
DeKalb County Board of Commissioners
Larry Johnson, MPH
Presiding Officer



Board of Commissioners
Commissioner Nancy Jester, District 1
Commissioner Jeff Rader, District 2
Commissioner Larry Johnson, District 3
Commissioner Sharon Barnes Sutton, District 4
Commissioner Vacant
Commissioner Kathie Gannon, District 6
Commissioner Stan Watson, District 7

DEKALB COUNTY, GEORGIA
BOARD OF COMMISSIONERS
REGULAR MEETING SUMMARY

May 12, 2015

MEMBERS PRESENT: Nancy Jester, Jeff Rader, Larry Johnson, Sharon Barnes Sutton, Kathie Gannon, Stan Watson

MEMBERS ABSENT:

STAFF: Lee May, ICEO, Zachary Williams, Executive Assistant/Chief Operating Office, Edmond Richardson, Chief of Staff, Barbara Sanders, County Clerk, Gwendolyn Brown-Patterson, Interim Finance Director, Burke Brennan, Press Secretary, O.V. Brantley, County Attorney, Viviane Ernestes, Deputy County Attorney

NOTE: DEPUTY PRESIDING OFFICER STAN WATSON PRESIDED OVER THE MEETING THROUGH ITEM I3, AT WHICH TIME PRESIDING OFFICER LARRY JOHNSON TOOK OVER

ACTION KEY:

NC/NORMAL COURSED	A PRELIMINARY ITEM WHICH THE BOARD HAS SENT TO THE NEXT AGENGA AS AN ACTION ITEM
NC TO WORK SESSION	WORK SESSION FOR DISCUSSION AND TO THE NEXT AGENDA AS AN ACTION ITEM
WWP	WITHDRAWN WITHOUT PREJUDICE

A. INSPIRATIONAL Bishop Norman O. Harper
Kelly Lake COGIC

PLEDGE OF ALLEGIANCE Commissioner Kathie Gannon
District 6

B. PRESENTATIONS Tom Ulbricht of Northlake Community Alliance
Older Americans Month

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 – All Districts

D1. Text Amendment - TA-13-18557 –Adoption of 2015 Zoning Code, Zoning Map, Home Rule Ordinance and Enforcement Resolution (*Deferred from 5/28/13, 6/25/13, 8/27/13, 11/19/13, 2/25/14, 3/25/14, 5/27/14, 7/22/14, 9/23/14, 1/13/15, 1/27/15 for a public hearing; Substitute deferred from the 3/24/15 BOC Rezoning Meeting; Substitute deferred from the 4/28/15 Regular BOC Meeting*) – **SUBSTITUTE SUBMITTED FROM THE FLOOR ON MAY 12, 2015; DEFERRED UNTIL JULY 14, 2015**

Planning & Sustainability – Commission Districts 5 & 7

D2. Special Land Use Permit, SLUP-15-19668 Ethelbert Oscar (*Deferred from the 3/24/15 BOC Rezoning Meeting – for decision only; Deferred from the 4/28/15 Regular BOC Meeting*)- **APPROVED WITH STAFF'S CONDITIONS**

Public Works – Transportation - Commission District – 1 & 7

D3. Traffic Calming Petition – Silver Hill Road (between Smokerise Summit to Mountain Glen) (*Accepted to the Regular BOC Meeting Agenda*) **APPROVED**

D4. Traffic Calming Petition – Sweetwater Parkway (off of River Road) (*Accepted to the Regular BOC Meeting Agenda*) **APPROVED**

Public Works – Transportation - Commission District – 2 & 6

D5. Traffic Calming Petition- Artwood Road (off of Ponce De Leon Avenue) (*Accepted to the Regular BOC Meeting Agenda*) **APPROVED**

Public Works – Transportation – Commission Districts 5 & 7

D6. Street Light Petition – George Road (*Accepted to the Regular BOC Meeting Agenda*) **APPROVED**

D7. Traffic Calming Petition - Bexley Drive (between Mercer Road & 4490 Bexley Drive) (*Accepted to the Regular BOC Meeting Agenda*) **APPROVED**

D8. Traffic Calming Petition- Phillips Creek Drive (between Phillips Road & Eastbriar Drive) (*Accepted to the Regular BOC Meeting Agenda*) **APPROVED**

ADDENDA

D9. Add an item to the agenda. **APPROVED**

D10. Waiver of bike lane improvements on Henderson Mill Road – Dharma Jewel Monastery **DEFERRED UNTIL MAY 26, 2015 BUT KEEP THE FRIENDLY AMENDMENT THAT WOULD WAIVE BIKE LANES AND DEDICATE THE RIGHT-OF-WAY**

E. APPEALS

Planning - Commission Districts 2 & 6

E1. Appeal of a Decision of Historic Preservation Commission by Randy Moore, Rebecca Moore, Ed Urquhart and Joe Webb (*Accepted to the Regular BOC Meeting Agenda; Deferred from the 4/14/15 & 4/28/15 Regular BOC Meetings*) - **UPHOLD THE APPEAL AND REVERSE THE DECISION OF THE HPC**

E2. Appeal of a Decision of Historic Preservation Commission by Randy Moore, Rebecca Moore, Ed Urquhart and Joe Webb – 2 (*Accepted to the Regular BOC Meeting Agenda; Deferred from the 4/14/15 & 4/28/15 Regular BOC Meetings*) - **UPHOLD THE APPEAL AND REVERSE THE DECISION OF THE HPC**

F. APPOINTMENTS

CEO

- F1. Appointment of William Baker to Central (Perimeter) DeKalb Improvement District Board *(Deferred from the 4/28/15 Regular BOC Meeting)* **APPROVED**
- F2. Appointment to the DeKalb County Board of Health – Dr. Clyde Watkins, Jr. *(Accepted to the Regular BOC Meeting Agenda; Assigned to the Employee Relations & Community Services Committee)* **APPROVED**

ADDENDA

- F3. Add an item to the agenda **APPROVED**
- F4. Appointment of Rick Callihan to Zoning Board of Appeals **APPROVED**

G. CONSENT AGENDA

County Clerk

- G1. Approval of Minutes of the Regular Meeting of April 14, 2015 *(Accepted to the Regular BOC Meeting Agenda)* **APPROVED**

GIS – Commission Districts 3 & 6

- G2. Resolution to Consider Abandonment of a 0.42 acre Section of Ray Street Right of Way. Tax Parcel: 15 080 *(Accepted to the Regular BOC Meeting Agenda)* **APPROVED**

Juvenile Court

- G3. Approval to Accept a Supplemental Funding Award to the FY2015 Criminal Justice Coordinating Council- Juvenile Justice Incentive Grant in the Amount of \$13,076 *(Accepted to the Regular BOC Meeting Agenda)* **APPROVED**

Public Safety – DEMA

- G4. MOA Approval *(Accepted to the Regular BOC Meeting Agenda)* **APPROVED**

Public Works – Roads and Drainage - Commission Districts 2 & 6

- G5. Briarcliff Woods Sign Topper Placement *(Accepted to the Regular BOC Meeting Agenda)* **APPROVED**

H. PRELIMINARY ITEMS

Board of Commissioners – District 3

- H1. Resolution to Reconsider Closure of Georgia Department of Labor Career Center Located at 3879 Covington Highway Decatur, GA 30032 *(Accepted to the Regular BOC Meeting Agenda)* **DEFERRED UNTIL JUNE 9, 2015**

Finance

- H2. Issuance of Tax Anticipation Notices for 2015 *(Accepted to the Regular BOC Meeting*

***Agenda*) APPROVED SUBSTITUTE SUBMITTED FROM THE FLOOR TODAY BY FINANCE; (ASSIGNED TO FINANCE, AUDIT & BUDGET COMMITTEE FOR DISCUSSION BEFORE NEXT VOTE)**

Purchasing and Contracting

H3. Purchases (Low Bidder)

- LB1. Park Restroom Repairs: Invitation No. 3003463 for use by the Recreation, Parks & Cultural Affairs. Amount Not to Exceed: \$211,589.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval*) **APPROVED**
- LB2. Paper Products (Annual Contract with 2 Options to Renew): Invitation No. 3003338 for use by Recreation, Parks & Cultural Affairs, Sheriff's Office, Department of Watershed Management, Fire Rescue Services, Medical Examiner's Office, Police Services, Airport and Public Works – Roads & Drainage and Sanitation. Total Amount Not to Exceed: \$163,509.25 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended Deferral and return to the next Committee meeting*) **DEFERRED UNTIL MAY 26, 2015**
- LB3. Lubricants (Annual Contract with 2 Options to Renew): Invitation No. 3003430 for use by Public Works – Fleet Management and the Department of Watershed Management. Total Amount Not To Exceed: \$340,000.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended Deferral and return to the next Committee meeting*) **DEFERRED UNTIL MAY 26, 2015**
- LB4. Hot Mix Asphaltic Concrete: (Annual Contract with 2 Options to Renew): Invitation No. 3003426 for use by Public Works – Roads and Drainage. Total Amount Not to Exceed: 1,068,722.85 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended Deferral and return to the next Committee meeting*) **DEFERRED UNTIL MAY 26, 2015**
- LB5. Adjustment of Manhole Rings, Cover and Valve Boxes (Annual Contract with 2 Options to Renew): Invitation No. 15-100447 for use by the Department of Watershed Management. Amount Not to Exceed: \$1,967,000.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended Deferral and return to the next Committee meeting*) **DEFERRED UNTIL MAY 26, 2015**
- LB6. Cart Lifters and Installation: Invitation No. 15-100462 for Public Works - Fleet Management for use by Public Works - Sanitation. Total Amount Not to Exceed: \$521,300.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval*) **APPROVED**

Purchases (Extensions)

- EXT1. Herbicide and Kudzu Control Services (Annual Contract- 3rd Extension): Invitation No. 3002117 for use by Public Works – Roads and Drainage. Amount Not to Exceed: \$65,000.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval*) **APPROVED**

Purchases (Request for Proposal)

- RFP1. Financial Advisory Services (3-Year Multiyear Contract): Request for Proposal No. 15-500334 for use by the Department of Finance and the Board of Commissioners. Amount Not To Exceed: \$1,248,435.00 (*Accepted to the Regular BOC Meeting*)

Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval **DEFERRED UNTIL MAY 26, 2015**

Purchases (Cancellation)

- C1. DeKalb County Toddler Pools ADA Conversion Project: Contract No. 14-902854 for use by Public Works Department - Engineering Service Division (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval*) **APPROVED**

Recreation, Parks & Cultural Affairs

- H4. Little Creek Horse Farm – Boarding, Equestrian Activities and Program Fees (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended Deferral and return to the next Committee meeting; and the Employee Relations & Community Services Committee – recommended holding in Committee*) **DEFERRED UNTIL MAY 26, 2015**

I . ITEMS FOR DECISION BY THE BOARD

Board of Commissioners

- I1.** Election of a Presiding Officer (*No action due to lack of four votes during the 1/13/15 Regular BOC Meeting; Deferred from the 1/27/15, 2/10/15, 3/10/15 & 4/14/15 Regular BOC Meeting*) **NO ACTION FOR LACK OF FOUR VOTES**

Board of Commissioners – District 1

- I2.** Cooperating with Special Investigators (*Normal Coursed from the 3/24/15 Regular BOC Meeting; Deferred from the 4/14/15 Regular BOC Meeting; Assigned to the County Operations & Public Safety Committee; Deferred from the 4/28/15 Regular BOC Meeting*) **NO ACTION FOR LACK OF FOUR VOTES**

Board of Commissioners – Districts 4 & 6

- I3.** To Transfer 6.5 Million Dollars from 2006 County-wide Bond Money to a New Tobie Grant Recreation Center Account (*Accepted to the Regular BOC Meeting Agenda; Deferred from the 3/24/15 Regular BOC Meeting; No action due to lack of four votes during the 4/14/15 & 4/28/15 Regular BOC Meetings*) **APPROVED**
SUBSTITUTE SUBMITTED FROM THE FLOOR TODAY BY
COMMISSIONER BARNES SUTTON

Public Works – Sanitation

- I4.** Addition to Fleet –Four (4) Missed Pickup/Cart Maintenance Vehicles – Sanitation Replacement Funds (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee – no official recommendation; Deferred from the 4/28/15 Regular BOC Meeting; Discussed during the 5/5/15 Finance, Audit & Budget Committee – recommended approval*) **APPROVED**
- I5.** Addition to Fleet –Five (5) Passenger Vans, Tag-along Trailers & Safety Equipment – Sanitation Replacement Funds (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Public Works & Infrastructure Committee – no official recommendation; Deferred from the 4/28/15 Regular BOC Meeting; Discussed during the 5/5/15 Finance, Audit & Budget Committee – recommended approval*) **APPROVED**

Purchasing and Contracting

I6. **Purchases (Low Bidder)**

- LB4. Sewer System Cleaning: (Annual Contract with 2 Options to Renew): Invitation No. 3003449 for use by the Department of Watershed Management. Total Amount Not to Exceed: \$12,000,000.00 (*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended holding in*)

Committee; Deferred from the 4/28/15 Regular BOC Meeting; Assigned to the County Operations & Public Safety Committee) **DEFERRED UNTIL MAY 26, 2015**

LB5. Purchase of Automobiles, Vans and Trucks with Turnkey Packages and Accessories (Annual Contract with 2 Options to Renew): Invitation No. 3003445 for use by Public Works-Fleet Management. Total Amount Not to Exceed: \$6,875,000.00(*Accepted to the Regular BOC Meeting Agenda; Assigned to the Finance, Audit & Budget Committee – recommended approval; Deferred from the 4/28/15 Regular BOC Meeting; Assigned to the Public Works & Infrastructure Committee)* **DEFERRED UNTIL MAY 26, 2015**

17. Purchases (Statewide Contract)

SWC1. Facility Maintenance Services for use by Sheriff's Office. This statewide contract will be used to provide preventive scheduled and corrective unscheduled maintenance services for DeKalb County Jail (*Deferred from the 4/28/15 Regular BOC Meeting Agenda*) **WITHDRAWN**

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.