

Board of Commissioners

75 Langley Drive • Lawrenceville, GA 30046-6935
770.822.7000 • www.gwinnettcounty.com

Charlotte J. Nash, Chairman
Jace W. Brooks, District 1
Lynette Howard, District 2
Tommy Hunter, District 3
John Heard, District 4



Business Session Minutes
Tuesday, March 5, 2013 - 2:00 PM

Present: Charlotte J. Nash, Jace Brooks, Lynette Howard, Tommy Hunter & John Heard

I. Call To Order, Invocation, Pledge to Flag

II. Opening Remarks by Chairman

III. Approval to Amend Agenda
Approval of Amended Agenda

Add Agenda Item 2013-0260

{Action: Approved Motion: Heard Second: Howard Vote: 5-0; Nash-Yes; Brooks Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

IV. Approval of Minutes: **Executive Session:** February 26, 2013
Business Session: February 26, 2013
{Action: Approved Motion: Heard Second: Howard Vote: 5-0; Nash-Yes; Brooks Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

V. Announcements

- **Award Presentation:** Gwinnett County's 2012 Most Valuable Person

VI. Consent Agenda

A. New Business

I. Commissioners

2013-0203 Approval of appointments to the Region Three Department of Behavioral Health and Developmental Disabilities (DBHDD) Planning Board. Community Services Recommendations - Solomon Alexander and Gina Callicotte. Term Expires July 31, 2015. Incumbent - Vacant Positions.
{Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

I. Commissioners

2013-0249 Approval to accept the resignation of John Karnowski from the Development Advisory Committee. Term Expires December 31, 2013. District I/Brooks {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0250 Approval to fill the unexpired term of John Karnowski to the Development Advisory Committee. Term Expires December 31, 2013. District I/Brooks - Appoint John McHenry {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0254 Approval of appointments to the Animal Advisory Council. Gwinnett Municipal Association Recommendation - Curtis Northrup - Term Expires December 31, 2013. Board of Health Recommendation - Joseph Sternberg - Term Expires December 31, 2014. {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2. Multiple Departments

2013-0194 Approval to renew BL010-12, purchase of groceries on an annual contract (March 21, 2013 through March 20, 2014), Department of Corrections, Department of Community Services, and Sheriff's Department, to low responsive bidders as follows: Good Source Solutions; S&S Institutional Foods, dba Samples Institutional Foods; Southeastern Paper Group; Sutherlands Foodservice, Inc.; Sysco Atlanta; US Foods; and Wholesale Liquidations, LLC, dba Benjamin Foods; base amount \$2,215,000.00 (negotiated cost savings of approximately \$89,232.87). This contract is funded 93% by the General Fund and 7% by various Grant Funds. (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

3. Community Services/Phil Hoskins

2013-0199 Approval/authorization to accept a grant award from the Atlanta Regional Commission for Senior Services Title III, Community Based Services, Nutrition Services Incentive Program and Alzheimer's Programs. This contract represents the third year of a four year commitment to use federal and state funds for the provision of services for seniors in Gwinnett County. Funding is anticipated to be \$914,109.00 Federal, \$495,479.00 State, and \$101,410.00 Local Match for a total amount of \$1,510,998.00 (60% Federal, 33% State and 7% Local Match). Approval and authorization for Chairman to appoint and designate the Director of Financial Services to approve and execute amendments as necessary subject to review by the Law Department. (Staff Recommendation: Approval) **{Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}**

2013-0169 Ratification of work task authorizations No. 2011-37 through 2011-48 for Jacobs Project Management Company for program management services in the amount of \$441,600.00. This project is funded 20% by the 2005 SPLOST program and 80% by the 2009 SPLOST program. (Staff Recommendation: Approval) **{Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}**

4. County Administration

2013-0209 Approval/authorization for the Chairman to execute Intergovernmental Agreements with the City of Buford, City of Dacula, City of Duluth, City of Lawrenceville, City of Lilburn, City of Loganville, City of Norcross, City of Snellville and City of Suwanee, Georgia for the use of the County-Owned 800 MHz System. No cost associated. Subject to approval by the Law Department. **{Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}**

VI. Consent Agenda

A. New Business

5. Financial Services/Maria Woods

2013-0185 Award RP001-13, administration of the motor vehicle assessment and appeal program on an annual contract (March 05, 2013 through March 04, 2014), to the highest scoring firm, LMC, Inc., base amount \$175,000.00. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Award) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0196 Approval of tax digest corrections, including changes to the digest, in-additions, deletions and errors discovered during the billing and collection process of the Tax Assessors and Tax Commissioner's Offices. Adjustments amount to an increase of assessed value in the amount of \$1.4 million, a decrease in assessed value of \$2.4 million, for a net decrease of \$1.0 million for tax years 2007 thru 2012. (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

6. Information Technology Services/Barry Puckett

2013-0200 Approval to renew OS024, maintenance for computer aided dispatch (CAD) and records management system (RMS) software systems on an annual contract, (February 01, 2013 through January 31, 2014), to sole provider, Tiburon, Inc. base amount \$430,299.00. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. This contract is funded 43% by the Police District Fund, 36% by the E911 Fund, 14% by the Fire/EMS District Fund and 7% by the General Fund. (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

7. Law Department/Van Stephens

2013-0174 Approval/authorization to enter into a Settlement Agreement, Release, and Stipulations of Dismissal resolving all issues in the cases of Olympus Media LLC v. Gwinnett County Zoning Board of Appeals, Civil Action File No. 11-A-11821-5 and Olympus Media, LLC v. Gwinnett County, Civil Action File No. 1:11-cv-03750-SCJ, subject to review and approval by the Law Department. {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0248 Approval/authorization for the Chairman to execute any and all documents related to an Intergovernmental Agreement for the allocation and distribution of proceeds from the title ad valorem tax among Gwinnett County, all cities located wholly or partially within Gwinnett County, the Gwinnett County Board of Education and the Buford City School District, subject to review and approval by the Law Department. {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

8. Support Services

2013-0167 Approval to exercise the fourth lease option with Equity One, Inc. for premises located at Market Place Shopping Center, 6135 Peachtree Parkway, Space 201B, Norcross, Georgia for the Peachtree Corners Tag Office, (April 1, 2013 - March 31, 2014) for an annual cost of \$68,888.04. Subject to approval by Law Department. District 2/Howard (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

8. Support Services

2013-0168 Approval/authorization for the Chairman to execute a Governmental Encroachment Agreement for an Easement required by Georgia Power Company which authorizes Gwinnett County to construct a driveway, deceleration lane, and sidewalk within a Georgia Power Company Right-of-Way. Contracts to follow approval. Subject to approval by the Law Department. District 4/Heard (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

9. Transportation/Kim Conroy

2013-0181 Award BL011-13, Hurricane Shoals Road (SR 120-Collins Hill Road), Cruse Road queuing lane (Sweetwater Middle School), and Dickens Road queuing lane (Hopkins Elementary School) pedestrian and school safety improvement projects, project numbers F-0648, F0797, M-0689, F-0614-07 and F-0740-03, to low bidder, Baldwin Paving Company, Inc., amount not to exceed \$1,232,071.22. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. These projects are funded 82% by the 2009 SPLOST Program and 18% by the 2005 SPLOST Program. District 1/Brooks & District 4/Heard (Staff Recommendation: Award) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0188 Award BL014-13, Old Peachtree Road (at Cedar Drive) road safety and improvement project, project number M-0691, to low bidder, ISC, Inc., amount not to exceed \$499,294.25. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. This project is funded by the 2005 SPLOST Program. District 1/Brooks & District 4/Heard (Staff Recommendation: Award) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

9. Transportation/Kim Conroy

2013-0180 Approval to renew BL013-10, mowing and trimming of landscaped roadsides and along public sidewalks (section C only) on an annual contract (March 17, 2013 through March 16, 2014), to the low bidder, Pebblestone Landscape Group, Inc., base bid \$19,710.00 (negotiated cost savings of approximately \$394.00). (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0207 Approval of the negotiated settlement for the condemnation action regarding Brenda Ruth Pruitt Griffin, CAFN 09-A-03658-3, on the SR 324 Bridge over I-85 project, F-0382-02, Parcel 17, total cost \$1,750,000.00, including funds previously deposited into the Registry of the Court. This settlement is funded by the 2005 SPLOST Program. District 4/Heard (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0156 Approval/authorization for Chairman to execute a Supplemental Agreement No. I-Final with C.W. Matthews Contracting Co., Inc., for the Five Forks Trickum Road (Cole Drive-Garner Road) project, F-0649, total increase \$3,394.36; total reduction \$170,307.68; revised contract amount \$1,007,610.62. Subject to approval by Law Department. This contract is funded by the 2009 SPLOST Program. District 2/Howard (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

9. Transportation/Kim Conroy

2013-0157 Approval/authorization for Chairman to execute a Supplemental Agreement No. I-Final with Garys Grading and Pipeline Company, Inc., for the Grayson High School Access Road, F-0776 and the Rosebud Road (at Summit Chase Drive), M-0704, projects, total increase \$4,031.50; total reduction \$126,101.40; revised contract amount \$818,994.68. Subject to approval by Law Department. This contract is funded by the 2009 SPLOST Program. District 3/Hunter (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0186 Approval/authorization for Chairman to execute a Supplemental Agreement No. I-Final with Baldwin Paving Company, Inc., for Indian Trail Road at I-85 Northbound Ramps, M-0535, Indian Trail Road (Hillcrest Road-Burns Road), F-0598 and Indian Trail Road (Willow Trail Parkway-Oakbrook Parkway), F-0608 projects, total increase \$6,022.50; total reduction \$116,084.12; revised contract amount \$724,452.86. Subject to approval by Law Department. This contract is funded 73% by the 2005 SPLOST Program and 27% by the 2009 SPLOST Program. Districts 1/Brooks and 2/Howard (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0187 Approval/authorization for Chairman to execute a Supplemental Agreement No. I with the City of Lilburn for the Main Street Relocation, F-0861, project, total cost \$164,000.00. This contribution is in addition to the original funding of \$645,690.63, for a maximum County contribution of \$809,690.63. Authorization for Chairman to execute any and all necessary documents, subject to approval by Law Department. This item is funded by the 2009 SPLOST Program. District 2/Howard (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

9. Transportation/Kim Conroy

2013-0202 Approval/authorization for Chairman to execute an Agreement with Peachtree Corners Festival, Inc. for the Family Friendly Festival held on June 8, 2013 and June 9, 2013, subject to approval by the Law Department, District 2/Howard (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

10. Water Resources/Ron Seibenhener

2013-0182 Award BL139-12, purchase of fire hydrants and fire hydrant repair parts on an annual contract (March 21, 2013 through March 20, 2014), to the low responsive bidders as follows: Consolidated Pipe & Supply Company, Inc.; Delta Municipal Supply Company, Inc.; Ferguson Enterprises, Inc.; Fortiline Waterworks; H.D. Supply Waterworks; Hydraflo, Inc.; Kendall Supply, Inc.; and Vellano Brothers, Inc.; per attached recommendation letter, base bid, \$120,500.00. This contract is funded by the Water & Sewer Operating Fund. (Staff Recommendation: Award) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0184 Award OS113, repair and services for Morris and Yeoman pumps on an annual contract (March 06, 2013 through March 05, 2014) to GPM Environmental, Inc. and approval of emergency purchase for the Beaver Ruin pump station, base amount of \$495,460.00. This contract is funded 92% by the Water & Sewer Renewal & Extension Fund and 8% by the Water & Sewer Operating Fund. (Staff Recommendation: Award) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VI. Consent Agenda

A. New Business

10. Water Resources/Ron Seibenhener

2013-0183 Approval to renew BL005-10, provide calcium nitrate, related equipment and maintenance on an annual contract (March 03, 2013 through March 02, 2014), to low bidder, Siemens Water Technologies Corp., base bid, \$1,580,600.00. This contract is funded by the Water and Sewer Operating Fund. (Staff Recommendation: Approval) {Action: Approved Motion: Hunter Second: Heard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VII. Old Business

I. Commissioners

2013-0047 Approval of appointment to the Gwinnett Historical Restoration & Preservation Board. Incumbent Kim Hall. Term Expires December 31, 2016. Chairman's Appointment (Tabled on 03/05/2013) (Tabled to 03/19/2013) {Action: Tabled Motion: Nash Second: Howard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2013-0101 Approval of appointment to the Gwinnett Animal Advisory Council. Term Expires December 31, 2014. Chairman's Appointment - Appoint Sharon Cassidy {Action: Approved Motion: Nash Second: Hunter Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2. Planning & Development/Bryan Lackey

2013-0197 Approval of Waiver WVR2013-00002 - to reduce undisturbed buffer from 75 feet to a varied buffer width ranging from 50 to 0 feet. Location is 4255 Five Forks Trickum Road, Lilburn, Georgia. District 2/Howard (Staff Recommendation: Approval. See attached memorandum and proposed Best Management Plan.) {Action: Approved with Change Motion: Howard Second: Brooks Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VII. Old Business

2. Planning & Development/Bryan Lackey

2013-0128 CIC2013-00001, Applicant: Christine Gipson, Owner: Keum Hwan An, Change in Conditions to Remove Use Restrictions on Property Zoned C-2, District 6 Land Lot 190 Parcel 172, 5000 Block of Jimmy Carter Boulevard, 6100 Block of Rockbridge School Road, 0.70 Acre. District 2/Howard[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Denied Motion: Howard Second: Brooks Vote: 4-1; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-No}

2013-0129 SUP2013-00004, Applicant: Christine Gipson, Owner: Keum Hwan An, for a Special Use Permit in a C-2 Zoning District for Automobile Service and Tire Store, District 6 Land Lot 190 Parcel 172, 5000 Block of Jimmy Carter Boulevard, 6100 Block of Rockbridge School Road, 0.70 Acre. District 2/Howard[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Denied Motion: Howard Second: Brooks Vote: 4-1; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-No}

2013-0130 SUP2013-00005, Applicant: Christine Gipson, Owner: Keum Hwan An, for a Special Use Permit in a C-2 Zoning District for Outdoor Storage, District 6 Land Lot 190 Parcel 172, 5000 Block of Jimmy Carter Boulevard, 6100 Block of Rockbridge School Road, 0.70 Acre. District 2/Howard[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Denied Motion: Howard Second: Brooks Vote: 4-1; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-No}

VII. Old Business

3. Support Services

2012-1097 Approval/authorization of A Resolution Adopting a County Construction Standardization Manual; Establishing the Process for Compliance; Authorizing Staff to Complete Further Revisions; Establishing an Effective Date; and for Other Purposes. (Tabled on 03/05/2013) (Tabled to 03/19/2013) (Staff Recommendation: Approval) {Action: Tabled Motion: Heard Second: Nash Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

VIII. New Business

1. Transportation/Kim Conroy

2013-0195 Approval/authorization for the Chairman to execute a Lease Assignment, Assumption and Consent from Piedmont Hawthorne Aviation, LLC d/b/a Landmark Aviation to Gwinnett Aero, LLC and the Fifth Amendment to Lease Agreement for Gwinnett Aero, LLC. Revenues will be reduced by \$45,061.00. Approval for Chairman to execute any and all related documents, subject to approval by Law Department. District 4/Heard (Staff Recommendation: Approval) {Action: Approved Motion: Heard Second: Nash Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

2. Support Services

2013-0260 Approval/authorization for the Chairman to execute a lease agreement with RW Management, Ltd for 2,535 square feet, located at 1645 Pleasant Hill Road, Duluth, Georgia. Contracts to follow approval. Subject to approval by the Law Department. District 1/Brooks {Action: Approved Motion: Howard Second: Brooks Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}

IX. Comments from Audience

X. Adjournment

{Action: Adjourn Motion: Hunter Second: Howard Vote: 5-0; Nash-Yes; Brooks-Yes; Howard-Yes; Hunter-Yes; Heard-Yes}