FULTON COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

September 5, 2012

10 a.m.

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

POST AGENDA MINUTES

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

Scheduled date for ratification: September 19, 2012

CALL TO ORDER: Chairman John H. Eaves 10:20 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)        ABSENT
Robert L. "Robb" Pitts, Commissioner (District 2, At-Large)  PRESENT
Liz Hausmann, Commissioner (District 3)         PRESENT
Tom Lowe, Commissioner (District 4)            PRESENT
Joan P. Garner, Commissioner (District 6)      PRESENT
William “Bill” Edwards, Commissioner (District 7)  PRESENT

INVOCATION:  Bishop Aaron Lackey, Temple of Prayer Family
Worship Center, Fairburn, Georgia

PLEDGE OF ALLEGIANCE: Recited in unison
Adoption of the Consent Agenda. (ADOPTED)

All matters listed on the Consent Agenda (Items #12-0708 through #12-0721, excluding *Items #12-0716 and #12-0721) were considered routine by the County Commission and enacted by one motion.

*These Items were moved to the Regular Meeting Agenda for separate consideration, as requested by Commissioner Edwards.

A motion was made by Commissioner Edwards and seconded by Commissioner Garner to adopt the Consent Agenda as amended. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Garner, and Edwards voted yea. Commissioner Lowe did not vote. Vice Chair Darnell was absent.

Proclamations for Spreading on the Minutes. (SPREAD ON THE MINUTES UPON APPROVAL OF ITEM #12-0707)

“Wallace Baldwin Jr. Appreciation Day”
August 15, 2012 (Darnell)

“Nigeria-America Business and Investment Summit Day”
August 22, 2012 (Eaves)

“Maynard Jackson Youth Foundation Day”
August 24, 2012 (Eaves)

“Eagle Scout Justin Olivier Bryant Appreciation Day”
August 25, 2012 (Hausmann)

“Margaret Aiken Jacobs Appreciation Day”
August 25, 2012 (Darnell)

“Lucy Harris Appreciation Day”
August 26, 2012 (Eaves)

“Eagle Scout Austin Alexander Wright Appreciation Day”
September 1, 2012 (Hausmann)
“Carson Heady Appreciation Day”
September 1, 2012 (Hausmann)

“Southeastern Kentucky Heritage Association Day”
September 2, 2012 (Pitts)

County Manager

12-0709 Request approval of a Memorandum of Understanding between the Fulton County Second Chance Reentry Demonstration Project and United Way. (APPROVED UNDER ITEM #12-0707)

Atlanta/Fulton County Library

12-0710 Request approval to apply for and accept a grant award of $500 from The Gilder Lehrman Institute of American History for the purpose of presenting programs about the Civil War. (APPROVED UNDER ITEM #12-0707)

Facilities and Transportation

12-0711 Request approval to submit a permit application for a fully actuated traffic signal at the intersection of Martin Luther King Jr. Drive and Adamsville Place Parkway to the Georgia Department of Transportation (GDOT). (APPROVED UNDER ITEM #12-0707)

Facilities and Transportation – Land Division

12-0712 Request approval of a Rental Agreement between Fulton County Government and the Georgia Department of Human Resources Division of Family and Children Services for 75,200 square feet of office and clinic space for the Fulton County Regional Health Center located at 1249 Donald Lee Hollowell Parkway. (APPROVED UNDER ITEM #12-0707)
Health Services

12-0713
Request approval to apply for and accept a grant from the Agency for Toxic Substances and Disease Registry (ATSDR) in the amount of $150,000 to implement the Environmental and Public Health Education for Community Transformation (EPHECT) project. This funding will support conduct activities in the Proctor Creek North Avenue Basin (English Avenue/Vine City) that will identify brownfield and land reuse sites and educate the community on the potential health risks from exposure to hazardous substances, pollutants, or contaminants on the identified sites. The period of performance is October 1, 2012, through September 30, 2013. (APPROVED UNDER ITEM #12-0707)

Housing and Human Services

12-0714
Request approval of the FY2012 contract in the amount of $3,202,054 with the Atlanta Regional Commission (ARC) to support the provision of Aging Services from July 1, 2012, through June 30, 2013. Services include adult daycare, case management, information and assistance, congregate meals, home-delivered meals, homemaker, personal care, out-of-home respite, transportation, and volunteer opportunities. (APPROVED UNDER ITEM #12-0707)

Juvenile Court

12-0715
Request approval to apply for and accept the Purchase of Services for Juvenile Offenders grant in the amount of $7,500 to provide support for mental health assessments and education supplies for court-involved youth. Term: October 1, 2012, through September 30, 2013. (APPROVED UNDER ITEM #12-0707)
Personnel

12-0716 Request approval to spread on the minutes a contract employee hired by Fulton County Government.

THIS ITEM WAS MOVED TO THE REGULAR MEETING AGENDA FOR SEPARATE CONSIDERATION, AS REQUESTED BY COMMISSIONER EDWARDS.

A motion was made by Commissioner Hausmann and seconded by Commissioner Edwards to approve. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Garner, and Edwards voted yea. Commissioner Lowe did not vote. Vice Chair Darnell was absent.

Sheriff

12-0717 Request approval of a renewal of an Intergovernmental Agreement between South Fulton Regional Jail in Union City and Fulton County for the housing of up to 200 Fulton County Jail inmates at a cost of $48.75 per day per inmate for an average monthly population of 200 inmates and $50 per day per inmate for a monthly population of less than 200 inmates, effective September 21, 2012, through September 20, 2013, with one (1) yearly renewal option remaining. (APPROVED UNDER ITEM #12-0707)

12-0718 Request approval of an Intergovernmental Agreement between the City of Atlanta Department of Corrections and the Fulton County Sheriff’s Office for the joint cooperation of law enforcement duties during an emergency situation at no cost to Fulton County. (APPROVED UNDER ITEM #12-0707)

12-0719 Request approval of an exception to the Transfer of Leave Policy PR1200-12 to allow the incumbent (only) in position #04858 in the Sheriff’s Office to receive an additional 240 hours of leave time from employees due to an extended illness. (APPROVED UNDER ITEM #12-0707)
State and Magistrate Court

12-0720 Request approval of an Intergovernmental Agreement between Fulton County and the Georgia Public Defender Standards Council for misdemeanor indigent defense services from January 1, 2013, through December 31, 2013. Amount: $1,901,528.90. (APPROVED UNDER ITEM #12-0707)

Water Resources

12-0721 Request approval of an Indemnification, Maintenance, and Land Use Agreement for private improvement at 920 Woodsmith Lane, Johns Creek, Georgia, by Abbotts Bridge Land Partners, LLC, property owner.

THIS ITEM WAS MOVED TO THE REGULAR MEETING AGENDA FOR SEPARATE CONSIDERATION, AS REQUESTED BY COMMISSIONER EDWARDS.

A motion was made by Commissioner Hausmann and seconded by Commissioner Edwards to approve. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Garner, and Edwards voted yea. Commissioner Lowe did not vote. Vice Chair Darnell was absent.

REGULAR MEETING AGENDA

Board of Commissioners

12-0722 Adoption of the Regular Meeting Agenda. (ADOPTED)

A motion was made by Commissioner Edwards and seconded by Chairman Eaves to adopt the Regular Meeting Agenda as amended to move up Item #12-0757, hear together Items #12-0636 and #12-0760, and add Item #12-0763. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Garner, and Edwards voted yea. Commissioner Lowe did not vote. Vice Chair Darnell was absent.
12-0723 Ratification of Minutes. (HELD)

Regular Meeting Minutes, Aug. 1, 2012
Recess Meeting Post Agenda Minutes, Aug. 15, 2012
Special Call Meeting (animal control) Post Agenda Minutes, Aug. 15, 2012
Special Call Meeting (animal control) Minutes, Aug. 15, 2012

A motion was made by Chairman Eaves and seconded by Commissioner Garner to ratify the minutes. The vote was 3-0-0. Chairman Eaves and Commissioners Hausmann and Garner voted yea. Commissioners Pitts and Edwards were present but did not vote. Commissioner Lowe did not vote. Vice Chair Darnell was absent. (THE MOTION FAILED FOR A LACK OF FOUR AFFIRMATIVE VOTES; THEREFORE, NO ACTION WAS TAKEN AND THIS ITEM WAS HELD)

12-0724 Presentation of Proclamations and Certificates. (ONE PRESENTED)

Proclamation recognizing "National Preparedness Month." (BOC) PRESENTED.

Proclamation recognizing "Constitution Week." (Eaves) NOT PRESENTED.
Board of Commissioners

12-0725 Public Comment. (CONDUCTED)

Citizens are allowed to voice County-related opinions, concerns, requests, 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 15 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.

13 SPEAKERS: Mr. William Moyer (supports Item #12-0745 re medical insurance provider); Ms. Mildred Garrison-Obie (yielded time to Ms. Patricia “Ajike” Williams); Mr. Fred Wooten (yielded time to Ms. Patricia “Ajike” Williams); Ms. Patricia “Ajike” Williams (state of seniors); Ms. Cynthia Dunn-DuHart (supports Item #12-0745 re medical insurance provider); Ms. Henri Jordan (injustice); Ms. Kathy Chatman (supports Item #12-0745 re medical insurance provider); Ms. Tamara Woods (supports Item #12-0745 re medical insurance provider); Ms. Rose Mason (supports Item #12-0745 re medical insurance provider); Ms. Mara Sanchez (supports Item #12-0745 re medical insurance provider); Mr. Kliff Grimes (supports Item #12-0745 re medical insurance provider; classification of employees); Mr. Albert Johnson (Benson Multipurpose Center furniture); and Ms. Dorothy Benson (Benson Multipurpose Center furniture).

Police - For Public Hearing Only

12-0726 Baltimore Crab & Seafood / Pearl II LLC, d/b/a Baltimore Crab & Seafood - 1075 Fairburn Road, Suite 104, Atlanta, GA 30331
Sale and consumption of wine, malt beverages, and distilled spirits on the premises. Application is for a new business at the location. (PUBLIC HEARING CONDUCTED)

PUBLIC HEARING CONDUCTED. NO SPEAKERS.
Fulton Food Mart INC. d/b/a Roosevelt Express (Retail Only)
3565 Roosevelt Highway, College Park, GA 30349
Retail sale of wine and malt beverages. Application is for a change of ownership of the business. (PUBLIC HEARING CONDUCTED)

PUBLIC HEARING CONDUCTED. NO SPEAKERS.

Police - For Public Hearing and Approval

12-0728 Special Event Temporary Alcoholic Beverage Permit - Request a public hearing and approval for FBR Management, LLC, d/b/a FBR Management, to allow the sale and consumption of wine, malt beverages, and distilled spirits on the premises at the CounterPoint Music Festival, located at Bouckaert Farms, 9445 Browns Lake Road, Fairburn, Georgia 30213. Event dates: September 27-29, 2012. (PUBLIC HEARING CONDUCTED AND ITEM APPROVED)

PUBLIC HEARING CONDUCTED. NO SPEAKERS.

A motion was made by Commissioner Edwards and seconded by Commissioner Pitts to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

ZONING, USE PERMIT, AND ZONING MODIFICATION APPLICATIONS

Zoning Public Hearing - Citizens may speak for or against a zoning issue, and each side will have up to 10 minutes to present its case. Prior to speaking, please complete a speaker card and present it when approaching the podium. If you are representing an organization, you must also complete an affidavit and have it notarized by the Clerk’s staff seated at the table in front of Assembly Hall. If you have any documents for the Commissioners, please provide 10 copies and present them when approaching the podium. When speaking, always talk directly into the microphone and begin by stating your name, address, and the name of any organization you represent.
Planning and Community Services

12-0729  2012Z-0010 FC - Research Center Atlanta Drive (APPROVED)

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

Application by David Robinson for Hashim Abdi of Mint Life Group, LLC seeks a rezoning from M-1 (Light Industrial) to a C-1 (Community Business) zoning classification to allow a limousine transportation service in a 5,225 square foot existing structure. The subject 1.08 acre site has approximately 105.54 feet of road frontage along the western side of Research Center Atlanta Drive, located in Land Lot 247, District 14, Fulton County, Georgia.

SOUNDED/HEARD AFTER ITEM #12-0757.

A motion was made by Commissioner Edwards and seconded by Commissioner Pitts to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

COUNTY MANAGER’S ITEMS – NEW BUSINESS

County Manager

12-0730  Presentation of FY2012 Midyear Report. (PRESENTED)

REPORT PRESENTED.

Chairman Eaves wants the County Manager to provide recommendations to make up the potential shortfall within the next 30 days (by the first Board meeting in October).
Purchasing and Contract Compliance

12-0731
Request approval to renew existing contract, Department of Water Resources, Bid #10ITB74465A-DR, Water Quality Sampling and Related Services, in the amount of $136,697 with R2T, Inc. (Atlanta, GA) to provide water quality monitoring and related services. This action exercises the second of three renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0732
Request approval to renew existing contract, Department of Water Resources, Bid #10ITB74469A-DR, Manholes, Frames, and Grates, in the amount of $187,000.70 with Ferguson Waterworks (Braselton, GA) to provide manholes, frames, and grates. This action exercises the second of two renewal options. No renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0733
Request approval to renew existing contract, Department of Water Resources, Bid #11ITB76300A-DR, Fire Hydrants and Parts, in the amount of $100,706 with Kendall Supply, Inc. (Atlanta, GA) to provide fire hydrants and parts. This action exercises the second of two renewal options. No renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Commissioner Hausmann to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.
12-0734 Request approval to renew existing contract, Department of Water Resources, Bid #11ITB79995A-DR, Large Water Meter Installation Services, in the amount of $1,375,220 with Site Engineering, Inc. (Atlanta, GA) to provide large water meter installation services. This action exercises one of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0735 Request approval to renew existing contract, Department of Water Resources, Bid #11ITB80180A-DR, Uniforms and Accessories, in the amount of $71,300 with Eagle Safety Supply, Inc. (Tucker, GA) to provide uniforms and accessories. This action exercises one of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Garner and seconded by Commissioner Lowe to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0736 Request approval to renew existing contract, Department of Water Resources, Bid #11ITB80323A-DR, Water Meters, in the amount of $2,042,635 with Delta Municipal Supply Co. (Lawrenceville, GA) to provide water meters. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.
12-0737  Request approval to renew existing contract, **Department of Water Resources**, Bid #12ITB82251A-DR, Laboratory Supplies, in the amount of $70,000 with Fisher Scientific Company, LLC (Hanover Park, IL) to provide laboratory supplies. This action exercises one of two renewal options. One renewal option remains. Effective: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0738  Request approval to renew existing contract, **Department of Water Resources**, Bid #11ITB78825A-CJC, Fire Hydrants Maintenance and Repair, in the amount of $270,955 with Davidson Hydrant & Utility Services (Sunnyside, GA) to provide fire hydrants maintenance and repair. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0739  Request approval to renew existing contract, **Department of Water Resources**, 11ITB780100A-CJC, Water Valves, in the amount of $269,377 with Kendall Supply, Inc. (Atlanta, GA) to provide water valves. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Commissioner Edwards to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.
12-0740 Request approval to renew existing contract, Department of Water Resources, Bid #11ITB80211A-CJC, Corporation Stops and Brass Fittings, in the amount of $135,578 with Kendall Supply (Atlanta GA) to provide corporation stops and brass fittings. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0741 Request approval to renew existing contract, Department of Water Resources, 11ITB80939A-CJC, Ductile Iron Pipe, in the total amount of $520,000 with (A) U.S. Pipe and Foundry Co., LLC (Birmingham, AL) in the amount of $200,000; (B) HD Supply Waterworks (St. Louis, MO) in the amount of $20,000; and (C) Ferguson Waterworks (College Park, GA) in the amount of $300,000 to provide ductile iron pipe and appurtenances. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0742 Request approval to renew existing contract, Department of Water Resources, 11ITBR80720A-CJC, Water Meter Testing and Repairs, in the amount of $248,895 with Wade Coots Company, Inc. (Austell, GA) to provide water meter testing and repair services. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Commissioner Garner to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.
Request approval to renew existing contract, **Department of Information Technology**, Bid #11ITB80697YC-BL, EMC Symmetrix VMAX Storage and Software, in the amount of $529,707 with Prosys Information Systems (Norcross, GA) to provide EMC data storage equipment and software. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Edwards and seconded by Commissioner Lowe to approve. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Hausmann, Lowe, Garner, and Edwards voted yea. Commissioner Pitts was present but did not vote. Vice Chair Darnell was absent.

Request approval to renew existing contract, **Medical Examiner's Office**, Bid #10ITB73281YC-MT, Removal and Pickup of Deceased Persons, in the amount of $90,000 with First Call Removal, LLC (Austell, GA) to provide deceased persons removal services. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

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

Request approval of recommended proposal, **Finance Department**, RFP #12RFP84171C-MT, Employee Health Benefits Plan, in the amount of $3,074,346 with BlueCross BlueShield of Georgia “BCBSGa” (Atlanta, GA) to provide medical and pharmacy healthcare benefit services for active and retired employees. Effective for the plan year beginning January 1, 2013, through December 31, 2013, with two renewal options. (APPROVED)

A motion was made by Commissioner Edwards and seconded by Commissioner Lowe to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.
12-0746  Request approval of recommended proposal, Finance Department, RFP #12RFP84171C-MT, Employee Healthcare Benefit Plan, in the amount of $223,350 with Aetna, Inc. (Atlanta, GA) to provide dental healthcare benefit services for active and retired employees. Effective for the plan year beginning January 1, 2013, through December 31, 2013, with two renewal options. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Lowe, Garner, and Edwards voted yea. Commissioner Hausmann was present but did not vote. Vice Chair Darnell was absent.

12-0747  Request approval to renew existing contract, Department of Water Resources, 10ITB73879A-CJC, Small Water Meter Installation Services in the amount of $825,880 with Steel & Associates Inc. (Alpharetta, GA) to provide small water meter installation services. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2013, through December 31, 2013. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Commissioner Edwards to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0748  Request approval of lowest responsible bidder, Finance Department, 12ITB52636C-MT, Vehicle Master Lease Equipment, in the amount of $2,026,208 and interest with First Municipal Credit Company, LLC (Atlanta, GA) to enter into a Master Equipment Lease to provide the financing for the purchase of replacement vehicles for the County. Effective January 1, 2013, for five consecutive years. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-0-0. Chairman Eaves and Commissioners Lowe, Garner, and Edwards voted yea. Commissioner Pitts was present but did not vote. Commissioner Hausmann did not vote. Vice Chair Darnell was absent.
12-0749 Request approval to amend existing contract, **Department of Purchasing and Contract Compliance**, ITB #11ITB80271A-DR, Annual Countywide Armored Car Services, at no additional cost with Dunbar Armored, Inc. (Norcross, GA) to include two additional pickup sites and to increase the currency/cash and checks daily liability limits. Effective upon BOC approval. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Commissioner Edwards to approve. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Lowe, Garner, and Edwards voted yea. Commissioner Hausmann did not vote. Vice Chair Darnell was absent.

12-0750 Request approval of recommended proposal, **Finance Department (Risk Management Division)**, RFP #12RFP84430C-DR, Benefit Enrollment Administrator/Broker Services, in the amount of $120,000 with Resurgens Risk Management/Willis of Georgia, a Joint Venture (“RM/Willis”) (Atlanta, GA) to provide services online/electronic benefit plan (employee/retiree) enrollment, written program communication/education materials, placement of recommended life/disability insurance coverage, and claim administration services. Effective for the plan year beginning January 1, 2013, through December 31, 2013, with two renewal options. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Commissioner Edwards to approve. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Lowe, Garner, and Edwards voted yea. Commissioner Hausmann was present but did not vote. Vice Chair Darnell was absent.

12-0751 Request approval of recommended proposal, **Finance Department**, RFP #12RFP84171C-MT, Employee Health Benefit Plan (Retiree Medicare Advantage), in the total monthly premium amount of $176.46 for each Medicare eligible participant with Aetna Life Insurance Company (Atlanta, GA) to provide medical and pharmacy benefits as a fully insured option for retired employees. Effective for the plan year beginning January 1, 2013, through December 31, 2013, with two renewal options. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.
Request approval of recommended proposal, Finance Department, RFP #12RFP84171C-MT, Employee Health Benefit Plan, in the amount of $57,984 with EyeMed Vision Care, LLC (Atlanta, GA) to provide vision benefit services for active and retired employees. Effective for the plan year beginning January 1, 2013, through December 31, 2013, with two renewal options. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

Finance

Presentation of September 2012 Budget Soundings. (PRESENTED)

SOUNDINGS PRESENTED.

Request approval of a Resolution authorizing, approving, and providing for the execution and delivery of a contract with the Fulton-DeKalb Hospital Authority (FDHA), requiring Fulton County, Georgia, to pay amounts equal to the principal and interest due under certain taxable revenue certificates that are anticipated to be issued by FDHA to refinance existing outstanding certificates of FDHA; authorizing the levy of an ad valorem tax by Fulton County, Georgia, on all property subject to taxation in an amount sufficient to pay its obligations under the contract; and for other purposes. (APPROVED)

A motion was made by Commissioner Lowe and seconded by Chairman Eaves to approve. The motion carried by a vote of 4-2-0. Chairman Eaves and Commissioners Lowe, Garner, and Edwards voted yea. Commissioners Pitts and Hausmann voted nay. Vice Chair Darnell was absent.
COMMISSIONERS’ ITEMS – UNFINISHED BUSINESS

Commissioners’ Action Items

12-0636  Request approval to enter into an Intergovernmental Agreement (IGA) for Animal Control Services with the following municipality within Fulton County: City of Atlanta, effective July 1, 2012, through June 30, 2013. *(HELD 8/1/12 AND 8/15/12 FOR A LACK OF FOUR AFFIRMATIVE VOTES) (Eaves/Lowe) (ACTION TAKEN)*

SOUNDED/HEARD WITH ITEM #12-0760.

A. A motion was made by Chairman Eaves and seconded by Commissioner Lowe to approve Item #12-0636. *(MOTION WITHDRAWN)*

B. A substitute motion was made by Commissioner Garner and seconded by Commissioner Hausmann to extend the current IGA through the end of the year. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, and Garner voted yea. Commissioner Edwards was present but did not vote. Vice Chair Darnell was absent.

Chairman Eaves indicated that Commissioner Garner’s substitute motion is a reasonable compromise.

Commissioner Edwards indicated that the first step should be looking at all the Animal Control issues, vetting them out, and coming in with a proper Resolution that is amenable to both parties.

Commissioner Garner recommended that the Board move forward as soon as possible to work out all the Animal Control issues so that the solutions are in place before the end of the current IGA.

Commissioner Pitts indicated that the Board needs to decide whether the County should continue being in the animal services business.
Commissioners’ Action Items

12-0755

Request approval of a Resolution of the Board of Commissioners of Fulton County, Georgia, authorizing a policy for the resolution of intergovernmental disputes by mediation before litigation and encouraging public agencies within Fulton County, including municipalities, to adopt similar policies. (Pitts) (HELD)

A motion was made by Commissioner Pitts and seconded by Commissioner Garner to approve with a friendly amendment by Commissioner Edwards that the amount of mediation be “a reasonable time.” The vote was 3-1-0. Commissioners Pitts, Hausmann, and Edwards voted yea. Commissioner Lowe voted nay. Chairman Eaves was present but did not vote. Commissioner Garner did not vote. Vice Chair Darnell was absent. (THE MOTION FAILED FOR A LACK OF FOUR AFFIRMATIVE VOTES; THEREFORE, NO ACTION WAS TAKEN AND THIS ITEM WAS HELD)

12-0756

Request approval of a Resolution directing the County Manager and Purchasing Agent to issue a Request for Proposals to provide legislative representation for Fulton County, Georgia's legislative packages for federal and state issues. (Pitts) (HELD)

A motion was made by Commissioner Pitts and seconded by Commissioner Lowe to approve. The vote was 1-3-0. Commissioner Pitts voted yea. Chairman Eaves and Commissioners Hausmann and Lowe voted nay. Commissioner Garner was present but did not vote. Commissioner Edwards did not vote. Vice Chair Darnell was absent. (THE MOTION FAILED FOR A LACK OF FOUR AFFIRMATIVE VOTES; THEREFORE, NO ACTION WAS TAKEN AND THIS ITEM WAS HELD)

Chairman Eaves requested the County Manager to provide the Board with information on what the current lobbying effort has done. He and Commissioner Hausmann also indicated that some sort of review should be done and requested an analysis.

Commissioner Edwards indicated to the County Manager that the County needs people who can establish effective relationships.
12-0757  
Request approval by the Board of Commissioners for the expansion of the Fulton Industrial Community Improvement District for the purpose of taxing properties within the expanded boundaries of the Fulton Industrial Community Improvement District. (Edwards) (APPROVED)

MOVED UP AND SOUNDED/HEARD AFTER ITEM #12-0728.

A motion was made by Commissioner Edwards and seconded by Chairman Eaves to approve. The motion carried by a vote of 6-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Vice Chair Darnell was absent.

12-0758  
Request approval of a Resolution permitting the construction, installation, and maintenance of signage on County-owned water structures located near schools. (Pitts) (APPROVED)

A motion was made by Commissioner Pitts and seconded by Commissioner Hausmann to approve. The motion carried by a vote of 5-0-0. Commissioners Pitts, Hausmann, Lowe, Garner, and Edwards voted yea. Chairman Eaves was present but did not vote. Vice Chair Darnell was absent.

Commissioner Edwards requested information about any liability issues germane to banners.

12-0759  
Request Board action to properly appoint representatives to the North Fulton Community Improvement District (CID) (cross reference: Item #12-0705 [Motions A and B]). (Edwards) (ACTION TAKEN)

12-0705 - Commissioner Hausmann nominated Mr. Mark Burkhalter to replace Mr. Paul Folger, who resigned, as a full Board appointment to the Board of Directors of the North Fulton Community Improvement District (CID).

Motion A: A motion was made by Commissioner Hausmann and seconded by Commissioner Lowe to reconsider the Agenda in order to add and move up a North Fulton CID Board nomination (Item #12-0705). The motion carried by a vote of 4-0-0. Chairman Eaves and Commissioners Hausmann, Lowe, and Garner voted yea. Vice Chair Darnell and Commissioners Pitts and Edwards were present but did not vote.
Motion B: A motion was made by Commissioner Hausmann and seconded by Commissioner Pitts to approve. The motion passed by a vote of 5-1-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, and Garner voted yea. Vice Chair Darnell voted nay. Commissioner Edwards was present but did not vote.

A. A motion was made by Chairman Eaves and seconded by Commissioner Pitts to reconsider Item #12-0705 (from the 8/15/12 BOC meeting). The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, and Garner voted yea. Commissioner Edwards was present but did not vote. Vice Chair Darnell was absent.

B. A motion was made by Chairman Eaves and seconded by Commissioner Hausmann to rescind Item #12-0705 (from the 8/15/12 BOC meeting). The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, and Garner voted yea. Commissioner Edwards was present but did not vote. Vice Chair Darnell was absent.

C. A motion was made by Commissioner Hausmann and seconded by Commissioner Pitts to appoint Mr. Mark Burkhalter to the North Fulton CID Board. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Lowe, and Garner voted yea. Commissioner Edwards was present but did not vote. Vice Chair Darnell was absent.

Commissioner Edwards stated that a letter should be sent to the North Fulton CID indicating that Mr. Burkhalter’s appointment is effective starting today.

12-0760

Request Board action to rescind action taken at the August 15, 2012 Special Call Meeting (cross reference: Item #12-0636 [Motions A and B]).

(Edwards) (NO ACTION TAKEN)

12-0636 - Request approval to enter into an Intergovernmental Agreement (IGA) for Animal Control Services with the following municipality within Fulton County: City of Atlanta, effective July 1, 2012, through June 30, 2013.

Motion A: A motion was made by Chairman Eaves and seconded by Commissioner Lowe to Suspend the Rules of Order. The motion carried by a vote a 4-1-0. Chairman Eaves and Commissioners Hausmann, Lowe, and Garner voted yea. Commissioner Pitts voted nay. Commissioner Edwards did not vote. Vice Chair Darnell was not present.
Motion B: A motion was made by Commissioner Hausmann and seconded by Commissioner Garner (with respect to agenda item #12-0636) to continue coverage for animal control services consistent with the prior IGA, if the City of Atlanta agrees, until the Board of Commissioners meets on September 19, 2012. The motion carried by a vote of 4-1-0. Chairman Eaves and Commissioners Garner, Hausmann and Lowe voted yea. Commissioner Pitts voted nay. Commissioner Edwards did not vote. Vice Chair Darnell was not present. (Cross Reference: Item #12-0563, July 11, 2012)

SOUNDED/HEARD WITH ITEM #12-0636. NO VOTE/ACTION TAKEN ON ITEM #12-0760.

Commissioner Edwards requested that the record reflect that we did not follow procedure, and anything that came out of the so-called emergency Special Call Meeting (August 15, 2012 [Item #12-0706]) was nothing that was approved by this Board.

**BOARD APPOINTMENTS**

Commissioners’ District Board Appointments

12-0761 Commission on Disability Affairs (APPROVED)

Term = 2 years. Term below expired July 31, 2007:

Ms. Lenee Windom (Handel)

Term below expired July 31, 2008:

Ms. Sue Burgess (Riley)

Terms below expired July 31, 2011:

Ms. Marcia O'Shaughnessy (Riley)
Mr. Charles C. Schoen (Lowe)

Terms below expired July 31, 2012:

Mr. Irvin Cox (Garner)
Dr. Rometta Powell (Pitts)
VACANT (Lowe)
Term below expires July 31, 2014:

VACANT (Edwards)

Commissioner Pitts nominated Dr. Rometta Powell for a District reappointment to a term ending July 31, 2014.

A motion was made by Commissioner Pitts and seconded by Commissioner Edwards to approve. The motion carried by a vote of 5-0-0. Chairman Eaves and Commissioners Pitts, Hausmann, Garner, and Edwards voted yea. Commissioner Lowe did not vote. Vice Chair Darnell was absent.

EXECUTIVE SESSION

Board of Commissioners

12-0762 Executive (CLOSED) Session regarding litigation (County Attorney) and real estate (County Manager). (CONDUCTED)

SESSIONS CONDUCTED. NO ACTION TAKEN.

PRESENT: Chairman Eaves and Commissioners Pitts, Hausmann, Garner, and Edwards (Commissioner Lowe did not attend, and Vice Chair Darnell was absent); County Manager Zachary L. Williams; County Attorney R. David Ware; Commission Clerk Mark Massey.

ADDED TO THE AGENDA

12-0763 COMMISSIONERS’ ITEM - Discussion – Status on the preparation for the upcoming election. (Pitts) (DISCUSSED)

DISCUSSION CONDUCTED.

Commissioner Hausmann requested Staff to provide the Board with information on what the Registrations and Elections Department is coordinating with the get-out-the-vote effort.

Chairman Eaves requested the County Manager to maximize the County’s resources to strive for peak efficiency at the next election.

ADJOURNMENT

Chairman Eaves adjourned the meeting at 2:48 p.m.

POST AGENDA MINUTES – REGULAR MEETING – SEPTEMBER 5, 2012

Voting Breakdown:  1st number = “yea” votes
                   2nd number = “nay” votes
                   3rd number = “abstained” votes