

DeKalb County Board of Commissioners
Sharon Barnes Sutton
Interim 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
OCTOBER 8, 2013**

A. INSPIRATIONAL

Pastor Nibs Stroupe
Oakhurst Presbyterian Church

PLEDGE OF ALLEGIANCE

Commissioner Kathie Gannon
District 6

B. PRESENTATIONSNational Code Enforcement Appreciation Month
Interim CEO Lee May & Interim Presiding Officer Sharon Barnes Sutton

Crime Prevention Month Proclamation
Interim CEO Lee May & DeKalb Board of Commissioners

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.

Planning & Sustainability: Commission Districts: 4 & 6

D1. Land Use Amendment – LP-13-18753 – Georgia General Facilities (*Deferred from the 9/24/13 BOC Rezoning Meeting – for decision only*)

Planning & Sustainability: Commission Districts: 4 & 6

D2. Special Land Use Permit, SLUP-13-18725, Ernel Drummond (*Deferred from the 9/24/13 BOC Rezoning Meeting – for decision only*)

Planning & Sustainability: Commission Districts: 5 & 7

D3. Special Land Use Permit, SLUP-13-18501, Ty Lin International (*Deferred from the 5/28/13 BOC Rezoning Meeting – for decision only; Deferred from the 6/11/13 Regular BOC Meeting – for decision only; Deferred from the 6/25/13 & 7/16/13 Regular BOC Meeting – for decision only; Substitute deferred from the 8/13/13 Regular BOC Meeting – for decision only; Deferred from the 8/27/13 Regular BOC Meeting – for decision only; Deferred from the 9/10/13 & 9/24/13 Regular BOC Meetings*)

Public Works – Transportation: Commission Districts: 4 & 6

D4. Resolution, Order and Declaration of Taking – Right of Way for Stone Mountain Trail, Glendale Rd. to Mauck St.—Phase VI; 79,888.06 sq. ft. of temporary construction easement; 6,753.48 sq. ft. of easement for construction and Maintenance of Sidewalks, Slopes and Drainage; and 136,245.02 sq. ft. of Easement for Construction and Maintenance; Owner(s): CSX Transportation, Inc (*Accepted to the Regular BOC Meeting Agenda*)

Watershed: Commission Districts: 5 & 7

D5. Resolution, Order and Declaration of Taking – Stonecrest Sanitary Sewer Project, 7551 Hayden Quarry Road, 55,455 sq. ft. of Permanent Sanitary Sewer Easement and 93,222 sq. ft. of Temporary Construction Easement Owner: CFN (I-20), Inc., 11601 Wilshire Blvd., Suite 500, Los Angeles, CA 90025 (*Accepted to the Regular BOC Meeting Agenda; Deferred from the 9/10/13 & 9/24/13 Regular BOC Meetings*)

Watershed: Commission Districts: 5 & 7

D6. Resolution, Order and Declaration of Taking – Stonecrest Sanitary Sewer Project, 8323/8357 Mall Parkway, 36,616 sq. ft. of Permanent Sanitary Sewer Easement and 78,979 sq. ft. of Temporary Construction Easement, Owner: CFN (I-20), Inc., 11601 Wilshire Blvd., Suite 500, Los Angeles, CA 90025 (*Accepted to the Regular BOC Meeting Agenda; Deferred from the 9/10/13 & 9/24/13 Regular BOC Meetings*)

E. APPEALS

E1. NONE

F. APPOINTMENTS

F1. Appointment to the DeKalb County Public Library Board of Trustees – Belinda Pedroso (*Accepted to the Regular BOC Meeting Agenda; Assigned to the County Operations & Public Safety Committee*)

G. CONSENT AGENDA

Airport

G1. Termination of Standardized T-Hangar Lease Agreement with Charles R. Finley (*Accepted to the Regular BOC Meeting Agenda*)

G2. Termination of Standardized T-Hangar Lease Agreement with John C. Holman (*Accepted to the Regular BOC Meeting Agenda*)

G3. Termination of Standardized T-Hangar Lease Agreement with Paul D. Barnett (*Accepted to the Regular BOC Meeting Agenda*)

County Clerk

G4. Approval of Minutes of the Regular Meeting of September 10, 2013(*Accepted to the Regular BOC Meeting Agenda*)

Police

G5. Grant Acceptance – FY 2014 Metro Atlanta Multi-Jurisdictional DUI Task Force (HEAT) Grant (*Accepted to the Regular BOC Meeting Agenda*)

H. PRELIMINARY ITEMS

Human and Community Development

H1. The 2014 – 2018 Consolidated Plan for the Department of Housing and Urban Development (HUD) Programs, including the 2014 Annual Action Plan (*Accepted to the Regular BOC Meeting Agenda; Discussed during the 9/24/13 Planning & Economic Development Committee meeting – recommended approval*)

Magistrate Court

H2. Request to Accept a Grant from the United States Department of Justice’s Office on Violence against Women for the Benefit of the Magistrate Court of DeKalb County in the Sum of \$650,000, and to Create a Time-limited Position to Meet the Requirements of the Grant (*Accepted to the Regular BOC Meeting Agenda*)

Medical Examiner

H3. Memorandum of Understanding/Agreement-State of Georgia, Department of Public Health (*Accepted to the Regular BOC Meeting Agenda*)

Planning & Sustainability

H4. Authorize Three (3) Positions to Assist in the Implementation of the DeKalb County Foreclosure Registry Ordinance (*Accepted to the Regular BOC Meeting Agenda*)

H5. Adopt a Vacant Property Registry Ordinance (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Planning & Economic Development Committee*)

Police

H6. Addition to Authorized Vehicle Fleet Using Federal Seized Funds - Police Department *(Accepted to the Regular BOC Meeting Agenda; Assigned to the County Operations & Public Safety Committee)*

Public Works

H7. Renewal of Agreement with PATH Foundation, Inc. *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee – recommended tabling until return to the 10/15/13 Committee meeting)*

H8. Acceptance of GDOT Funds for Tucker Pedestrian Facilities Phase 2 Project *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee)*

H9. Relocation of AT&T Fiber Cable for the Lithonia Industrial Boulevard Extension *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee – recommended tabling until return to the 10/15/13 Committee meeting)*

H10. Relocation of Georgia Power Overhead Lines for Improvements to the Lavista Road at Frazier Road/Fairoaks Road Intersection *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee – recommended tabling until return to the 10/15/13 Committee meeting)*

H11. HOST and Bond Budget Transfers for Transportation Projects *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee – no recommendation/awaiting additional information; Assigned to the Finance, Audit & Budget Committee)*

Purchasing & Contracting

H12. Purchases (**Request for Proposals**)

RFP1. Professional Services for Compensation and Classification Study: Request for Proposals No. 13-500272 for use by Human Resources. Amount Not To Exceed: \$474,680.00 *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee)*

Purchases (Request for Qualifications)

RFQ1. Underwriter Services: Request for Qualifications No. 13-700035 for use by the Finance Department. *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee)*

I. ITEMS FOR DECISION BY THE BOARD

Board of Commissioners – District 2

I1. Transfer Funding from the DeKalb County Commission to the DeKalb County Board of Ethics *(Deferred from the 9/24/13 Regular BOC Meeting; Assigned to the Finance, Audit & Budget Committee)*

Board of Commissioners – District 7

I2. Employee Organizations Ordinance, to Amend Chapter 20 of the DeKalb County Code *(Deferred from the 8/13/13 & 9/10/13 Regular BOC Meetings; Discussed during the 9/17/13 Employee Relations & Community Services Committee meeting – recommended 2-week deferral; Deferred from the 9/24/13 Regular BOC Meeting; Discussed during the 10/1/13 Employee Relations & Community Services Committee meeting – recommended approval)*

CEO

- 13.** Amendment to 1984 Contract between DeKalb County, Fulton County and the Fulton-DeKalb Hospital Authority (*Normal Coursed from the 8/13/13 Regular BOC Meeting; Assigned to the Employee Relations & Community Services Committee – recommended a 2-week deferral; Deferred from the 8/27/13 Regular BOC Meeting; Discussed during the 9/17/13 Employee Relations & Community Services Committee – recommended 2-week deferral; Deferred from the 9/24/13 Regular BOC Meeting*)
- 14.** Intergovernmental Agreements with the City of Brookhaven for Elections, Tax Collection, GIS, and 911 Services (*Accepted to the Regular BOC Meeting Agenda; Assigned to the County Operations & Public Safety Committee; Deferred from the 8/27/13 Regular BOC Meeting; Discussed during the 9/10/13 County Operations & Public Safety Committee meeting – recommended deferral for continued discussion in the next Committee meeting; Deferred from the 9/24/13 Regular BOC Meeting*)

Police

- 15.** Adopt an Ordinance to Expand the Hours of Inspections of Adult Entertainment Establishments (*Accepted to the Regular BOC Meeting Agenda; Assigned to the County Operations & Public Safety Committee; Deferred from the 9/24/13 Regular BOC Meeting*)

Purchasing & Contracting

16. Purchases (Low Bidder)

- LB4. Road Resurfacing for Public Works under the 2013 Local Maintenance and Improvement Grant (LMIG): Invitation No. 13-100353 for use by the Department of Public Works. Amount Not to Exceed: \$6,473,600.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended 2-week deferral; Deferred from the 9/24/13 Regular BOC Meeting*)

Purchasing & Contracting

17. Purchases (Request for Proposals)

- RFP2. Construction Management Services for Construction of Stonecrest Sanitary Sewer Improvement Projects: Request for Proposals No. 12-500237 for use by the Department of Watershed Management. AMOUNT NOT TO EXCEED: \$1,589,233.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to Finance, Audit & Budget Committee – recommended 2-week deferral; Deferred from the 8/27/13, 9/10/13 & 9/24/13 Regular BOC Meetings*)

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.