

FULTON COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

February 5, 2014

10:00 AM

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)
Emma I. Darnell, Vice Chair (District 5)
Robert L. "Robb" Pitts, Commissioner (District 2, At-Large)
Liz Hausmann, Commissioner (District 3)
Tom Lowe, Commissioner (District 4)
Joan P. Garner, Commissioner (District 6)
William "Bill" Edwards, Commissioner (District 7)

INVOCATION: Reverend Clifton Dawkins, Jr., County Chaplain

PLEDGE OF ALLEGIANCE: Recite in unison.

ANNOUNCEMENTS

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

EVERY LOBBYIST, AS DEFINED IN SECTION 2-67 OF THE FULTON COUNTY CODE OF LAWS, AND WHO IS REQUIRED BY THE LAWS OF THE STATES 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) 612-8200 OR GO TO THIS WEB ADDRESS: [HTTP://WWW.FULTONCOUNTYGA.GOV/FREQUENTLY-USED-FORMS/2187-REGISTER-AS-A-LOBBYIST](http://www.fultoncountyga.gov/frequently-used-forms/2187-register-as-a-lobbyist)

CONSENT AGENDA

Board of Commissioners

- 14-0074** Adoption of the Consent Agenda - All matters listed on the Consent Agenda are considered routine by the County Commission and will be enacted by one motion. No separate discussion will take place on these items. If discussion of any Consent Agenda item is desired, the item will be moved to the Regular Meeting Agenda for separate consideration.
- 14-0075** Proclamations for Spreading on the Minutes.
- Proclamation recognizing "Eagle Scout Peter Smith Appreciation Day."
January 26, 2014 **(Hausmann)**
- Proclamation recognizing "Dr. Kenneth Augustus Walker Appreciation Day."
January 26, 2014 **(Darnell)**

Facilities and Transportation - Land Division

- 14-0076** Request approval of two (2) Sewer Line Easement dedications and two (2) water vault easement dedications between North Point Haynes Bridge Properties, LLC. and Fulton County. The sewer line and water vault dedications are requirements under the County's development regulations and are to be granted to the County in connection with construction of a potential retail or commercial development property which is known as the North Point Commercial Project.
- 14-0077** Request approval of Sewer Line Easement dedication between Cousins Properties Incorporated, a corporation duly organized under the laws of the State of Georgia and Fulton County. The sewer line dedication is a requirement under the County's development regulations and is to be granted to the County in connection with construction of a potential retail or commercial development property and is known as the North Point Commercial Project.

Health and Wellness

- 14-0078** Request Board of Commissioners approval of an Intergovernmental Agreement between Fulton County and the Georgia Department of Public Health in the amount of \$53,645 to provide a full time pharmacist to the Fulton County Department of Health and Wellness, Communicable Prevention Branch for the period of January 1, 2014 through December 31, 2014.

Police

- 14-0079** Approval of the 2013 Equitable Sharing Agreement and Certification with the U.S. Department of Justice for the Fulton County Police Department, establishing the requirements for participation in the Federal Equitable Sharing Program and the restrictions upon the use of federally forfeited cash, property, or proceeds.

Purchasing and Contract Compliance

- 14-0080** Request ratification of emergency procurement – Facilities & Transportation Services Department – Emergency Purchase Order #13SC54321A-CJC in the amount of \$14,370 with Terminix Pest Control (Doraville, GA) to provide pest control services for a three-month period through February 2014.
- 14-0081** Request ratification of emergency procurement – Facilities & Transportation Services Department – Emergency Purchase Order #13SC106676EPO in the amount of \$43,050 with National Building Contractors, Inc. (Conyers, GA) to provide exterior waterproofing and mold remediation services at the Justice Center Tower.
- 14-0082** Request ratification of emergency procurement – Facilities & Transportation Services Department – Emergency Purchase Order #1491494DW-C in the amount of \$46,407.11 with CRM Services, LLC (Austell, GA) for restoration services performed at the Fulton County Jefferson Place Homeless Shelter.

Water Resources

- 14-0083** Request approval of a Memorandum of Understanding between Fulton County and The Georgia Department of Transportation for the installation of water facilities associated with the Branyon Trl new extension road and the intersection improvements at SR 372, Crabapple Rd - Birmingham Hwy, GDOT PI 0007313 - Fulton County. The project is involving a 2120 LF 8, 10, 12 & 18 inch water line installation in an estimated amount of \$338,250.00.
- 14-0084** Request approval of a Memorandum of Understanding between Fulton County and The City of Roswell Transportation Department for the installation of water facilities associated with the road improvement at SR 140/Holcomb Bridge Road Westbound Project, Fulton County. The project is involving a 100 LF 8 inch water line and a water vault installation in an estimated amount of \$68,500.00.
- 14-0085** Request approval of a Memorandum of Understanding between Fulton County and The Georgia Department of Transportation for the installation of water facilities associated with the Bridge Replacement, Parsons Road at Johns Creek, PI-0008751, Fulton County. The project is involving 1100 LF 10-inch water line installation in an estimated amount \$200,000.00.

REGULAR MEETING AGENDA

Board of Commissioners

- 14-0086** Adoption of the Regular Meeting Agenda.
- 14-0087** Ratification of Minutes.
- Regular Meeting Minutes, January 8, 2014
Recess Meeting Post Agenda Minutes, January 22, 2014
Special Call Meeting Post Agenda Minutes, January 27, 2014
- 14-0088** Presentation of Proclamations and Certificates.
- Proclamation recognizing "Darnell Fullum Appreciation Day." **(Edwards)**
- Proclamation recognizing "Larry Ramsey Appreciation Day." **(Eaves)**

PUBLIC HEARINGS

Board of Commissioners

- 14-0089** Public Comment - 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 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.

Police

- 14-0090** Alcoholic Beverage License – Public hearing for an alcoholic beverage license application submitted by Siana Ishana Ent. Inc., d/b/a Peach Express #2 for the retail sale of beer and wine at 4285 Roosevelt Highway, College Park, GA 30349.

ZONING, USE PERMITS, 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

14-0091 Case # 2013Z-0025 SFC Old National Highway

P&CS Dept: Recommendation: Approval Conditional
CZB: Approval Conditional
CLUP: Consistent

Approval: Ms. Lynn Jarrett-Gude, Mr. Clifton Jenkins, Mr. Wallace Linsey Sr., Ms. Susan Maziar, Mr. Bruce Moody, Ms. Carla Mannings
Absent: Ms. Rosemary Lawson-Edge

Application by Kevin Greene, Allen and Marilyn Sigal, seeks a rezoning from C-1 (Community Business) to C-1 (Community Business) to operate an automotive center.

The subject 0.854 acre site is developed with an approximate 3,179 square foot automotive center and has approximately 133.37 feet of road frontage along the east side of Old National Highway, located in Land Lot 93, District 13, Fulton County, Georgia.

14-0092 Case # 2013Z-0026 SFC North Quadrant of Boat Rock Road and New Hope Road

P&CS Dept: Recommendation: Withdrawal
CZB: Withdrawal
CLUP: Consistent

Approval for Withdrawal: Ms. Lynn Jarrett-Gude, Mr. Clifton Jenkins, Mr. Wallace Linsey Sr., Ms. Susan Maziar, Mr. Bruce Moody, Ms. Carla Mannings
Absent: Ms. Rosemary Lawson-Edge

Application initiated by the Board of Commissioners seeks a rezoning from unconditional C-1 (Community Business) to conditional C-1 (Community Business) to add use restrictions.

The subject approximately 0.2 acre undeveloped site owned by Patron Development Group LLC has approximately 141 feet of road frontage along the west side of New Hope Road and approximately 119 feet of road frontage along the east side of Boat Rock Road, located in Land Lot 92, District 14FF, Fulton County, Georgia.

14-0093 Case # 2013Z-0027 SFC East Quadrant of New Hope Road and Campbellton Road (SR 166)

P&CS Dept: Recommendation: Approval Conditional
CZB: Approval Conditional
CLUP: Consistent

Approval: Ms. Lynn Jarrett-Gude, Mr. Clifton Jenkins, Mr. Wallace Linsey Sr., Ms. Susan Maziar, Mr. Bruce Moody, Ms. Carla Mannings
Absent: Ms. Rosemary Lawson-Edge

Application initiated by the Board of Commissioners seeks a rezoning from unconditional C-1 (Community Business) to conditional C-1 (Community Business) to add use restrictions.

The subject approximately 0.7 acre undeveloped site owned by Synovus Bank has approximately 245 feet of road frontage along the north side of Campbellton Road and approximately 189 feet of road frontage along the east side of New Hope Road, located in Land Lot 92, District 14FF, Fulton County Georgia.

14-0094 Case # 2013Z-0028 SFC New Hope Road

P&CS Dept: Recommendation: Approval Conditional
CZB: Approval Conditional
CLUP: Consistent

Approval: Ms. Lynn Jarrett-Gude, Mr. Clifton Jenkins, Mr. Wallace Linsey Sr., Ms. Susan Maziar, Mr. Bruce Moody, Ms. Carla Mannings
Absent: Ms. Rosemary Lawson-Edge

Application initiated by the Board of Commissioners seeks a rezoning from unconditional C-1 (Community Business) to conditional C-1 (Community Business) to add use restrictions.

The subject approximately 0.3 acre undeveloped site owned by Linda Jameson has approximately 92 feet of road frontage along the east side of New Hope Road located in Land Lot 92, District 14FF, Fulton County Georgia.

14-0095 Case #2013ZM-0019 SFC Burdett Road

P&CS Dept: Recommendation: Denial
CZB: N/A
CLUP: N/A

Application by Creflo Dollar and Kurt Newton for World Changers Church seeks a modification of 2012Z -0008 SFC, request to modify condition 3.d. to allow access on Burdett Road

The subject 7.55 acre site has approximately 571.2 feet of road frontage along the north side of Burdett Road, located in Land Lot 100, District 13 Fulton County Georgia.

COUNTY MANAGER - NEW BUSINESS

Emergency Management Agency

14-0096 Weather Event Update

Purchasing and Contract Compliance

14-0097 Request approval of lowest responsible – Atlanta-Fulton Public Library System, Bid#13ITB01094K-MH (L007), Demolition of Building & Site Structures at 1332 Metropolitan Parkway, SW, Atlanta, GA in the amount of \$201,600 with Complete Demolition Services, LLC (Carrollton, GA) to provide abatement of hazardous materials, salvage materials specified, demolition and removal of all the building and site structures at 1332 Metropolitan Parkway, SW, Atlanta, GA in connection with the new 25,000 square foot Stewart-Lakewood Library. This is a one-time procurement.

14-0098 Request approval to amend existing contract - Housing and Human Services - Georgia Department of Human Services to support Human Services Transportation services. The amendment will decrease the contract amount by \$54,915.85, from \$515,420.00 to \$460,504.15. The term of the contract is from July 1, 2013 through June 30, 2014.

COMMISSIONERS' ITEMS - UNFINISHED BUSINESS

Commissioners' Action Items

- 13-1206** Request approval of a resolution amending the Fulton County Code of Ethics Sections 2-67 and 2-77 to clarify that it is not a violation for the County to contract directly with a former employee, or with an entity that hires former County employees within the prohibited one year period where functions, services and/or duties have been outsourced. **(Edwards) (HELD 12/18/2013,1/8/2014 & 1/22/2014)**

COMMISSIONERS' ITEMS - NEW BUSINESS

Commissioners' Action Items

- 14-0099** Request approval of a Resolution authorizing a First Amendment to the amended and restated Memorandum of Understanding by and between Fulton County and the Fulton-DeKalb Hospital Authority; and for other purposes.

Commissioners' Discussion Items

- 14-0100** Discussion: Grady Hospital Funding. **(Eaves)**
- 14-0101** Discussion: Review of policies on Natural Disasters/Emergency Preparedness Protocols. **(Eaves)**
- 14-0102** Discussion of future local, state and regional intergovernmental cooperation to respond individually and collectively to inclement weather and non - weather emergencies. **(Pitts)**

EXECUTIVE (CLOSED) SESSION

Board of Commissioners

- 14-0103** Executive (**CLOSED**) Sessions regarding litigation (**County Attorney**), real estate (**County Manager**), and personnel (**Eaves**).

ADJOURNMENT