

DeKalb County Board of Commissioners
Lee May
Presiding Officer



Board of Commissioners
District 1 - Elaine Boyer
District 2 - Jeff Rader
District 3 - Larry Johnson
District 4 - Sharon Barnes Sutton
District 5 - Lee May
District 6 - Kathie Gannon
District 7 - Stan Watson

**DEKALB COUNTY GEORGIA
BOARD OF COMMISSIONERS
REGULAR MEETING
JUNE 11, 2013**

A. INSPIRATIONAL

Pastor Lee English
First John 3:18 Christian Ministry

PLEDGE OF ALLEGIANCE

Commissioner Jeff Rader
District 2

B. PRESENTATIONS Real Men Cook

World Refugee Day

C. COMMENTS FROM THE PUBLIC

The Public Comments portion of this meeting is reserved exclusively for comments from the public, and not for immediate reply. Statements made during the Public Comments portion do not necessarily reflect the Opinions of the Board or the Administration of DeKalb County Government.

The purpose of public comment is to allow the public to voice county-related requests, concerns or opinions during the public comment portion of the Commission meeting. Individual speakers will only have the opportunity for one public comment per meeting. Prior to speaking, each speaker must please complete a speaker card and present it to the clerk before the beginning of the public comment portion of the meeting. The clerk will accept cards on a first come first served basis. Speakers who are residents of DeKalb County shall be allowed to speak before residents of other counties are allowed to speak. Once the public comment portion of the meeting begins, speaker cards will no longer be accepted. Speakers will be allowed to speak for three minutes each and public comment shall not exceed 30 minutes in length. When the buzzer sounds to indicate that time has run out, the speaker will be expected to immediately cease speaking and to yield the podium. Those who submitted speaker cards but did not speak because of the time allotment, will be allowed to speak first at the next regularly scheduled commission meeting without regard to residence. For more information about scheduling this opportunity, please speak with a member of the Clerk's staff. If you would like to fill out a written comment concerning county-related service complaints, this will help the governing authority to forward the complaints to the appropriate department for follow up. When speaking, always talk directly into the microphone and begin by stating your name, full address and the name of any organization you represent. Abusive, profane or derogatory language will not be permitted. Holding up signs, clapping and yelling to show support for or opposition to a speaker will not be permitted, but a show of hands or quietly standing will be permitted to show support for or opposition to a speaker's position.

D. 10:00 A.M. PUBLIC HEARING

Citizens may speak for or against an item that is considered by law to be a zoning ordinance and each side will have ten minutes to presents its case. Citizens may also speak for or against an item that is placed on the public hearing agenda but is not a zoning ordinance. In that case, each side will have five minutes to present its case. In the event there is more than one speaker per side, speakers must divide their time in order to complete their full presentation within the ten-minute time allotment, or the five-minute time allotment. When the buzzer sounds to indicate that time has run out, the speaker will be expected to immediately cease speaking and to leave the podium area. Prior to speaking, please complete a speaker card and present it when approaching the podium. If you have any documents for the Commissioners, please provide 10 copies when approaching the podium. Seven copies are for the Commissioners and the remaining copies are for the planning director, the county attorney and the clerk. Applicants or citizens speaking in favor of an item shall speak first and applicants in zoning ordinance cases shall have the right to reserve time for rebuttal. Opponents of a zoning ordinance item shall have no right of rebuttal. Once the citizens have finished speaking, staff shall make a recommendation for action to the commission. At this point, citizens are no longer allowed to speak unless called to the podium by an individual commissioner to answer questions or provide information. When speaking, always talk directly into the microphone and begin by stating your name, address and the name of any organization you represent. Abusive, profane or derogatory language will not be permitted. Holding up signs, clapping and yelling to show support for or opposition to a speaker will not be permitted, but a show of hands or quietly standing will be permitted to show support for or opposition to a speaker's position.

Public Works: Commission Districts: 1 & 7

D1. Resolution, Order and Declaration of Taking – Northlake Area Streetscapes Project, 4820 Briarcliff Road; .08 acres fee simple and .66 acres of permanent and temporary easements; Owner(s): Northlake Mall, LLC; Commissioner District 1 and Commissioner Super District 7 (*Deferred from the 5/28/13 Regular BOC Meeting*)

Public Works: Commission Districts: 1 & 7

D2. Special Land Use Permit, SLUP-13-18501, Ty Lin International (*Deferred from the 5/28/13 BOC Rezoning Meeting – for decision only*)

E. APPEALS

E1. NONE

F. APPOINTMENTS

F1. Board of Zoning Appeals Nomination from District 6 (*Accepted to the Regular BOC Meeting Agenda*)

G. CONSENT AGENDA

County Clerk

G1. Approval of Minutes of the Special Called Meeting of May 7, 2013 (*Accepted to the Regular BOC Meeting Agenda*)

G2. Approval of Minutes of the Regular Meeting of May 14, 2013 (*Accepted to the Regular BOC Meeting Agenda*)

GIS

G3. Natural Gas Pipeline Easement - Atlanta Gas Light Company, Lanier Gardens Park Commission Districts 4 and 6 (*Accepted to the Regular BOC Meeting Agenda*)

Magistrate Court

- G4. Request to Accept an Accountability Courts' Grant from Georgia's Criminal Justice Coordinating Council for Fiscal Year 2013-2014 the Benefit of the Magistrate Court of DeKalb County's Diversion Treatment Court in the sum of \$31,010 (*Accepted to the Regular BOC Meeting Agenda*)

Police

- G5. Grant Acceptance – Governor's Office of Highway Safety, FY 2013 Intoxilyzer 9000 Grant in the Amount of \$8,000.00 (*Accepted to the Regular BOC Meeting Agenda*)

Juvenile Court

- G6. Acceptance of Grant from the Criminal Justice Coordinating Council (Journey Mental Health Court) (*Accepted to the Regular BOC Meeting Agenda*)
- G7. Acceptance of Grant from the Criminal Justice Coordinating Council (Rebound Drug Court) (*Accepted to the Regular BOC Meeting Agenda*)

State Court

- G8. Request to Accept an Accountability Courts' Grant from Georgia's Criminal Justice Coordinating Council for Fiscal Year 2013-2014 for the Benefit of the State Court of DeKalb County's DUI Court in the Sum of \$55,187 (*Accepted to the Regular BOC Meeting Agenda*)

H. PRELIMINARY ITEMS

CEO

- H1. Declare Intent to Establish Year 2013 Millage Rates (*Accepted to the Regular BOC Meeting Agenda*)

Planning & Sustainability

- H2. Master Active Living Plan Studies Commission Districts 2, 3, 4, 5, 6, and 7 (*Accepted to the Regular BOC Meeting Agenda*)

Public Works

- H3. Buford Highway-MARTA Bus Transit, and Traffic Signal Priority Control CIP Account (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee – no recommendation*)

Purchasing & Contracting

H4. Purchases (**Low Bidder**)

- LB1. Small Domestic Brass Fittings and Gate Valves (Annual Contract): Invitation No. 3002691 for use by the Department of Watershed Management. TOTAL AMOUNT NOT TO EXCEED: \$700,000.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval*)
- LB2. Copper Tubing and Fittings (Annual Contract): Invitation No. 3002823 for use by the Department of Watershed Management. TOTAL AMOUNT NOT TO EXCEED: \$900,000.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval*)
- LB3. Work Gloves (Annual Contract): Invitation No. 3001970 for use by Public Works, Airport, Parks, Recreation and Cultural Affairs, and Fire Rescue. TOTAL AMOUNT NOT TO EXCEED: \$200,000.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval*)

LB4. Ready Mixed Concrete (Wet Delivery, No Pumping) Annual Contract: Invitation No. 3002708 for use by Public Works and the Department of Watershed Management. TOTAL AMOUNT NOT TO EXCEED: \$350,000.00 *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval)*

LB5. 47 Metric Ton Excavator: Invitation No. 3002839 for Public Works. TOTAL AMOUNT NOT TO EXCEED: \$394,000.00 *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval)*

Purchases (Request for Proposals)

RFP1. Scott Candler Water Treatment Plant (WTP) Clearwells and Pump Station Improvement Project: Request for Proposals No. 12-500241 for use by the Department of Watershed Management. TOTAL AMOUNT NOT TO EXCEED: \$1,874,526.00 *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended holding until June 25, 2013)*

Purchases (Sole Source)

SS1. Electrochemical Ozone Sensors (Sole Source): for use by the Department of Watershed Management. TOTAL AMOUNT: \$64,485.68 *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval)*

Purchases (SWC)

SWC1. Ford F250 6.2l V8: Invitation No. 3002948 for Public Works. TOTAL AMOUNT \$117,960.00 *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval)*

Purchases (Ratification)

R1. Compactor Engine Rebuild for Seminole Landfill (Emergency): for Public Works to be used by Sanitation. AMOUNT NOT TO EXCEED: \$356,270.00 *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – Administration will request pulling this item)*

Purchases (Pre-Qualifications)

P1. Application for Pre-Qualification of General Construction Contractor to Bid on Snapfinger Advanced Wastewater Treatment Facilities Expansion – Phase 2: Request for Pre-Qualifications No. 12-700009 for Use by the Department of Watershed Management *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – no vote/recommendation, as item is informational only)*

I. ITEMS FOR DECISION BY THE BOARD

Board of Commissioners - District 2

11. Recovery Zone Economic Development Bonds – Use of 2.8 Million Dollars of Bond Proceeds to Construct an Animal Services Facility - *(Deferred from the 3/12/13 Regular BOC Meeting; Assigned to the Finance, Audit & Budget Committee – recommended approval with condition; location of facility must be brought before the Board; Substitute deferred from the 3/26/13 Regular BOC Meeting; Discussed during the 4/9/13 County Operations & Public Safety Committee – requested that additional information be presented back to Committee in 2 weeks; Deferred from the 4/23/13 & 5/14/13 Regular BOC Meetings)*

CEO

12. Intergovernmental Agreements with the City of Brookhaven for Fire, Solid Waste, and Water and Sewer Services (*Accepted to the Regular BOC Meeting Agenda; Assigned to County Operations & Public Safety Committee; Assigned to the Public Works & Infrastructure Committee; Deferred from the 5/14/13 Regular BOC Meeting*)
13. To Approve Entering into a Local Franchise and other Agreements with Comcast (*Deferred from the 5/28/13 Regular BOC Meeting; Assigned to County Operations & Public Safety Committee – recommended approval*)
14. To Amend Chapter 8 to Provide for Equitable Treatment of Local Cable Franchisees (*Deferred from the 5/28/13 Regular BOC Meeting; Assigned to County Operations & Public Safety Committee*)
- GIS: Commission Districts 2 & 6**
15. A Resolution Authorizing the Sale of an Unredeemed and Unforeclosed Interest in Property (*Deferred from the 4/23/13 & 5/28/13 Regular BOC Meetings*)
- GIS: Commission Districts 5 & 7**
16. Resolution Authorizing the Sale of an Unredeemed and Unforeclosed Interest in Property – Hilda Burns Pl. (*Deferred from the 2/12/13, 2/26/13, 3/12/13, 3/26/13, 4/9/13 & 4/23/13 Regular BOC Meetings*)
- Human and Community Development**
17. Approval of Contract with Alliance of DeKalb County, Inc. using HUD - HOME CHDO Funds (*Deferred from the 5/28/13 Regular BOC Meeting; Assigned to Planning & Economic Development Committee – recommended approval*)
18. Approval of Contract with DeKalb Habitat Community Housing Development, LLC using HUD - HOME CHDO Funds (*Deferred from the 5/28/13 Regular BOC Meeting; Assigned to Planning & Economic Development Committee – recommended approval*)
19. **Purchases (Lowest Bidder)**
- LB2. Smoke Rise Crossing Park Improvement Project Invitation No. 13-100351 for use by the Engineering Services-Facilities Operations and Maintenance Division (*Discussed during the 5/21/13 Finance, Audit & Budget Committee – recommended approval; Deferred from the 5/28/13 Regular BOC Meeting*)

J. COMMENTS FROM THE BOARD

POLICY OF NON-DISCRIMINATION ON THE BASIS OF DISABILITY IN COUNTY SERVICES.

DeKalb County Government does not discriminate against qualified individuals with disabilities or exclude them from participating in or receiving benefits of its services, programs, or activities, based on disability. Alfred Elder, DeKalb County Government's Employee Relations Manager and ADA Coordinator, is designated to coordinate the County's compliance with Part 35 of the Department of Justice regulations regarding the Americans with Disabilities Act. Alfred Elder may be contacted at 1300 Commerce Drive, 1st Floor, Decatur, GA 30030, (404) 687-4007, to request information about access for persons with disabilities to County services, programs and activities, or to discuss a grievance regarding an impediment to such access. Ten days notice is requested for special accommodations.