when there was a discussion on lobbyist services (earlier this year).

17. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-236, a Resolution authorizing Clayton County to trade twenty-four (24) Glock Generation 1 Model 22 Handguns for the purpose of upgrading to twenty-four (24) Glock Generation 4 Model 22 Handguns; to authorize the Director of Central Services to perform all acts necessary to effect this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

18. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-237, a Resolution authorizing Clayton County to provide funds to Phoenix-Sullivan Improvement Association, Inc., to provide assistance in the formation of the Clayton County Improvement District and the implementation of the projects identified on Exhibit "A" attached hereto; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

19. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-238, a Resolution repealing Resolution No. 2011-45; to provide an effective date of this resolution; and for other purposes. The motion failed to pass by a 3-2 vote in opposition. Vice-Chairman Edmondson, Commissioner Singleton, and Commissioner Hambrick opposed.

20. Motion by Commissioner Rooks, second by Chairman Turner, to approve Resolution 2013-239, a Resolution authorizing Clayton County to accept grant funds, on behalf of the Clayton County Adult Felony Drug Court, from the U.S. Department of Justice, Bureau of Justice Assistance to support program needs; to authorize the Chairman to execute all necessary documents, and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget to reflect an appropriate revenue source and expense, all as may relate to the grant; to provide an effective date of this resolution; and for other purposes. Vote unanimous.

Interim County Attorney Jack Hancock requested an Executive Session to discuss litigation matters. The Board generally consented to have an Executive Session for the aforementioned

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reasons.

21. Appointments to the SPLOST Citizens Committee for 2015. (NOTE: Five [5] appointments are made from the Board of Commissioners – per each commission district).

Motion by Commissioner Singleton, second by Commissioner Hambrick, to appoint Piper Williams of Ellenwood, Georgia to the SPLOST Citizens Committee for 2015. Vote unanimous.

Motion by Commissioner Hambrick, second by Commissioner Singleton, to appoint Keith Parker to the SPLOST Citizens Committee for 2015. Vote unanimous.

Motion by Commissioner Rooks, second by Chairman Turner, to appoint Genus Powell to the SPLOST Citizens Committee for 2015. Vote unanimous.

Motion by Chairman Turner, second by Commissioner Rooks, to appoint Anthony Williams to the SPLOST Citizens Committee for 2015. Vote unanimous.

Vice-Chairman Edmondson's appointment to the SPLOST Citizens Committee for 2015 is pending.

Motion by Commissioner Rooks, second by Chairman Turner, to go into Executive Session in the Commissioners' Conference Room at 8:14 p.m. to discuss litigation matters. Vote unanimous.

Motion by Commissioner Rooks, second by Chairman Turner, to go out of Executive Session at 8:45 p.m. The motion carried 4-0. Vice-Chairman Edmondson was absent.

Motion by Commissioner Rooks, second by Chairman Turner, to reconvene the Regular Business Meeting in the Commissioners' Boardroom at 8:48 p.m. The motion carried 4-0. Vice-Chairman Edmondson was absent.

Mr. Hancock stated that two (2) weeks ago, the Board wanted him to resolve a civil service matter. He has resolved that civil service matter filed by Shada Starr by obtaining an agreement and a general release executed by Ms. Starr for her to return to work. Mr. Hancock requested a formal vote from the Board to accept the release executed by Ms. Starr.

Motion by Commissioner Singleton, second by Commissioner Hambrick, to accept the executed release from Ms. Starr. Chairman Turner asked if there were any questions.

Commissioner Rooks asked if Ms. Starr had already started work.

Mr. Hancock replied yes, as of yesterday.

Commissioner Rooks asked if Ms. Starr's civil service case is still pending.

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Mr. Hancock stated her civil case is still pending subject to the Board's acceptance of this release.

Commissioner Rooks asked if Ms. Starr had been terminated from Senior Services.

Mr. Hancock replied yes.

The motion failed to pass due to a 2-2 vote. Commissioners Singleton and Hambrick voted in favor. Chairman Turner and Commissioner Rooks voted in opposition. Vice-Chairman Edmondson was absent.

Mr. Hancock stated he will bring this request back to the Full Board for a vote on October 1, 2013.

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There being no further business to discuss, motion by Commissioner Rooks, second by Chairman Turner, to adjourn the Regular Business Meeting of September 17, 2013 at 8:53 p.m. The motion carried 4-0. Vice-Chairman Edmondson was absent.

CLAYTON COUNTY BOARD OF COMMISSIONERS

JEFFREY E. TURNER, CHAIRMAN

MICHAEL EDMONDSON, VICE-CHAIRMAN

SONNA SINGLETON, COMMISSIONER

GAIL B. HAMBRICK, COMMISSIONER

SHANA M. ROOKS, COMMISSIONER

ATTEST:

SHELBY D. HAYWOOD, CLERK