

FULTON COUNTY BOARD OF COMMISSIONERS

RECESS MEETING

March 17, 2010

10 a.m.

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

A G E N D A

CALL TO ORDER: Chairman John H. Eaves

ROLL CALL: Mark Massey, Clerk to the Commission

John H. Eaves, Chairman (District 1, At-Large)
William "Bill" Edwards, Vice Chairman (District 7)
Robert L. "Robb" Pitts, Commissioner (District 2, At-Large)
Lynne Riley, Commissioner (District 3)
Tom Lowe, Commissioner (District 4)
Emma I. Darnell, Commissioner (District 5)
Nancy A. Boxill, Commissioner (District 6)

INVOCATION: Reverend Howard Creecy 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.

EVERY LOBBYIST, AS DEFINED IN SECTION 2-67 OF THE FULTON COUNTY CODE OF LAWS, AND WHO IS REQUIRED BY THE LAWS OF THE STATE OF GEORGIA TO BE REGISTERED WITH THE STATE ETHICS COMMISSION, MUST ALSO REGISTER WITH FULTON COUNTY. FOR REGISTRATION INFORMATION, PLEASE CONTACT THE OFFICE OF THE FULTON COUNTY CLERK TO THE COMMISSION AT (404) 730-8200 OR LOG ON TO THIS WEB ADDRESS: www.fultoncountyga.gov/index.php/lobbyist

10-0309 Adoption of the March 17, 2010 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.

The Consent Agenda consists of the following items:

COUNTY MANAGER

County Manager

Presentation of the following reports.

Purchasing and Contract Compliance

10-0310 Minority and Female Business Enterprise Utilization Report - February 2010

Finance

10-0311 Refund Report

10-0312 Payment Voucher Report

General Services

10-0313 Asset Management Update

10-0314 Senior Multipurpose Facility Update

Intergovernmental Affairs

10-0315 Grants Activity Status Report

Tax Office

10-0316 Tax Report

Emergency Communications E-911

10-0317 Request approval of an Intergovernmental Agreement between Fulton County and the City of Chattahoochee Hills for the provision of 9-1-1 Emergency Communications Services, retroactive from October 1, 2009, through December 31, 2012.

10-0318 Request approval of an Intergovernmental Agreement between Fulton County and the City of Palmetto for the provision of 800 MHz Radio System Access, retroactive from January 1, 2010, through December 31, 2013, in the amount of \$8,456.42.

10-0319 Request approval of an Intergovernmental Agreement between Fulton County and the City of Alpharetta for the provision of 800 MHz Radio System Access, retroactive from January 1, 2010, through December 31, 2013, in the amount of \$71,448.12.

Fire and Rescue

10-0320 Request approval to apply for and accept, if awarded, the FY 09 Staffing for Adequate Fire and Emergency Response (SAFER) Grant from the Department of Homeland Security/FEMA for the rehiring of laid-off firefighters for a two-year period with no County match required.

10-0321 Request approval of a Resolution to adopt the 2009 International Fire Code along with its appendices and all amendments thereto; to establish provisions for enforcement thereof; and to comply with applicable laws.

General Services

10-0322 Request approval of a Quitclaim Deed from Fulton County to the Georgia Department of Transportation to transfer 0.810 acres of land located in Land Lot 207 of the 1st District, 1st Section, of Fulton County in conjunction with Project No. STP-2343(7), P. I. No. 730880, Parcel 68, on State Bridge Road.

10-0323 Request approval of Resolution to support T-Mobile's application for zoning and/or development approval to erect a telecommunications tower on property owned by Fulton County located in the city of Milton in Land Lots 264 of the 2nd District, 2nd Section, of Fulton County, site of the Pritchard Mountain Elevated Water Tower on Freemanville Road. Upon successful completion of zoning and/or development approval, T-Mobile will enter into good-faith negotiations with Fulton County for a lease on said property for the construction and operation of two (2) 150 feet tall monopole cellular communication towers subject to Board of Commissioners approval.

10-0324 Request approval of a Quitclaim Deed from Fulton County to Sandra M. Bourbon to transfer 0.1147 acres/4,998 square feet ownership interests for a portion of Longs Peak Drive in conjunction with Resolution to Abandon a Portion of Longs Peak (Drive) right-of-way, Item No. 0895, dated July 15, 1998.

10-0325 Request approval of a Quitclaim Deed from Fulton County to Joseph E. Scollard and Christa S. Scollard to transfer 0.1058 acres/4,609 square feet ownership interests for a portion of Longs Peak Drive in conjunction with Resolution to Abandon a Portion of Longs Peak (Drive) right-of-way, Item No. 0895, dated July 15, 1998.

Health and Wellness

10-0326 Request Board of Commissioners approval to approve contract renewal between Fulton County and Morehouse School of Medicine (MSM). The purpose of this contract is to provide primary care services at the Neighborhood Union Health Center. The time period for this contract renewal will be from April 1, 2010, through December 31, 2010.

Health and Wellness

10-0327 Request approval to review the proposed set of activities by the Department of Health and Wellness to extend and focus the implementation of the Board of Commissioners' policies on environmental justice. This involves the recruitment and assignment of activities for an environmental planner in the Department of Health and Wellness.

Human Services

10-0328 Request approval of recommendations related to the FY 2010–2011 Human Services and FRESH grants.

10-0329 Request approval of the Housing First contract with Travelers Aid, Inc., in the amount of \$300,000 for the provision of case management services to homeless women and women with children that are recruited directly from emergency shelters and placed into subsidized housing.

Information Technology

- 10-0330** Request approval to award a contract as required by F.C.C. Part II, Subpart B, Chapter 102, Article II 102-46 - Department of Information Technology, for an agreement with the Atlanta Historical Society to provide Archival Storage Services of Fulton County records. This support is provided for one year from date of approval.

Marshal

- 10-0331** Request approval of the 2009 Equitable Sharing Agreement and Certification for the Fulton County Marshal's Department.

Personnel

- 10-0332** Request approval to spread on the minutes a list of FY2010 contracts for employees hired contractually by Fulton County Government.

Purchasing and Contract Compliance

- 10-0333** Request ratification of emergency purchase order, **General Services Department**, PO #10SC72237MAILSVCS, Mail Services with IKON Office Solutions, Inc. (Atlanta, GA), in the amount of \$58,240.50 to provide mail services for an additional 45 business days from March 3, 2010, through May 5, 2010, to ensure continued mail delivery.

Sheriff

- 10-0334** Request approval of the 2009 Equitable Sharing and Agreement and Certification for the Fulton County Sheriff's Department.

CLERK TO THE COMMISSION

10-0335 Proclamations and Certificates for Spreading on the Minutes:

“Ms. Winnie Mandela Appreciation Day”
March 4, 2010 **(Eaves)**

“Eagle Scout Andrew T. Bedenk Appreciation Day”
March 6, 2010 **(Riley)**

“Eagle Scout Brandon Burton Appreciation Day”
March 6, 2010 **(Riley)**

“Michael Thomas Cleary, Jr., Day”
March 6, 2010 **(Riley)**

“Heroines of Atlanta Appreciation Day”
March 6, 2010 **(Edwards)**

“Heroines of Atlanta Chapter #712 ILL, Jenuryl Fluellen Appreciation Day”
March 6, 2010 **(Edwards)**

“James Zahnow Day”
March 6, 2010 **(Riley)**

“Eagle Scout Timothy Watson Day”
March 7, 2010 **(Riley)**

**TEFRA
(Tax Equity Fiscal Responsibility Act)
for Spreading on the Minutes**

10-0336 Execution by Chairman John H. Eaves of TEFRA for documentation pertaining to the Development Authority of Fulton County proposed financing in an amount not to exceed \$31 million for the Georgia Tech Facilities, Inc., Project.

PUBLIC HEARINGS

10-0341 **Public Comment** - Citizens are allowed to voice County-related requests, concerns, opinions, etc. during the Public Comment portion of the Commission meeting. Before speaking, each participant must fill out a speaker card, located at the entryway, the podium, and the media and court reporter tables. Speaker cards must be submitted to the Clerk’s staff, who will accept them on a first-come, first-served basis. Once Public Comment begins, speaker cards will no longer be accepted. **Speakers will be granted up to two minutes each, and Public Comment will not exceed 30 minutes.** Those who could not speak during Public Comment will be allowed to speak first at a subsequent Board meeting. For more information or to arrange a speaking date, contact the Clerk’s Office.

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Alcoholic Beverage Public Hearings

Police

10-0342 **Alcoholic Beverage License** – Request a public hearing for an alcoholic beverage license submitted by **Cedar Grove Wine and Spirits, LLC**, for the retail sale of wine, malt beverages, and distilled spirits located at 6015 Lynmark Way, Suite 160, Fairburn, GA 30213.

COUNTY MANAGER – UNFINISHED BUSINESS

Purchasing and Contract Compliance

10-0245 Request approval of recommended proposal, **Atlanta-Fulton Public Library System**, #09RFP0508PM-K-DJ, Program Management Services for the Atlanta Fulton County Library Capital Improvement Program, in an amount not to exceed \$3,334,928 with Jacobs ~~with GMG (Gude Management Group)~~ (Atlanta, GA), to provide a full range of program management services necessary to facilitate construction and expansion of various libraries for Phase I, which consists of the new construction of eight (8) new branch libraries and two (2) major expansions of the Auburn Avenue Research Library and South Fulton Library, upon execution of contract for a period of three (3) years with two (2) renewal options. (Cross-reference: Item #10-0161, held 1/20/10) **(HELD 2/17/10, HELD 3/3/10 for a lack of four affirmative votes)**

- 10-0246** Request approval of recommended proposals, **Finance Department** RFP #09RFP69484C-MT, Library Bond Referendum-Bond Counsel Services in the amount of \$117,000 with Hunton & Williams (Atlanta, GA) to provide bond counsel services for the Finance Department. Effective dates: eight (8) weeks from date of contract execution. **(HELD 2/17/10, HELD 3/3/10 for a lack of four affirmative votes)**
- 10-0247** Request approval of recommended proposals, **Finance Department**, RFP #09RFP69481C-MT, Library Bond Referendum – Underwriter’s Services in the amount of \$4.08 to \$5.029 per \$1000/bond with A) Citibank (Atlanta, GA), B) Goldman Sachs & Terminus (Atlanta, GA), C) Raymond James (Atlanta, GA), and D) Jackson Securities (Atlanta, GA) to provide underwriter’s services for the library referendum bond. Effective dates: eight (8) to ten (10) weeks from date of contract execution. **(HELD 2/17/10, 3/3/10)**
- 10-0249** Request approval of recommended proposals, **Finance Department**, RFP #09RFP69491C-MT, Library Bond Referendum – Financial Advisory Services, in the amount of \$127,753 with The PMF Group (Atlanta, GA) to provide financial advisory services for the Finance Department. Effective dates: twelve (12) weeks from date of contract execution. **(HELD 2/17/10, 3/3/10)**

County Manager

- 10-0267** Request Board approval of the standard operating procedures for the financial and standards of care reviews to verify the Fulton County contributions to the Fulton-Dekalb Hospital Authority as required by the Memorandum of Understanding. **(HELD 3/3/10 for a lack of four affirmative votes)**

Purchasing and Contract Compliance

- 10-0290** Request approval of lowest responsible bidders, **General Services Department**, Bid #09ITB68979YC-AP, in the total amount of \$500,000 with (A) Foster Business Interiors, Inc. (Marietta, GA) in the amount of \$200,000, (B) Ivan Allen Workspace (Atlanta, GA) in the amount of \$200,000, and (C) Graebel Atlanta Movers, Inc. (Norcross, GA) in the amount of \$100,000 to provide modular workstation and free-standing furniture and installation and reconfiguration services ~~for one year upon execution of contract with two one-year renewal option. Effective dates: March 3, 2010, through December 31, 2010.~~ upon execution of contract through December 31, 2010, with two renewal options. **(HELD 3/3/10)**

10-0291 Request approval of lowest responsible bidder, **General Services Department**, 10ITB71094K-DB, with United Pump and Control, Inc. (Suwanee, GA) in the amount of \$68,400 to provide fuel dispenser replacement for the Fulton County Facilities for 120 consecutive calendar days ~~Effective dates: March 3, 2010, through December 31, 2010.~~ upon execution of contract. **(HELD 3/3/10)**

10-0292 Request approval of lowest responsible bidder, **Public Works Department**, 101TB110469A-CJC, in the amount of \$269,220 with Traffic Markings, Inc., (Franklin, MA) to provide roadway striping for one year upon execution of contract ~~with two renewal options. Effective dates: March 3, 2010 through December 31, 2010.~~ through December 31, 2010, with two renewal options. **(HELD 3/3/10)**

10-0294 Request approval to renew existing contracts, **General Services Department**, Bid #06ITB50120YA-DR, in the amount of \$60,000 with Johnson Controls, Inc. (Roswell, GA) to provide HVAC maintenance at the Atlanta-Fulton Central, Peachtree, and Auburn Avenue libraries. ~~for one year upon execution of contract. This action exercises the second of two renewal options. No renewal options remain.~~ This action exercises the third of three renewal options. No renewal options remain. Effective dates: March 3, 23, 2010, through December 31, 2010. **(HELD 3/3/10)**

CURRENT CONTRACT HISTORY	BOC ITEM #	DATE	DOLLAR AMOUNT
Original Award Amount	06-1090	10/18/06	\$60,000
1 st Renewal	08-0147	1/16/08	\$60,000
2 nd Renewal	09-0234	2/18/09	\$60,000
3rd Renewal			\$60,000
Total Revised Amount			\$240,000

10-0295 Request approval to renew existing contract, **General Services Department**, Bid #08ITB64132C-MT, Moving Services, in the total amount of \$100,000 with (A) Beltman Group (Doraville, GA) \$63,000 and (B) Hilldrup Company (Stone Mountain, GA) \$37,000 to provide moving services for fiscal year 2010 upon execution of contract. ~~This action exercises the last of two renewal options. No renewal options remain.~~ Effective dates: ~~March 3, 2010, through December 31, 2010.~~ This action exercises the first of two renewal options. One renewal option remains. Effective dates: April 14, 2010, through December 31, 2010. **(HELD 3/3/10)**

A) Beltman Group

CURRENT CONTRACT HISTORY	BOC ITEM	DATE	DOLLAR AMOUNT
Original Award Amount	09-0231	2/18/09	\$63,000
1 st Renewal			\$63,000
Total Revised Amount			\$126,000

B) Hilldrup Company

CURRENT CONTRACT HISTORY	BOC ITEM	DATE	DOLLAR AMOUNT
Original Award Amount	09-0231	2/18/09	\$37,000
1 st Renewal			\$37,000
Total Revised Amount			\$74,000

10-0296 Request approval to renew existing contract, **General Services Department**, Bid #08ITB64017C-MT, Scrap Metal Removal, anticipated revenue-generating amount of \$3,605.16 with Star Iron & Metal (Atlanta, GA) to provide scrap metal recycling services. ~~upon execution of contract.~~ This is a revenue generating contract. This action exercises the first of two renewal options. One renewal option remains. Effective dates: ~~March 3, 2010, through December 31, 2010.~~ April 6, 2010, through April 5, 2011. **(HELD 3/3/10)**

CURRENT CONTRACT HISTORY	BOC ITEM	DATE	DOLLAR AMOUNT
Original Revenue Generated	09-0127	1/7/09	\$2,703.87
1 st Renewal (<i>Anticipated Revenue</i>)			\$3,605.16
Total Revised Amount			\$6,309.03

10-0297 Request approval to amend existing contract, **General Services Department**, ITB #09ITB68181YC-AP, Janitorial Services, in the amount of \$13,270.29 with Rite Way Services, Inc. (Norcross, GA) to provide janitorial services for the 137 Peachtree Street Building. Effective dates: ~~March 3, 2010, through December 31, 2010.~~ March 17, 2010, through September 30, 2010. **(HELD 3/3/10)**

CURRENT CONTRACT HISTORY	BOC ITEM	DATE	DOLLAR AMOUNT
Original Award Amount	09-0879	9/16/09	\$1,256,991.46
Amendment # 1			\$13,270.29
Total Revised Amount			\$1,270,261.75

COUNTY MANAGER – NEW BUSINESS

Intergovernmental Affairs

10-0343 Presentation of the State Legislative Update.

Purchasing and Contract Compliance

10-0344 Request approval of lowest responsible bidder, **General Services Department**, Bid #10ITB71242YC-AP, On-Site Door Repair, in the amount of \$120,000 with Overhead Door Company (Atlanta, GA) to provide onsite door repair including overhead doors preventative and predictive maintenance services to Fulton County facilities upon execution of contract through December 31, 2010, with two renewal options.

10-0345 Request approval for award of contract without competition, **General Services**, #10SS0434C, HVAC System Parts, in the amount of \$51,000 with Johnson Controls, Inc. (Roswell, GA) to provide HVAC Metasys System parts. Effective dates: March 17, 2010, through March 16, 2011.

10-0346 Request approval of statewide contract, **Registration and Elections Department**, #SWC70765, Automotive Capitol Hill Motor Pool and Instate Car Rental, in the amount of \$140,000 with Enterprise Car Rental (Atlanta, GA) to provide cargo vans for the 2010 elections. Effective dates: May 1, 2010, through April 30, 2011.

County Manager

10-0347 Request approval to modify the Fulton County Employee Organizations Ordinance.

COMMISSIONERS' ITEMS – UNFINISHED BUSINESS

- 10-0256** Request approval of a Resolution directing the County Manager and Purchasing Director to develop administrative regulations for the disclosure of campaign contributions by entities seeking County contracts. **(Darnell) (HELD 2/17/10, HELD 3/3/10 for a lack of four affirmative votes)**
- 10-0258** Request approval of a Resolution in support of the Atlanta Neighborhood Development Partnership's application to the United States Department of Energy's Retrofit Ramp-up Program. **(Eaves) (HELD 2/17/10 for a lack of four affirmative votes, HELD 3/3/10 for a lack of four affirmative votes.)**
- 10-0300** Request approval of a Resolution supporting the Metropolitan Atlanta Rapid Transit Authority's development and implementation of programs and infrastructure designed to promote safe stops and transit routes for the passengers and citizens of Fulton County. **(Boxill) (HELD 3/3/10)**
- 10-0301** Request approval of a Resolution approving the entering into of certain Intergovernmental Agreements with the City of Atlanta for the lease/purchase of the City of Atlanta Detention Center and for other related purposes. (Cross reference - Item 10-0162) **(Eaves) (HELD 3/3/10)**
- 10-0302** Discussion: Update from Comcast regarding Digital Migration and the Cable Franchise Agreement negotiations. **(Edwards) (HELD 3/3/10)**
- 10-0308** Discussion: Atlanta Regional Commission position on transportation. **(Edwards) (HELD 3/3/10)**

COMMISSIONERS' ITEMS – NEW BUSINESS

- 10-0348** Request approval of a Resolution authorizing the sale of certain Fulton County parks and greenspace to the City of Chattahoochee Hills. (Cross reference: Item 10-0303) **(Edwards/Riley)**
- 10-0349** Report of Board Representative to the Atlanta Development Authority Board of Directors. **(Darnell)**
- 10-0350** Discussion: FY 2010 Enhancement Grants Program. **(Darnell)**

BOARD APPOINTMENTS

10-0305 Complete Count Committee

Term: January 2009 through May 2010. Each Commissioner shall appoint two (2) members by December 31, 2008, and each Committee member shall be a resident of Fulton County.

Terms below expire May 30, 2010:

Ms. Barbara Jabuley **(Pitts)**
Mr. Joel Alvarado **(Eaves)**
Mr. Jay Francis Springs **(Boxill)**
Ms. Sharon Collins **(Boxill)**
Mr. Jerry Riley **(Darnell)**
Mr. Lawrence W. Riley **(Edwards)**
Ms. Diane Williamson **(Darnell)**
Mr. Mark Weinstein **(Pitts)**
Ms. Danielle Fernandes **(Eaves)**

Commissioner Lowe has nominated Ms. Tamara Carrera and Ms. Martha Meade for District appointments to a terms ending May 30, 2010.

(HELD 3/3/10 for a lack of four affirmative votes)

10-0351 FULTON COUNTY ARTS COUNCIL

Term = Two (2) years staggered

Terms below expired November 27, 2009:

Ms. Barbara Lyles Anderson **(Lowe)**
Ms. Patrice B. Greer **(Pitts)**
Ms. Malinda Logan **(Edwards)**

Commissioner Pitts has nominated Mr. Steven L. Guy to replace Ms. Patrice B. Greer for a District appointment to a term ending November 27, 2011.

10-0352 FRESH CITIZENS ADVISORY BOARD (Fulton Roundtable Expanded Service Headquarters)

ONLY DISTRICT COMMISSIONERS TO MAKE NOMINATIONS.

Term = One (1) year

Terms below expired December 31, 2007:

Rev. Frank Lewis (**Lowe**)
Dr. Barbara Reed (**Lowe**)

Terms below expired December 31, 2009:

Ms. Deborah Young (**Riley**)
Ms. Barbara Duffy (**Riley**)
Mr. Glen Rudh (**Riley**)
Mr. Mose James (**Edwards**)
Ms. Taffi I. Vincent (**Edwards**)
Mr. Benjamin Cummings (**Edwards**)
Ms. Robbyn Ingram (**Boxill**)

Commissioner Riley has nominated Ms. Deborah Young, Ms. Barbara Duffy, and Mr. Glen Rudh for District reappointments to terms ending December 31, 2010.

EXECUTIVE (CLOSED) SESSION

10-0353 Executive (CLOSED) Session regarding litigation. (County Attorney)

ADJOURNMENT