

Board of Commissioners

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Charles E. Bannister, Chairman
Shirley Fanning Lasseter, District 1
Bert Nasuti, District 2
Mike Beaudreau, District 3
Kevin Kenerly, District 4



Business Session Minutes

Tuesday, July 20, 2010 - 2:00 PM

- I. Call To Order, Invocation, Pledge to Flag**
- II. Opening Remarks by Chairman**
- III. Approval of Agenda**
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}
- IV. Approval of Minutes:** **Public Hearing:** June 22, 2010
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}
- V. Announcements**
 - **Resolution of Recognition:** Welcoming Liu Zhong, Delegate of Wuxi, China
{Action: Approved Motion: Beaudreau Second: Nasuti Vote: 5-0}
- VI. Consent Agenda**

A. New Business

I. Commissioners

2010-0588 Approval to accept the resignation of Louis Young from the Stormwater Authority. Municipality Appointment, Seat 6. Term Expires December 31, 2012. *{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}*

2. Multiple Departments

2010-0559 Award BL053-10, provide parking lot sealing and re-striping on an annual contract, (August 18, 2010 through August 17, 2011), Department of Community Services and Department of Support Services, to overall low bidder, Advantage Sealcoating, Inc., base bid \$115,000.00 (this represents a 23.6 percent decrease from the previous contract). (Staff Recommendation: Award) *{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}*

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A. New Business

2. Multiple Departments

2010-0572 Award BL052-10, purchase of safety shoes on an annual contract, (July 21, 2010 through July 20, 2011), Department of Community Services, Department of Support Services, Department of Water Resources, Department of Transportation, and Department of Planning and Development, to overall low bidder, Vulcan Safety Shoes Service, Inc., base bid \$93,711.00. (Staff Recommendation: Award) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0548 Approval to extend BL116-07, purchase of meat, cheese, fish, and poultry on an annual contract, (July 19, 2010 through December 16, 2010), Department of Corrections, Department of Community Services, and Sheriffs Department, with Samples Institutional Foods, Sutherlands Foodservice, Inc. and US Foodservice, base amount \$371,514.00. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0550 Approval to renew BL064-08, purchase of bread on an annual contract, (August 08, 2010 through August 07, 2011), Department of Community Services, Department of Corrections, and Sheriffs Department, with Earthgrains Baking Co., base bid \$245,250.00. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

3. Community Services/Phil Hoskins

2010-0530 Approval/authorization to accept a donation from the Brookwood Football Association for the construction and maintenance of a grilling structure at the football field complex at Bethesda Park. The association will complete and pay for the project. Commission District 4/Kenerly (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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A. New Business

3. Community Services/Phil Hoskins

2010-0546 Approval/authorization for Chairman to sign amendment to agreement between Gwinnett County and the Georgia Forestry Commission for the forest fire protection agreement. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0556 Approval/authorization for Chairman to sign a cooperative agreement between the Gwinnett County Board of Education and the Gwinnett County Board of Commissioners directed toward the prevention of alcohol, tobacco and other drug use among the youth of Gwinnett County. This agreement includes the acceptance of \$32,750 from the Board of Education. Commission Districts - All (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0557 Approval/authorization for Chairman to sign Agreement with Hartford Fire Insurance Company for final closeout of the work to complete the new Rock Springs Park, and final payment of \$106,973.58, subject to approval by the Law Department. Commission District 4/Kenerly (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0555 Ratification of work task authorizations No. 2005-43 through 2005-46 and 2009-02 for Jordan, Jones & Goulding, Inc. for program management services associated with the Parks & Recreation 2005 and 2009 SPLOST capital programs, in the total amount of \$160,000. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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A. New Business

4. Correctional Services/David W. Peek

2010-0517 Approval/authorization to accept (if awarded) the Workforce Investment Act (WIA) grant from the Atlanta Regional Commission with no matching funds required. The total amount is \$117,986. Approval/Authorization for the Chairman (or designee) to execute any necessary grant documents subject to Law Department approval and to implement the program as specified on the attached action list. Contract to follow. **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

5. Financial Services/Aaron Bovos

2010-0526 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. Total adjustment amount to \$1.5 million of assessed value for tax years 2006 thru 2009. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0558 Approval to renew BL072-09, legal services for title searches, closing and other services related to the sale and purchase of residential real estate for the Neighborhood Stabilization Program (NSP) on an annual contract. (July 22, 2010 through July 21, 2011), Department of Financial Services, to Mark A. Nestor, P.C., and Suarino Law PC, base amount \$200,000.00. This contract is 100 percent grant funded through the U.S. Department of Housing and Urban Development. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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5. Financial Services/Aaron Bovos

2010-0551 Approval/authorization to submit to the U.S. Department of Housing and Urban Development amended Action Plans for FY 2003, 2007-2010. These amendments will provide additional funding to the FY 2010 Community Development Block Grant (CDBG), HOME grant and Emergency Shelter Grant (ESG) award amounts; and reallocate funding within the FY 2003, 2007-2009 Community Development Block Grant (CDBG) and HOME grant awards. Approval and authorization to implement the programs as on the attached Action List; and for the Chairman, or designee, to sign any necessary grant document subject to Law Department approval. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

6. Human Resources/Kenneth Poe

2010-0579 Award RP015-10, provide on-demand consulting services in support of benefits and pension plans on an annual contract, (August 16, 2010 through August 15, 2011), Department of Human Resources, to the highest scoring firms, Aon Consulting, Inc., The McCart Group, Inc., and The Segal Company (Eastern States), Inc., base amount \$269,000.00 (this represents a 20 percent decrease from the previous contract). Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Award) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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6. Human Resources/Kenneth Poe

2010-0600 Approval/authorization to amend the Memorandum of Understanding (MOU) with the Gwinnett Circuit Juvenile Court signed November 2, 2009 authorizing a retirement incentive to employees . Budget reductions have been exceeded through additional position vacancies and reduction of other operating expenses. (Staff Recommendation: Approval)
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

7. Information Technology Services/John Matelski

2010-0570 Award OS077, purchase of Motorola hardware to support a software and labor services upgrade for the 800 MHz radio system, Department of Information Technology Services, to Motorola, Inc., amount not to exceed \$137,587.50. (Staff Recommendation: Award) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0577 Approval to utilize State of Georgia wireless communications devices and services contracts and all the cellular providers for OS078, countywide wireless voice and data services on an annual contract, (August 18, 2010 through December 31, 2010), Department of Information Technology Services, base amount \$250,000.00. The State of Georgia contracts were competitively bid and allow local governments to take advantage of the States purchasing volume at significantly reduced prices while providing us with a variety of rate plans, equipment, and accessories to meet our needs. (Staff Recommendation: Approval)
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

8. Law Department/Karen Thomas

2010-0618 Approval/authorization for project Buford Highway/SR 13 at Woodward Mill Road, Project M-0531-01 for Declaration of Taking procedures for condemnation proceedings regarding the property of Carl E. Howington, lying and being in the 7th District of Gwinnett County, Georgia, consisting of 49,898.37 square feet of right of way, 10,811.64 square feet of permanent construction easement and 4,941.82 square feet of permanent drainage easement, Parcel 3, Zoning M1, Amount \$178,600.00. Commission District 4/Kenerly. **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

9. Planning & Development/Bryan Lackey

2010-0519 Ratification of plat approvals for May 1, 2010 thru May 31, 2010 (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

10. Police Services/Charlie Walters

2010-0560 Approval to renew BL058-09, purchase of duty and training ammunition on an annual contract, (July 22, 2010 through July 21, 2011), Department of Police Services, with Gulf States Distributors, Inc., Precision Delta Corporation, and Smyrna Police Distributors, base bid \$178,000.00 (negotiated cost savings of approximately \$7,651.48). (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0531 Approval/authorization to apply and accept a grant award from the U.S. Department of Justice, Bureau of Justice Assistance in the amount of \$251,598.00. This grant does not require matching funds. Approval and Authorization for the Chairman to designate the Department of Financial Services Director to execute grant documents, subject to review by the Law Department. (District: All) (Staff Recommendation: Approve) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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II. Support Services/Steve North

2010-0563 Approval of change order number 2, for BL061-08, landscaping and irrigation maintenance services on a multi-year contract, (July 2, 2008 through December 31, 2011), Department of Support Services, Pebblestone Landscape Group, Inc. change order amount for a 2010 contract increase of \$7,607.60 and a total lifetime net decrease of \$92,219.97. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0578 Approval/authorization for the Chairman to execute a lease with T-Mobile South, LLC to collocate cellular equipment on an existing County communication tower located at 4663 Anderson-Livsey Lane, Snellville, known as the "Norris Lake Road Communications Tower". The initial term of the lease is five years with three additional five-year terms at initial rental amounts of \$2,150.00 per month. The lease includes annual increases of three percent (3%). District 3/Beaudreau (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2010-0608 Approval/authorization for the Chairman to execute a lease with T-Mobile South, LLC to collocate cellular equipment on an existing County communication tower located at 374 Hickory View Drive, Lawrenceville, known as the "Hickory View Drive Communications Tower". The initial term of the lease is five years with three additional five-year terms at initial rental amount of \$2,150.00 per month. The lease includes annual increases of three percent (3%). District 4/Kenerly (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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A. New Business

11. Support Services/Steve North

2010-0582 Approval/authorization for the Chairman to execute a purchase and sale agreement between Hoyt E. Griffith and Gwinnett County, Georgia approving the purchase of property located in land lot 137 of the 6th district, Gwinnett County, Georgia in the amount of \$122,000.00 and to execute all necessary documents to complete closing, subject to approval by the Law Department. District 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

12. Transportation/Brian Allen

2010-0511 Award BL046-10, Yellow River pedestrian crossing project, Department of Transportation, to low bidder, Massana Construction, Inc., amount not to exceed \$638,319.20. 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 2005 sales tax and 2005 grant fund. Commission District 3/Beaudreau (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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12. Transportation/Brian Allen

2010-0512 Award BL041-10, Indian Trail Rd. (Hillcrest Rd. to Burns Rd.) and Indian Trail Rd. (Oakbrook Parkway to Beaver Ruin Rd.) pedestrian safety projects and Indian Trail Road at I-85 north bound ramp intersection project, Department of Transportation, to low bidder, Baldwin Paving Company, Inc., amount not to exceed \$834,514.48. 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 and 2009 sales tax programs. Commission Districts 1/Lasseter and 2/Nasuti (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0545 Approval/authorization for Chairman to execute Supplemental Agreement No. 1-Final with The Dickerson Group, Inc. for Davis Circle Road/West Liddell Road (Old Norcross Road - Satellite Boulevard), F-0597 and Holcomb Bridge (Peachtree Corners Circle - Station Mill Drive), F-0098 projects, total reduction \$156,452.37, revised contract amount \$435,100.11 - 2001 and 2005 Sales Tax Programs, Commission Districts 1/Lasseter and 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0547 Approval/authorization for Chairman to execute Supplemental Agreement No. 2-Final with ER Snell Contractor, Inc. for US 29 (Brand Bank to Victor Street) F-0039-01 and SR 20 at Ozora Road, F-0021-02 projects, total increase \$6,941.25, total reduction \$458,524.07, revised contract amount \$5,958,314.43 (\$5,788,097.97 for F-0039-01 and \$170,216.46 for F-0021-02), 2001 and 2005 Sales Tax Programs, Commission Districts 3/Beaudreau and 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

12. Transportation/Brian Allen

2010-0561 Approval/authorization for Chairman to execute an agreement with Gwinnett Place Community Improvement District regarding modifications to the Pleasant Hill Road at I-85 Interchange, F-0781, M-0674, F-0829 and F-0791, total cost \$8,662,500.00, 2009 Sales Tax Program, Commission District 1/Lasseter (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0562 Approval/authorization for Chairman to execute an agreement with Gwinnett Village Community Improvement District regarding modifications to the Jimmy Carter Boulevard at I-85 Interchange, F-0780, M-0670, F-0828 and F-0791, total cost \$8,662,500.00, 2009 Sales Tax Program, Commission Districts 1/Lasseter and 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0564 Approval/authorization for Chairman to execute Supplemental Agreement no. 3 with Precision Planning, Inc., for the SR 20 (Peachtree Industrial Boulevard - Chattahoochee River) widening project, F-0019-01, total increase \$703,151.20, revised contract amount \$1,997,711.98, 2005 Sales Tax Program (revenue from GRTA Arterials Agreement), Commission District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0565 Approval/authorization for Chairman to execute an agreement, and any and all related documents, between Gwinnett County and the City of Snellville for Rosebud Road at Summit Chase M-0704, subject to approval by the Law Department, total revenue \$100,000.00, 2009 Sales Tax Program, Commission District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

12. Transportation/Brian Allen

2010-0566 Approval/authorization for Chairman to execute a Construction Agreement and any and all related documents with Georgia Department of Transportation for US 78 at McGee Road and Cambridge Street project F-0558-03, CSHPP-0008-00(033), PI No. 0008033, total revenue \$449,950.00, 2005 and 2009 Sales Tax Program, Commission District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0567 Approval/authorization of the Disadvantaged Business Enterprise (DBE) Plan update for FY2010-2013. This requirement is necessary for continued funding from the Federal Aviation Administration (FAA), Federal Highway Administration (FHWA) and Federal Transit Administration (FTA). Document subject to legal review. (Staff Recommendation: approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

13. Water Resources/Lynn Smarr

2010-0568 Award BL049-10, Castlebrooke sanitary sewer improvements, Department of Water Resources, to low bidder, John D. Stephens, Inc., amount not to exceed \$115,809.00. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. Commission District 4/Kenerly (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

13. Water Resources/Lynn Smarr

2010-0576 Award BL045-10, Crystal Lake Drive water main replacement project, Department of Water Resources, to low bidder, GS Construction, Inc., amount not to exceed \$174,799.00. This project will replace approximately 1,800 lineal feet of polyvinyl chloride pipe with ductile iron pipe along Crystal Lake Drive. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. Commission District 4/Kenerly. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0569 Approval to ratify PA037-09, purchase of citric acid on a one year contract (December 02, 2009 through December 01, 2010), base amount \$200,000.00, Department of Water Resources, with Basic Chemical Solutions, LLC. Increase in usage is due to increased water flows as a result of increase in rainfall and flows being routed to F. Wayne Hill facility. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2010-0571 Approval to renew BL081-09, purchase of ready mix concrete on an annual contract, (July 22, 2010 through July 21, 2011), Department of Water Resources, to Ernst Enterprises of Georgia, Inc., Ready Mix USA, LLC, and Thomas Concretes of Georgia, base amount \$90,310.00 (negotiated cost savings of approximately \$4,515.50). (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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VII. Old Business

I. Support Services/Steve North

2010-0486 Approval/authorization to rescind authorization to dispose of Tax Parcel 7-069-317 (+/- 0.54 acres and a house) for a price not less than the appraised value of \$168,000 approved by the Board of Commissioners on August 19, 2008, GCID2008-2241. Approval/Authorization to dispose of Tax Parcel 7-069-317 in accordance with O.C.G.A. 32-7-4 for a price not less than 85% of the appraised value; and for the Chairman to execute any and all documents to effectuate said transaction. District 4/Kenerly (Staff Recommendation: Approval) **{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}**

VIII. Public Hearing – Old Business

I. Financial Services/Aaron Bovos

2010-0405 Approval of revision to Gwinnett County Purchasing Ordinance (6th Revision), 1st reading - June 22, 2010, 2nd reading - July 20, 2010. Authorization for Chairman to sign the ordinance subject to Law Department approval. **(Tabled on 07/20/2010) (Tabled to 07/27/2010)** (Staff Recommendation: Approval) **{Action: Tabled Motion: Nasuti Second: Beaudreau Vote: 5-0}**

2. Planning & Development/Bryan Lackey

2010-0407 TSP2010-00010, for consideration of an existing 198 foot Radio Tower. Location is 4311 Communications Drive. Commission District 1/Lasseter **(Tabled on 07/20/2010) (Tabled to 08/24/2010)** (Staff Recommendation: Approve with conditions)(Public hearing was held) **{Action: Tabled Motion: Lasseter Second: Beaudreau Vote: 3-0 (Nasuti & Kenerly Out of Room)}**

IX. Comments from Audience

X. Adjournment