DeKalb County Government

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



Meeting Minutes

Tuesday, May 2, 2017 9:00 AM

Manuel J. Maloof Auditorium

Special Called Meeting

Commissioner Kathie Gannon, Presiding Officer, Super District 6 Commissioner Jeff Rader, Deputy Presiding Officer, District 2

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 Greg Adams, Super District 7

Present

7 - Commissioner Nancy Jester, Commissioner Jeff Rader,
 Commissioner Larry Johnson, Commissioner Steve R Bradshaw,
 Commissioner Mereda Davis Johnson, Commissioner Kathie
 Gannon, and Commissioner Gregory Adams

Administration: Michael Thurmond, CEO, Zachary Williams, Executive Assistant/ Chief Operating Office, Barbara Sanders-Norwood, County Clerk, O.V. Brantley, County Attorney, Viviane Ernstes, Deputy County Attorney, Dianne McNabb, Interim Finance Director

POST AGENDA/PRELIMINARY MINUTES: The Official Minutes of this meeting are tentative and have neither been ratified, nor approved, by the Board of Commissioners; and this Post-Agenda/Preliminary Minutes is not binding on the County or on any officer thereof.

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- I. Committee of the Whole
- A. Committee Reports
- **B.** MARTA Quarterly Briefing
- C. Review of the Proposed Executive Agenda for May 9, 2017
- II. Special Call Meeting

2017-0418

To Convene a Special Called Meeting

MOTION was made by Jeff Rader, seconded by Nancy Jester, that this agenda item be approved. The motion carried by the following vote:

Yes:

7 - Commissioner Jester, Commissioner Rader,
 Commissioner Johnson, Commissioner Bradshaw,
 Commissioner Davis Johnson, Commissioner
 Gannon, and Commissioner Adams

2017-0419

To Convene an Executive Session Meeting

MOTION was made by Jeff Rader, seconded by Nancy Jester, that this agenda item be approved. The motion carried by the following vote:

Yes:

7 - Commissioner Jester, Commissioner Rader,
 Commissioner Johnson, Commissioner Bradshaw,
 Commissioner Davis Johnson, Commissioner
 Gannon, and Commissioner Adams

Yes:

7 - Commissioner Jester, Commissioner Rader,
 Commissioner Johnson, Commissioner Bradshaw,
 Commissioner Davis Johnson, Commissioner
 Gannon, and Commissioner Adams

2017-0422 Commission District(s): ALL

Proposed authorization of intervention and potential cross-claims in Alabama's lawsuit against the

U.S. Army Corps of Engineers and similar litigation.

MOTION was made by Larry Johnson, seconded by Jeff Rader, that this agenda item be approved to authorize King & Spalding LLP, attorneys for the Georgia Water Supply Providers' group, to intervene on behalf of DeKalb County and file cross-claims in Alabama's lawsuit against the U.S. Army Corps of Engineers, Civil Action No. 1:17cv607 in the U.S. District Court for the District of Columbia, and any similar litigation filed that relates to the U.S. Army Corps of Engineers' Master Water Control Manual for the Apalachicola-Chattahoochee- Flint River Basin, as necessary to defend DeKalb County's future water supplies from Lake Lanier and the Chattahoochee River. This authorization is limited to interventions and cross-claims that require no additional funding beyond the existing Technical Service Agreement with the Atlanta Regional Commission. Further, the filing of any cross-claim would require pre-filing consultation with the County Attorney. The County Attorney is authorized to sign any documents necessary for the intervention or for filing of cross-claims.

The motion carried by the following vote:

Yes:

7 - Commissioner Jester, Commissioner Rader,
 Commissioner Johnson, Commissioner Bradshaw,
 Commissioner Davis Johnson, Commissioner
 Gannon, and Commissioner Adams

2017-0423 Commission District(s): All

Executive session attendees

MOTION was made by Mereda Davis Johnson, seconded by Gregory Adams, that this agenda item be approved to allow the Chief of Staff for the Board of Commissioners and Chief Executive Officer to attend executive session in future meetings. The motion carried by the following vote:

Yes:

7 - Commissioner Jester, Commissioner Rader,
 Commissioner Johnson, Commissioner Bradshaw,
 Commissioner Davis Johnson, Commissioner
 Gannon, and Commissioner Adams

2017-0420 To Adjourn a Special Called Meeting

MOTION was made by Jeff Rader, seconded by Steve R Bradshaw, that this agenda item be approved. The motion carried by the following vote:

Yes:

7 - Commissioner Jester, Commissioner Rader,
 Commissioner Johnson, Commissioner Bradshaw,
 Commissioner Davis Johnson, Commissioner
 Gannon, and Commissioner Adams

ADJOURNMENT:

There being no further official business, MOTION was made by Commissioner Jeff Rader and seconded by Commissioner Davis Johnson to adjourn the May 2, 2017 Committee of the Whole meeting at 11:05 a.m.

Kathie Gannon

Presiding Office

Michael Thurmond Chief Executive Officer

Barbara Sanders-Norwood

County Clerk