

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  
DECEMBER 3, 2013**

**A. INSPIRATIONAL**

**Pastor Chris Strong**  
Christian Fellowship of Stone Mountain

**PLEDGE OF ALLEGIANCE**

Commissioner Larry Johnson  
District 3

**B. PRESENTATIONS ..... NONE**

**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.*

### Finance

**D1.** Home Rule Ordinance to Amend the Pension Code of DeKalb County, Georgia, 1962 Ga. Laws 3088, as Amended, to Change Employee Pension Contribution Rates Effective April 1, 2013; Set the Pension Benefit Level for Future Employees Hired on or after April 1, 2013; and Make other Clarifying Changes (*Normal Coursed from the 1/8/13 Regular BOC Meeting; Assigned to the 1/15/13 Employee Relations & Community Services Committee – no recommendation; Deferred from the 1/22/13 Regular BOC Meeting; Discussed during the 2/5/13 & 2/19/13 Employee Relations & Community Services Committee Meetings – no recommendation; Deferred from the 2/12/13 Regular BOC Meeting – for public hearing; Deferred from the 3/12/13 Regular BOC Meeting; Discussed during the 3/19/13 Employee Relations & Community Services Committee – no recommendation; Discussed during the 4/2/13 Employee Relations & Community Services Committee meeting – recommended deferring for 3 months; Deferred from the 4/9/13 Regular BOC Meeting; Substitute deferred from the 7/9/13 Regular BOC Meeting; Discussed during the 8/6/13 Employee Relations & Community Services Committee meeting – recommended that an update be provided to all Commissioners; Deferred from the 8/27/13 Regular BOC Meeting – for public hearing; Deferred from the 9/24/13 & 10/22/13 Regular BOC Meetings*)

**Planning & Sustainability: Commission Districts: 2, 3, 4, 5, 6 & 7**

**D2.** TA 13 18872 Master Active Living Plan Studies (*Deferred from the 11/19/13 BOC Rezoning Meeting – decision only*)

**Public Works – Transportation: Commission Districts: 4 & 6**

**D3.** 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; Deferred from the 10/8/13 & 11/12/13 Regular BOC Meetings*)

**E. APPEALS**

E1. NONE

**F. APPOINTMENTS**

F1. Appointment to the DeKalb County Public Safety and Judicial Facilities Authority – Judge Desiree Peagler, Deputy Sheriff Jeff Mann, Police Chief Cedric Alexander, and Battalion Chief William Voorhies (*Accepted to the Regular BOC Meeting Agenda; Deferred from the 11/12/13 Regular BOC Meeting*)

F2. Appointment to the DeKalb County Board of Ethics - William P. Smith, III (*Deferred from the 10/8/13 Regular BOC Meeting; Assigned to the County Operations & Public Safety Committee; Deferred from the 11/12/13 Regular BOC Meeting*)

F3. Appointment to the Board of Ethics - J. Alan McNabb (*Deferred from the 9/10/13 Regular BOC Meeting; Assigned to the County Operations & Public Safety Committee – no recommendation; Deferred from the 9/24/13, 10/22/13 & 11/12/13 Regular BOC Meetings*)

F4. Reappointment to the DeKalb County Public Library Board of Trustees – Jon Abercrombie

F5. Reappointment to the DeKalb County Public Library Board of Trustees – Elizabeth “Bebe” Joyner

F6. Reappointment to the DeKalb County Public Library Board of Trustees – Judge Desiree Sutton Peagler

**G. CONSENT AGENDA**

**Airport**

G1. Lease Agreement with EPPS 57th Restaurant LLC

**H. PRELIMINARY ITEMS**

**Board of Commissioners – District 2**

H1. Transfer of Funds to the East Lake Road Quiet Zone Project

**Board of Commissioners – Districts 2,3,6,7**

H2. Affirmation of Jurisdictional Collaboration between DeKalb County and City of Atlanta

**Fire Rescue**

H3. Acceptance of a Donation in the Amount of \$3000.00 to DeKalb County Fire Rescue from Pogo Pictures, Inc.

H4. GSAR Grant for Miscellaneous Hazmat Decontamination Equipment and Maintenance

**GIS - Commission Districts: 3,4,5,6,7**

H5. Transfer of Interests in 15 Parcels of Residential Real Property from the County to the DeKalb Regional Land Bank Authority

**Police**

H6. Grant Acceptance - 2012 Bulletproof Vest Partnership (BVP) Program

H7. Grant Acceptance – Hazardous Materials Emergency Preparedness (HMEP) Grant Program FY2013 Local Emergency Planning Committee (LEPC) Award

**Public Works**

**H8.** To Approve the Agreement with Park Pride Atlanta, Inc., for Coordination of Volunteer Involvement and Private Contributions to County Parks.

**Purchasing & Contracting**

**H9. Purchases (Low Bidder)**

LB1. Delivery and Installation of Sodding (Annual Contract): Invitation No. 3003022 for use by Public Works. Amount Not To Exceed: \$400,000.00

LB2. Central Plant Building Infrastructure Upgrade: Invitation No. 13-100365 for use by Public Works. Amount Not to Exceed: \$2,059,000.00

**Purchases (Extension)**

EXT1. Rubble Stone (Annual Contract): Invitation No. 3002521 for use by Public Works. Amount Not To Exceed: \$150,000.00

EXT2. Water Meters and Parts (Annual Contract): Invitation No. 3001822 for use by the Department of Watershed Management. Amount not to exceed: \$2,000,000.00

EXT3. Repair of Equipment: All Automotive, On-The-Road, Off-The Road, Vehicles, Motorcycles, Trucks, Trailers and Equipment (Annual Contract): Invitation No. 3001870 for use by Public Works. Amount Not to Exceed: \$1,000,000.00

EXT4. Parts for Vehicle and Off-Road Equipment (Annual Contract): Invitation No. 3001945 for use by Public Works. Total Amount Not to Exceed: \$1,400,000.00.

EXT5. Aviation Fuel (Annual Contract): Invitation No. 3001705 for use by Police Services. Amount Not To Exceed: \$40,000.00

EXT6. Propane Fuel (Annual Contract): Invitation No. 3002337 for use by Public Works. Amount Not To Exceed: \$160,500.00

EXT7. Water and Wastewater Treatment Chemicals (Annual Contract): Invitation No. 3001596 for use by the Department of Watershed Management. Total Amount Not to Exceed \$1,000,000.00.

EXT8. Pest Control Services (Annual Contract): Invitation No. 3002165 for use by Facilities Management. Amount Not To Exceed: \$100,000.00

EXT9. Fire Extinguisher Service, Inspection and Recharge (Annual Contract): Invitation No. 3001974 for use by Facilities Management. Amount Not To Exceed: \$53,500.00

EXT10. Installation and Maintenance of Sewer Flow Monitors (Annual Contract): Invitation No. 3000079 for use by the Department of Watershed Management. Amount Not To Exceed: \$1,250,000.00

EXT11. Washing Services for Sanitation Vehicles (Annual Contract): Invitation No. 3001798 for use by Public Works. Amount Not To Exceed: \$48,000.00

**Purchases (Amendment)**

A1. Amendment No. 1 to Contract No. 12-902346, Lower Crooked Creek Pump Station and Pipeline Improvements Project: Invitation No. 11-100226 for use by the Department of Watershed Management. Amendment Amount Not to Exceed: \$103,676.33

A2. Amendment No. 1 to Contract No. 12-902519, Construction of North DeKalb Senior/Community Center: Invitation No. 12-100274 for use by the Department of Human and Community Development.

**Purchases (Additional Purchase)**

AP1. Chevrolet Caprice V6 (PPV): Additional Purchase- Invitation No. 3002955 for Public Works to be used by the Police Department for warrant endeavors and to transport inmates between jail, court and medical appointments as needed. Total Amount: \$894,040.00

**Purchases (Statewide Contract)**

SWC1. Purchase of Wireless Communication Devices and Services: for use by Information Technology. Total Amount Not to Exceed: \$6,400,000.00

**Purchases (General Services Administration)**

GSA1. Sprint Communications Company, L.P. Internet Circuit Upgrade (GSA): for use by Information Technology. Total Amount: \$352,476.00

**I. ITEMS FOR DECISION BY THE BOARD**

**Board of Commissioners – District 2**

- 11.** Resolution Calling for the Expedited Employment of an Internal Auditor for DeKalb County, Georgia (*Deferred from the 8/27/13 Regular BOC Meeting; Assigned to the Finance, Audit & Budget Committee – no recommendation; Deferred from the 9/24/13 & 11/12/13 Regular BOC Meetings*)

**CEO**

- 12.** Provide for a Three (3) Year Moratorium on the Creation of New Municipalities, Townships and other New Forms of Local Government (*Deferred from the 11/19/13 BOC Rezoning Meeting*)
- 13.** Resolution Encouraging the Creation of a Charter Commission to Study the Governance Structure of DeKalb County's Government (*Deferred from the 11/19/13 BOC Rezoning Meeting*)
- 14.** Resolution Encouraging the DeKalb County Delegation to the Georgia Assembly to Amend the Organizational Act of DeKalb County, Georgia to Require that the Purchasing Policy of DeKalb County Government be Set by Ordinance of the Governing Authority (*Deferred from the 11/19/13 BOC Rezoning Meeting*)

**Economic Development**

- 15.** Development Authority of DeKalb County Per Diem Allowance (*Deferred from the 8/13/13 Regular BOC Meeting; Assigned to Planning & Economic Development Committee – no recommendation; Deferred from the 8/27/13 Regular BOC Meeting; Discussed during the 9/10/13 Planning & Economic Development Committee meeting – no recommendation; Deferred from the 9/24/13 & 11/12/13 Regular BOC Meetings*)

**Finance**

- 16.** Approval of a Resolution to Authorize Public Safety and Judicial Facility Refunding (*Resolution 5 of "Approval of Resolutions to Authorize Bond Refundings Prior to December 31, 2013" deferred from the 11/12/13 Regular BOC Meeting*)

**GIS: Commission Districts 3 & 6**

- 17.** Resolution Authorizing the Sale of an Unredeemed and Unforeclosed Interest in Property, 1581 Eastland Rd., Atlanta, GA 30316 (*Deferred from the 11/19/13 Regular BOC Meeting*)
- 18.** Resolution Authorizing the Sale of an Unredeemed and Unforeclosed Interest in Property, 1881 Flat Shoals Ave, Atlanta, GA 30316 (*Deferred from the 11/19/13 Regular BOC Meeting*)

**GIS: Commission Districts 4 & 7**

- 19.** Resolution Authorizing the Sale of an Unredeemed and Unforeclosed Interest in Property, 4592 Ruby Rd., Stone Mountain, GA 30083 (*Deferred from the 11/19/13 Regular BOC Meeting*)

**Public Works – Roads & Drainage: All Commission Districts**

**110.** Speed Zone Order/Radar Permit Application (*Substitute accepted to the Regular BOC Meeting Agenda; Deferred from the 11/12/13 Regular BOC Meeting; Assigned to the Public Works and Infrastructure Committee*)

**Purchasing & Contracting**

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

RFP2. State Legislative Lobbying Services: Request for Proposals No. 13-500278 for use by the DeKalb County Chief Executive Officer and Board of Commissioners to provide labor, materials, equipment and all things necessary to provide legislative lobbying services at the state level. Amount Not to Exceed: \$172,000.00 (*Deferred from the 11/12/13 Regular BOC Meeting; Assigned to the Finance, Audit & Budget Committee – deferred to the first Committee meeting in December*)

RFP3. Federal Legislative Lobbying Services: Request for Proposals No. 13-500277 for use by the DeKalb County Chief Executive Officer and Board of Commissioners to provide labor, materials, equipment and all things necessary to provide legislative lobbying services at the federal level. Amount Not to Exceed: \$210,000.00 (*Deferred from the 11/12/13 Regular BOC Meeting; Assigned to the Finance, Audit & Budget Committee – deferred to the first Committee meeting in December*)

## **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, 1<sup>st</sup> 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.