

# FULTON COUNTY BOARD OF COMMISSIONERS

## RECESS MEETING

February 15, 2012

10 a.m.

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

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## POST AGENDA MINUTES

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

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**Scheduled date for ratification: March 7, 2012**

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**CALL TO ORDER:** Chairman John H. Eaves

10:02 a.m.

**ROLL CALL:** Mark Massey, Clerk to the Commission

John H. Eaves, Chairman (District 1, At-Large)

**PRESENT**

Emma I. Darnell, Vice Chair (District 5)

**PRESENT**

Robert L. "Robb" Pitts, Commissioner (District 2, At-Large)

**PRESENT**

Liz Hausmann, Commissioner (District 3)

**ABSENT**

Tom Lowe, Commissioner (District 4)

**ABSENT**

Joan P. Garner, Commissioner (District 6)

**PRESENT**

William "Bill" Edwards, Commissioner (District 7)

**PRESENT**

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

**PLEDGE OF ALLEGIANCE:** Recited in unison.

## CONSENT AGENDA

### Board of Commissioners

#### 12-0100 Adoption of the Consent Agenda. (ADOPTED)

All matters listed on the Consent Agenda (Items #12-0100 through #12-0116) were considered routine by the County Commission and enacted by one motion, which was made by Vice Chair Darnell and seconded by Commissioner Garner to adopt the Consent Agenda. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.

The Consent Agenda consisted of the following items:

#### County Manager - Presentation of the Following Reports

##### Atlanta/Fulton County Library

#### 12-0101 Library Capital Improvement Program Phase 1 Update (PRESENTED UPON APPROVAL OF ITEM #12-0100)

##### Finance

#### 12-0102 Payment Voucher Report (PRESENTED UPON APPROVAL OF ITEM #12-0100)

#### 12-0103 Refund Report (PRESENTED UPON APPROVAL OF ITEM #12-0100)

##### General Services

#### 12-0104 Senior Multipurpose Facility Report (PRESENTED UPON APPROVAL OF ITEM #12-0100)

##### Intergovernmental Affairs

#### 12-0105 Grants Activity Status Report (PRESENTED UPON APPROVAL OF ITEM #12-0100)

POST AGENDA MINUTES – RECESS MEETING – February 15, 2012

Voting Breakdown: 1<sup>st</sup> number = “yea” votes

2<sup>nd</sup> number = “nay” votes

3<sup>rd</sup> number = “abstained” votes

### **Purchasing and Contract Compliance**

- 12-0106** Minority and Female Business Enterprises Participation Report and Procurement Summary (**PRESENTED UPON APPROVAL OF ITEM #12-0100**)

### **Tax Assessors Office**

- 12-0107** Tax System Report (**PRESENTED UPON APPROVAL OF ITEM #12-0100**)

### **Housing and Human Services**

- 12-0108** Request authorization by the Board of Commissioners to reallocate \$168,136 in General Fund dollars to meet the minimum required allocation amount of \$750,000 required under the provisions of the Home Investment Partnership Program and Fiscal Year 2012 Federal Appropriations Language for Housing Program to be designated as a participating jurisdiction. (**APPROVED UNDER ITEM #12-0100**)

### **Intergovernmental Affairs**

- 12-0109** Request approval of the proposed 2012 Federal Legislative Package. (**APPROVED UNDER ITEM #12-0100**)

### **Juvenile Court**

- 12-0110** Request approval to apply for and accept the Judicial Council of Georgia FY2012 Accountability Court Supplemental Grant for the grant period of January 1, 2012, through June 30, 2012. The amount of the award will be determined by the grantor based on the number of participants in the Family Drug Court Program that have been recognized as dually-diagnosed. The grant will provide supplemental funding for the Family Drug Court Program in order to provide additional services for dually-diagnosed offenders. Participants within the Juvenile Drug Court Program are considered dually-diagnosed based on the substance abuse issues in which they were referred to the program in addition to underlying mental health issues that exist which may challenge or deter treatment and recovery plans that have been developed as a participant within the Family Drug Court Program. (**APPROVED UNDER ITEM #12-0100**)

**POST AGENDA MINUTES – RECESS MEETING – February 15, 2012**

**Voting Breakdown: 1<sup>st</sup> number = “yea” votes**

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**3<sup>rd</sup> number = “abstained” votes**

**12-0111** Request approval to apply for and accept the Judicial Council of Georgia FY2012 Accountability Court Supplemental Grant for the grant period of January 1, 2012, through June 30, 2012. The amount of the award will be determined by the grantor based on the number of participants in the Juvenile Drug Court Program that have been recognized as dually-diagnosed. The grant will provide supplemental funding for the Juvenile Drug Court Program in order to provide additional services for dually-diagnosed offenders. Participants within the Juvenile Drug Court Program are considered dually-diagnosed based on the substance abuse issues in which they were referred to the program in addition to underlying mental health issues that exist which may challenge or deter treatment and recovery plans that have been developed as a participant within the Juvenile Drug Court Program. **(APPROVED UNDER ITEM #12-0100)**

**12-0112** Request approval to apply for and accept the Judicial Council of Georgia FY2012 Accountability Court Semi-Annual Grant for the grant period of January 1, 2012, through June 30, 2012, in the amount of \$65,771.34. The grant will fund the implementation of a Juvenile Mental Health Court Program. Participants within the Juvenile Mental Health Court Program would be court-involved youth, 11 to 17.5 years of age, who have serious mental illness (SMI, including Psychotic Disorders, Major Depressive Disorder, Bipolar Disorder, Post-Traumatic Stress Disorder) and whose treatment of those mental health issues are of highest priority versus rehabilitative treatment plans they would have received in other court programs (i.e. Juvenile Drug Court). This population would represent a recent history of one or more psychiatric hospitalizations in addition to their delinquency offense (with the mental health diagnosis/diagnoses as primary). In addition, youth who have been adjudicated dependent (due to mental incompetence to stand trial) will be included in the target population. **(APPROVED UNDER ITEM #12-0100)**

### **Public Works**

**12-0113** Request approval to apply for and accept the Urban Waters Small Grant (EPA-OW-10-12-01) in the amount of \$60,000. **(APPROVED UNDER ITEM #12-0100)**

## Sheriff

**12-0114** Request approval of the 2011 Equitable Sharing Agreement and Certification with the U.S. Department of Justice for the Fulton County Sheriff's Office, establishing the requirements for participation in the Federal Equitable Sharing Program and the restrictions upon the use of federally forfeited cash, property, or proceeds. **(APPROVED UNDER ITEM #12-0100)**

**12-0115** Request approval of the amended 2010 Equitable Sharing Agreement and Certification with the U.S. Department of Justice for the Fulton County Sheriff's Office, establishing the requirement for participation in the Federal Equitable Sharing Program and the restriction upon the use of the federally forfeited cash, property, or proceeds. **(APPROVED UNDER ITEM #12-0100)**

## Clerk to the Commission

**12-0116** Proclamations for Spreading on the Minutes. **(SPREAD ON THE MINUTES UNDER ITEM #12-0100)**

“Road to Safety Appreciation Day”  
February 1, 2012 **(Hausmann)**

“Integrity Transformations Community Development Corporation Day”  
February 3, 2012 **(Garner)**

“Bishop Edward M. Clark Appreciation Day”  
February 4, 2012 **(Edwards)**

“Elizabeth Thompson Appreciation Day”  
February 9, 2012 **(Darnell)**

“Captain Kenneth B. Hunter Appreciation Day”  
February 10, 2012 **(Edwards)**

## RECESS MEETING AGENDA

### Board of Commissioners

**12-0117** Adoption of the Recess Meeting Agenda. **(ADOPTED)**

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to adopt the Recess Meeting Agenda as amended to add Board Appointment nominations to Items #12-0137 and #12-0138; add Items #12-0140, #12-0141, and #12-0142; and move up Items #12-0098 and #12-0122 to be heard immediately following Public Comment. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.**

**12-0118** Ratification of Minutes. **(RATIFIED)**

Recess Meeting Minutes, January 18, 2012  
Special Call Meeting Minutes, January 18, 2012  
Regular Meeting Post Agenda Minutes, February 1, 2012  
Special Call Meeting Post Agenda Minutes, February 8, 2012

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to ratify the minutes. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.**

**12-0119** Presentation of Proclamations and Certificates. **(ONE PRESENTATION CONDUCTED)**

Proclamation recognizing "Fulton County Employees Association Appreciation Day." **(Darnell)**

**NOT PRESENTED.**

Proclamation recognizing D.T. Howard High School Alumni 20<sup>th</sup> Anniversary." **(Garner)**

**PRESENTATION CONDUCTED.**

**POST AGENDA MINUTES – RECESS MEETING – February 15, 2012**

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**2<sup>nd</sup> number = "nay" votes**

**3<sup>rd</sup> number = "abstained" votes**

**PUBLIC HEARINGS**

**Board of Commissioners**

**12-0120 Public Comment. (CONDUCTED)**

**13 SPEAKERS: Ms. Leah Garces (Supports Bullhook Ban); Ms. Belle Terziev (Supports Bullhook Ban); Ms. Sonia Swartz (Supports Bullhook Ban); Ms. Jean Barnes (Supports Bullhook Ban); Ms. Nancy Rinzler (Supports Bullhook Ban); Ms. Julie Robertson (Supports Bullhook Ban); Ms. Leah Cutler (Supports Bullhook Ban); Ms. Anna Ware (Supports Bullhook Ban); Ms. Kathleen Albert (Camp Truitt Closing); Mr. Grant L. Rainey (Camp Truitt Closing); Mr. Allen (Camp Truitt Closing); Ms. Carolyn Rogers (Camp Truitt Closing); and Ms. Jessie Lucas (Camp Truitt Closing).**

**Police - Alcoholic Beverage License Public Hearings**

**12-0121** World Elite Spirits, LLC, 200 Bucknell Court SW, Atlanta, GA 30336  
For wholesale distribution of wine and distilled spirits. **(Public Hearing Only) (CONDUCTED)**

**SOUNDED AFTER ITEM #12-0098. NO SPEAKERS.**

**ENVIRONMENT AND COMMUNITY DEVELOPMENT**

**Zoning, Use Permit, River Corridor,  
and Zoning Modification Applications**

**UNFINISHED BUSINESS - Three Related Cases**

**12-0080** 2011Z-0011 FC – Boat Rock Road (**HELD 2/1/12 by Board vote**) (HELD)  
**12-0081** 2011U-0002 FC – Boat Rock Road (**HELD 2/1/12 by Board vote**) (HELD)

E & CD Dept.:	Recommendation: Approval Conditional
CZB:	Recommendation: Approval Conditional
CLUP:	Consistent
Approval:	Mr. Clifton Jenkins, Mr. Wallace Linsey Sr., Ms. Lynn Jarrett-Gude, Mr. Bruce Moody, Ms. Susan Maziar, and Ms. Carla Mannings
Absent:	Ms. Rosemary Lawson-Edge

**POST AGENDA MINUTES – RECESS MEETING – February 15, 2012**

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3<sup>rd</sup> number = “abstained” votes**

**12-0082** 2011VC-0017 FC – Boat Rock Road (**HELD 2/1/12 by Board vote**)  
**(HELD)**

E & CD Dept.: Recommendation: Approval Conditional – Parts 1, 3, and 4; Denial – Part 2  
CZB: Recommendation: Approval per Staff  
CLUP: N/A  
Approval: Mr. Clifton Jenkins, Mr. Wallace Linsey Sr., Ms. Lynn Jarrett-Gude, Mr. Bruce Moody, Ms. Susan Maziar, and Ms. Carla Mannings  
Absent: Ms. Rosemary Lawson-Edge

Application by Mr. Archie Johnson for Ms. Shawana Pace of Pace Delmont Inc. seeks a rezoning from R-3 (Residential) to an R-6 (Residential) zoning classification along with a Use Permit to operate a 3,080 square foot daycare facility within the existing structure for 30 children. The applicant also seeks the following 4-Part Concurrent Variance:

Part 1 - Reduce the 40-foot buffer and 10-foot improvement setback to an 18-foot buffer along the Camp Creek Parkway (Article 12.F.4. Section A.1.);

Part 2 - Allow a daycare facility within 1,000 feet of gravity flow sewer to be on septic (Article 19.4.15. Section B.9.);

Part 3 - Delete the 10-foot improvement setback along the east property line (Article 4.23.1.); and

Part 4 - Allow a daycare facility within ½ mile of an approved facility along Boat Rock Road (Article 19.4.15. Section B.10).

The subject 1.06 acre site has approximately 150 feet of road frontage along the northern side of Boat Rock Road and 314.20 feet of road frontage along the eastern side of Camp Creek Parkway, located in Land Lot 109, District 14F, Fulton County, Georgia.

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to hold Items #12-0080, #12-0081, and #12-0082 until the next Board meeting (3/7/12). The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.**

**COUNTY MANAGER – NEW BUSINESS**

**Housing and Human Services**

- 12-0122** Fulton County Youth Commissioners 2011-2012 Induction Ceremony. **(CONDUCTED)**

**MOVED UP AND SOUNDED AFTER ITEM #12-0120.**

**Intergovernmental Affairs**

- 12-0123** State Legislative Program Update. **(UPDATE CONDUCTED)**

**SOUNDED AFTER ITEMS #12-0080, #12-0081, AND #12-0082.**

**Vice Chair Darnell and Commissioner Garner requested the Legislative Team to provide information on why Fulton County’s redistricting map was not handled in the customary manner with respect to processing local legislation.**

**Purchasing and Contract Compliance**

- 12-0124** Request approval to participate in a Cooperative Purchasing Agreement with the U.S. Communities Government Purchasing Alliance to utilize contract #11019, Maintenance Repair Operations (MRO) – Building Materials with The Home Depot. Effective date: upon BOC approval. **(APPROVED)**

**A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.**

- 12-0125** Request approval to rescind previous Board Action, **General Services Department**, #10RFP775166K-JD, Architectural and Engineering Services for Fulton County Government Center Waterproofing, in the amount of \$1,200,000 with Middough, Inc. (Atlanta, GA) to provide architectural and engineering services for Governmental Center waterproofing. **(APPROVED)**

**POST AGENDA MINUTES – RECESS MEETING – February 15, 2012**

**Voting Breakdown: 1<sup>st</sup> number = “yea” votes**

**2<sup>nd</sup> number = “nay” votes**

**3<sup>rd</sup> number = “abstained” votes**

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-0-0. Chairman Eaves and Commissioners Pitts, Garner, and Edwards voted yea. Vice Chair Darnell did not vote. Commissioners Hausmann and Lowe were absent.**

- 12-0126** Request approval of recommended proposal, **Finance Department**, RFP #11RFP85299C-MT, OMB A-133 Single Audit Services, in the amount of \$77,750 with PJC Group (Atlanta, GA) to provide single audit services, effective upon execution of contract through December 31, 2012, with two renewal options. **(APPROVED)**

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-0-0. Chairman Eaves and Commissioners Pitts, Garner, and Edwards voted yea. Vice Chair Darnell did not vote. Commissioners Hausmann and Lowe were absent.**

- 12-0127** Request approval of recommended proposal, **Finance Department**, RFP #11RFP80986C-MT, GASB 43 & 45 Actuarial Services, in the amount of \$27,900 with Aon Hewitt (Atlanta, GA) to provide GASB 43 & 45 Actuarial Services, effective upon execution of contract through December 31, 2012, with two renewal options. **(APPROVED)**

**A motion was made by Commissioner Garner and seconded by Commissioner Edwards to approve. The motion carried by a vote of 4-0-0. Chairman Eaves and Commissioners Pitts, Garner, and Edwards voted yea. Vice Chair Darnell did not vote. Commissioners Hausmann and Lowe were absent.**

- 12-0128** Request approval of lowest responsible bidder, **Department of Public Works**, Bid #11ITB2W044K-DB, W044 Haynes Bridge Road Water Line Improvements, in the amount of \$621,740 with Kemi Construction Company, Inc. (Atlanta, GA) to provide construction services for water main improvements, upon issuance of Notice to Proceed for 180 consecutive calendar days. **(APPROVED)**

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-0-0. Chairman Eaves and Commissioners Pitts, Garner, and Edwards voted yea. Vice Chair Darnell did not vote. Commissioners Hausmann and Lowe were absent.**

**12-0129** Request approval of Statewide Contract, **Registration and Elections Department**, #SWC70765, Automotive Car and Van Rental, in the amount \$115,600 with Enterprise Car Rental (Atlanta, GA) to provide cargo vans required for the 2012 General Municipal Elections, effective upon BOC approval. **(APPROVED)**

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-0-0. Chairman Eaves and Commissioners Pitts, Garner, and Edwards voted yea. Vice Chair Darnell did not vote. Commissioners Hausmann and Lowe were absent.**

**12-0130** Request approval of recommended proposal, **Atlanta-Fulton Public Library System**, ~~RFP #11RFP80242K-LW (L006)~~ RFP #11RFP80542K-LW (L005), Architectural and Engineering Services for a new 10,000 square foot library for the Atlanta-Fulton Public Library Capital Improvement Program, Phase I, in the amount of \$311,507 with Houser Walker Architecture, LLC (Atlanta, GA) to provide design and construction administration services for the Palmetto Branch Library, effective upon date of contract execution for three years until contract completion or as determined by the County. **(APPROVED)**

**A. A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve. (NO VOTE TAKEN)**

**B. A motion was made by Commissioner Edwards and seconded by Commissioner Garner to approve. The motion carried by a vote of 4-0-1. Chairman Eaves, Vice Chair Darnell, and Commissioners Garner and Edwards voted yea. Commissioner Pitts abstained. Commissioners Hausmann and Lowe were absent.**

**Commissioner Pitts requested that Staff, in the future, be prepared to discuss the dollar amounts submitted by each vendor.**

**12-0131** Request approval of recommended proposal, **Atlanta-Fulton Public Library System**, ~~RFP #11RFP80242K-LW (L005)~~ RFP #11RFP80542K-LW (L010), Architectural and Engineering Services for the 10,000 square foot expansion and renovation of an existing library for the Atlanta-Fulton Public Library Capital Improvement Program, Phase I, in the amount of \$541,939 with McAfee3 Architects, Inc. (Atlanta, GA) to provide design and construction administration services for the South Fulton Branch Library, effective upon date of contract execution for three years until contract completion or as determined by the County. **(APPROVED)**

**A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-0-1. Chairman Eaves, Vice Chair Darnell, and Commissioners Garner and Edwards voted yea. Commissioner Pitts abstained. Commissioners Hausmann and Lowe were absent.**

**12-0132** Request approval of recommended proposal, **Atlanta-Fulton Public Library System**, ~~RFP #11RFP80242K-LW (L010)~~ RFP #11RFP80542K-LW (L006), Architectural and Engineering Services for a new 15,000 square foot library for the Atlanta-Fulton Public Library Capital Improvement Program, Phase I, in the amount of \$489,304 with Stanley, Love-Stanley, P.C. (Atlanta, GA) to provide design and construction administration services for the Southeast Atlanta Branch Library, effective upon date of contract execution for three years until contract completion or as determined by the County. **(APPROVED)**

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-0-1. Chairman Eaves, Vice Chair Darnell, and Commissioners Garner and Edwards voted yea. Commissioner Pitts abstained. Commissioners Hausmann and Lowe were absent.**

**12-0133** Request approval of recommended proposal, **Atlanta-Fulton Public Library System**, ~~RFP #11RFP80242K-LW (L003)~~ RFP #11RFP80542K-LW (L003), Architectural and Engineering Services for a new 25,000 square foot library for the Atlanta-Fulton Public Library Capital Improvement Program, Phase I, in the amount of \$636,275 with Stevens Wilkinson GA, Inc. (Atlanta, GA) to provide design and construction administration services for the Milton Branch Library, effective upon date of contract execution for three years until contract completion or as determined by the County. **(APPROVED)**

A motion was made by Chairman Eaves and seconded by Commissioner Garner to approve. The motion carried by a vote of 4-0-1. Chairman Eaves, Vice Chair Darnell, and Commissioners Garner and Edwards voted yea. Commissioner Pitts abstained. Commissioners Hausmann and Lowe were absent.

**12-0134** Discussion: Assessment of the policies and procedures pertaining to the selection of vendors and contractors report. **(DISCUSSION CONDUCTED)**

**SOUNDED AFTER ITEM #12-0139.**

Commissioner Garner requested Staff to examine the County's overall procurement practices regarding the current policies and whether they are up to date.

Vice Chair Darnell recommended that the Board consider directing the County Manager to use an outside firm to perform an operational assessment of the County's procurement policies and procedures.

Commissioner Edwards suggested that Staff work toward achieving more equitable participation by vendors that submit bids for County contracts by (1) cleaning up the County's reputation regarding procurements, (2) tightening up the County's MFBE policy, (3) providing better explanations to vendors regarding how to submit bids, (4) reassessing the costs that vendors incur when making submissions, and (5) reevaluating a vendor's ability to serve as a prime and a sub for the same project.

<b>COMMISSIONERS ITEMS – UNFINISHED BUSINESS</b>
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**12-0093** Discussion: Intrafund Transfers. **(Hausmann)** *(HELD 2/1/12, as requested by Commissioner Hausmann)* **(HELD)**

**THIS ITEM WAS HELD.**

**12-0098** Discussion: Fulton/Atlanta Land Bank Authority. **(Darnell)** *(HELD 2/1/12, as requested by Vice Chair Darnell)* **(DISCUSSION CONDUCTED)**

**MOVED UP AND SOUNDED AFTER ITEM #12-0122.**

**Presentation given by Fulton/Atlanta Land Bank Authority Executive Director Chris Norman.**

**Chairman Eaves suggested to Mr. Norman that he use high school dropout rates and incarceration rates in certain areas to help identify the places needing revitalization. The Chairman also encouraged Mr. Norman to contact the County Manager and Human Services Department for their input pertaining to the development of the Authority's strategic plan. The Chairman also recommended that Mr. Norman contact HUD to ascertain whether federal dollars can be leveraged to convert dilapidated property for the purpose of addressing homelessness.**

**Commissioner Edwards asked Mr. Norman to submit a synopsis of the Authority's activities in unincorporated South Fulton.**

<b>COMMISSIONERS ITEMS – NEW BUSINESS</b>
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**Commissioners Discussion Items**

**12-0135** Report of Board Representative to the Atlanta Development Authority (Invest Atlanta) Board of Directors. (Darnell) (REPORT CONDUCTED)

**Commissioner Edwards asked Vice Chair Darnell if she could provide the number of personnel at the Atlanta Beltline, along with the cost of their salaries/benefits.**

**12-0136** Discussion: Strategies for the 2013 Budget. (Eaves) (DISCUSSION CONDUCTED)

**Commissioners Edwards and Garner suggested that, in the future, the Board should consider conducting a work session on this type of item prior to it being discussed in a Board meeting so that the meeting process can be expedited and Board members can have the opportunity to provide more input.**

**Commissioner Garner requested that the proposal of the County's operations include an evaluation of assets and systems to determine whether savings can be attained in these areas.**

Vice Chair Darnell requested that the budget process include a collection of data and a comprehensive review regarding (1) the external environmental factors that affect the County's work and costs, (2) purchasing and contract compliance policies and procedures, (3) human resources and career development in the workforce, and (4) outsourcing certain human services areas to nonprofits, along with an assessment of the strength of the programs that have already been transitioned. She also wants the budget process to reflect more citizen involvement and communication.

The Chairman indicated that modifications will be made to what was presented today, and a Budget Work Session will take place next month.

### District Board Appointments

**12-0137** Commission on Elderly Affairs (**APPROVED**)

Term = 1 year

Terms below expired October 8, 2011:

Ms. Elizabeth Gross (**Edwards**)

Ms. Helene S. Mills (**Garner**)

Mr. Ben Howard (**Pitts**)

Mrs. Lithangia Robinson-Murray (**Darnell**)

Ms. Bernice Hunter (**Eaves**)

Commissioner Garner nominated Ms. Helene S. Mills for a District reappointment to a term ending October 8, 2012.

**\*Vice Chair Darnell nominated Mrs. Lithangia Robinson-Murray for a District reappointment to a term ending October 8, 2012. (\*THIS NOMINATION WAS ADDED UPON THE ADOPTION OF THE AGENDA)**

A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve all nominations under Items #12-0137, #12-0138, and #12-0140. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.

**12-0138** FRESH (Fulton Roundtable Expanded Services Headquarters) Citizens Advisory Board (**APPROVED**)

Term = 1 Year

Terms below expired December 31, 2011

Mr. Byron Amos (**Garner**)  
Ms. Deborah D. Young (**Hausmann**)  
Ms. Barbara Duffy (**Hausmann**)  
Mr. Glen Rudh (**Hausmann**)  
Mr. Benjamin Cummings (**Edwards**)  
Ms. Taffi I Vincent (**Edwards**)  
Mr. Mose James (**Edwards**)

**Commissioner Hausmann nominated Ms. Barbara Duffy and Mr. Glen Rudh for District reappointments to terms ending December 31, 2012.**

**\*Commissioner Garner nominated Ms. Stephanie Flowers to replace Mr. Byron Amos for a District appointment to a term ending December 31, 2012 (\*THIS NOMINATION WAS ADDED UPON THE ADOPTION OF THE AGENDA)**

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve all nominations under Items #12-0137, #12-0138, and #12-0140. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.**

#### **Executive (Closed) Session**

**12-0139** Executive (CLOSED) Session regarding litigation (**County Attorney**) and real estate (**County Manager**). (**CONDUCTED AND ACTION TAKEN**)

**CONDUCTED AFTER ITEM #12-0142.**

**PRESENT IN BOTH EXECUTIVE SESSIONS: Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards (Commissioners Hausmann and Lowe were absent); County Manager Zachary L. Williams; County Attorney R. David Ware; and Clerk to the Commission Mark Massey.**

*POST AGENDA MINUTES – RECESS MEETING – February 15, 2012*

*Voting Breakdown: 1<sup>st</sup> number = “yea” votes*

*2<sup>nd</sup> number = “nay” votes*

*3<sup>rd</sup> number = “abstained” votes*

**LATER IN THE MEETING (AFTER ITEM #12-0141):**

**A motion was made by Chairman Eaves and seconded by Commissioner Edwards to authorize the County Attorney to settle the case of Yoels vs. the Tax Commissioner of Fulton County for \$36,827.46. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.**

**ADDED UPON THE ADOPTION OF THE AGENDA**

**12-0140      Commissioners Items – District Board Appointment – Metro Mental Health, Developmental Disabilities, and Additive Diseases Planning Board (APPROVED)**

Members of the Board shall be appointed for a period of three (3) years. A member may serve no more than two (2) consecutive terms on the board.

Term = 3 years; terms below expired August 1, 2011:

Ms. Camille A. Smith (**Boxill**)  
Ms. Debra Currere (**Lowe**)

**Commissioner Garner nominated Ms. Susan J. Levy to replace Ms. Camille A. Smith for a District appointment to a term ending August 1, 2014.**

**A motion was made by Commissioner Garner and seconded by Chairman Eaves to approve all nominations under Items #12-0137, #12-0138, and #12-0140. The motion carried by a vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and Commissioners Pitts, Garner, and Edwards voted yea. Commissioners Hausmann and Lowe were absent.**

**12-0141**      **Commissioners Items** – Full Board Appointment – South Fulton  
Community Improvement District Board (**APPROVED**)

Term = 2 years; term below expired January 24, 2012:

Mr. Kent Mason (**Edwards**)

**Commissioner Edwards nominated Mr. Kent Mason for a full Board  
reappointment to a term ending January 24, 2014.**

**A motion was made by Commissioner Edwards and seconded by  
Chairman Eaves to approve the nomination. The motion carried by a  
vote of 5-0-0. Chairman Eaves, Vice Chair Darnell, and  
Commissioners Pitts, Garner, and Edwards voted yea.  
Commissioners Hausmann and Lowe were absent.**

**12-0142**      **Commissioners Items** – Discussion: Briefing by the County Attorney  
regarding Fulton County Superior Court Judge John J. Goger’s TRO  
(Temporary Restraining Order) ruling as it relates to the Fulton  
County Ordinance that bans the use of bullhooks on elephants.  
(Pitts) (**DISCUSSION CONDUCTED**)

**SOUNDED AFTER ITEM #12-0133.**

**ADJOURNMENT**

**Chairman Eaves adjourned the meeting at 2:20 p.m.**