

DeKalb County Government

*Manuel J. Maloof Center
1300 Commerce Drive
Decatur, Georgia 30030*



Meeting Minutes

Tuesday, August 21, 2018

9:00 AM

Manuel J. Maloof Auditorium

Special Called Meeting

*Commissioner Jeff Rader, Presiding Officer, District 2
Commissioner Steve Bradshaw, Deputy Presiding Officer, District 4*

*Commissioner Nancy Jester, District 1
Commissioner Jeff Rader, District 2
Commissioner Larry Johnson, District 3
Commissioner Steve Bradshaw, District 4
Commissioner Mereda Davis Johnson, District 5
Commissioner Kathie Gannon, Super District 6
Commissioner Gregory Adams, Super District 7*

Present 6 - Nancy Jester, Jeff Rader, Larry Johnson, Steve Bradshaw, Kathie Gannon, and Gregory Adams

Absent 1 - Mereda Davis Johnson

Administration: Michael Thurmond, CEO, Zachary Williams, Executive Assistant/ Chief Operating Office, Barbara Sanders-Norwood, County Clerk, Viviane Ernstes, County Attorney

Work Session

I. Committee of the Whole

A. Committee Reports

B. Emory-DeKalb Medical Partnership

C. Wellness Presentation (Vivarae & Risk Management)

D. Review of the Proposed Executive Agenda for August 28, 2018

E. Review of Board of Commissioners Preliminary Agenda

F. Review/Recap of New Items for the BOC Agenda

G. Items Previously Heard

II. Special Call Meeting

2018-2616 Commission District(s): All
To Convene a Special Called Meeting

MOTION was made by Kathie Gannon, seconded by Nancy Jester, that this agenda item be approved to convene a Special Called Meeting. Commissioner Mereda Davis Johnson was absent from the meeting. The motion carried by the following vote:

Yes: 6 - Commissioner Nancy Jester, Commissioner Jeff Rader, Commissioner Larry Johnson, Commissioner Steve Bradshaw, Commissioner Kathie Gannon, and Commissioner Gregory Adams

Absent: 1 - Commissioner Mereda Davis Johnson

- 2018-2617** Commission District(s): All
To Convene an Executive Session Meeting
MOTION was made by Gregory Adams, seconded by Kathie Gannon, that this agenda item be approved to convene an Executive Session Meeting. Commissioner Mereda Davis Johnson was absent from the meeting. The motion carried by the following vote:
- Yes:** 6 - Commissioner Nancy Jester, Commissioner Jeff Rader, Commissioner Larry Johnson, Commissioner Steve Bradshaw, Commissioner Kathie Gannon, and Commissioner Gregory Adams
- Absent:** 1 - Commissioner Mereda Davis Johnson
- 2018-2618** Commission District(s): All
To Adjourn an Executive Session Meeting
MOTION was made by Nancy Jester, seconded by Larry Johnson, that this agenda item be approved to convene an Executive Session Meeting. Commissioner Mereda Davis Johnson was absent from the meeting. The motion carried by the following vote:
- Yes:** 6 - Commissioner Nancy Jester, Commissioner Jeff Rader, Commissioner Larry Johnson, Commissioner Steve Bradshaw, Commissioner Kathie Gannon, and Commissioner Gregory Adams
- Absent:** 1 - Commissioner Mereda Davis Johnson

2018-2620

Commission District(s): All

CO -Change Order No. 4A to Contract No. 924827 for Water Meters and Parts (Annual Contract with Two (2) Options to Renew) for use by the Department of Watershed Management (OWM) and the related, proposed Settlement Agreement.

MOTION was made by Nancy Jester, seconded by Gregory Adams, that the Board of Commissioners approve Change Order No. 4A with Kendall Supply, Inc. amending Contract No. 924827, which includes the settlement of a disputed claim defining the technical aspects of the settlement; and further move that the County authorize execution of a settlement agreement with Kendall Supply, Inc. and Sensus USA, Inc. in a final form acceptable to the County Attorney. The settlement will require the delivery, replacement, and installation of equipment related to County water meters and parts. The Chief Executive Officer and County Attorney or their designees are authorized to execute documents necessary to commemorate this settlement and Change Order. Commissioner Mereda Davis Johnson was absent from the meeting. The motion carried by the following vote:

Yes: 6 - Commissioner Nancy Jester, Commissioner Jeff Rader, Commissioner Larry Johnson, Commissioner Steve Bradshaw, Commissioner Kathie Gannon, and Commissioner Gregory Adams

Absent: 1 - Commissioner Mereda Davis Johnson

2018-2621 Commission District(s): 2 & 6
Proposed settlement of Dwayne Queen's lawsuit against DeKalb County, the DeKalb County Zoning Board of Appeals, and the members of the Zoning Board of Appeals in their official capacities, Civil Action No. 17-CV- 12388-5, pending in the Superior Court of DeKalb County

MOTION was made by Kathie Gannon, seconded by Gregory Adams, that this agenda item be approved to (1) authorize the reversion of the property located at 1324 Normandy Drive to the originally-platted two lots having a width of sixty-five (65) feet each; and (2) approve the payment of \$81,400 as contribution toward the cost of removing and replacing the compromised storm water drainage system located on 1324 Normandy Drive and on the public roadway immediately adjacent to 1324 Normandy Drive. These actions are to settle the lawsuit filed by Dwayne Queen against DeKalb County, the DeKalb County Zoning Board of Appeals, and the Zoning Board of Appeals' members in their official capacities, Civil Action File No. 17-CV- 12388-5, pending in the Superior Court of DeKalb County. To resolve this lawsuit, the County will revert Mr. Queen's property to its original two-lot configuration and pay the total sum of \$81,400 to Mr. Queen and/or his counsel, in return for Mr. Queen's removal and replacement of the compromised storm water drainage system to DeKalb County standards, Mr. Queen's and all successors-in-title's maintenance of the portion of the drainage system located on the two lots in perpetuity, dismissal with prejudice of his lawsuit, and execution of a release and waiver of claims satisfactory to the County Attorney. The County Attorney or her designee is authorized to execute the settlement agreement.. Commissioner Mereda Davis Johnson was absent from the meeting. The motion carried by the following vote:

Yes: 6 - Commissioner Nancy Jester, Commissioner Jeff Rader, Commissioner Larry Johnson, Commissioner Steve Bradshaw, Commissioner Kathie Gannon, and Commissioner Gregory Adams

Absent: 1 - Commissioner Mereda Davis Johnson

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. Janet Essix, 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. Janet Essix may be contacted at 1300 Commerce Drive, 1st Floor, Decatur, GA 30030, 404.371.2309, 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.

ADJOURNMENT:

There being no further official business, MOTION was made by Commissioner Kathie Gannon and seconded by Commissioner Larry Johnson to adjourn the August 21, 2018 Special Called Meeting at 11:46 a.m. Commissioner Mereda Davis Johnson was absent from the meeting. The motion carried by the following vote:

Yes: 6 - Commissioner Nancy Jester, Commissioner Jeff Rader, Commissioner Larry Johnson, Commissioner Steve Bradshaw, Commissioner Mereda Davis Johnson, and Commissioner Gregory Adams

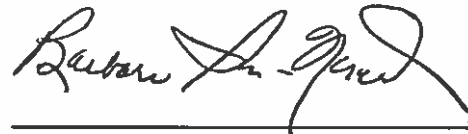
Absent: 1 - Commissioner Mereda Davis Johnson



Jeff Rader
Presiding Officer



Michael Thurmond
Chief Executive Officer



Barbara Sanders-Norwood
County Clerk