



# Gwinnett County Board of Commissioners

Tuesday, January 15, 2008 - 2:00 PM

## Business Session - Minutes

### I. Call To Order, Invocation, Pledge to Flag

### II. Opening Remarks by Chairman

### III. Approval to Amend Agenda

{Action: Approved Motion: Nasuti Second: Green Vote: 5-0}

### Approval of Amended Agenda

{Action: Approved Motion: Beaudreau Second: Nasuti Vote: 5-0}

### IV. Approval of Minutes:

Business Session: January 2, 2008

Executive Session: January 15, 2008

{Action: Approved Motion: Green Second: Nasuti  
Vote: 5-0}

### V. Announcements

- Resolution of Recognition: YMCA Partner with Youth Day – February 2, 2008  
{Action: Approved Motion: Beaudreau Second: Green Vote: 5-0}
- Resolution of Recognition: Commending Boys and Girls Club Youths of the Year  
{Action: Approved Motion: Beaudreau Second: Nasuti Vote: 5-0}
- Award Presentation: Georgia Association of Water Professionals/GA Chapter of the American Backflow Association to Gwinnett County Department of Water Resources for the 2007 Cross-Connection Control Program of the Year

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**VI. Consent Agenda**

**A. New Business**

**1. Community Services/Phil Hoskins**

**2008-0083 Award BL195-07**, construction of Harbins Park, Phase I, Department of Community Services, to low bidder, Frailey and Associates, Inc. d/b/a Patmac Contracting Company, amount not to exceed \$3,779,660.00. 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 3/Beaudreau. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0081 Approval** to renew RP046-04, demand professional services on an annual contract, (February 03, 2008 through February 02, 2009), Department of Community Services, with Breedlove Land Planning, Inc. and Jordan, Jones, and Goulding, Inc., base amount \$200,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0096 Approval** to set the qualifying fees for County offices to be filled through the election process in 2008 as per the attached memo. All Commission Districts. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0048 Approval/authorization** for Chairman to sign change order No. 5 - final with Juneau Construction Company, LLC in the amount of \$38,137 for additional work associated with the construction of George Pierce Park Expansion, subject to approval by the Law Department. Commission District 1/Green (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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**VI. Consent Agenda**

**A. New Business**

**1. Community Services/Phil Hoskins**

**2008-0050 Approval/authorization** for the Chairman to sign an Affidavit and any additional documents necessary to facilitate the Countys certification of the Board of Registration and Elections appointment of Joey Chapman as the fifth member. Subject to review and approval by the Law Department. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0089 Approval/authorization** for Chairman to execute Agreements with Gwinnett Umpires Association, Inc. for Umpire/Referee and Scorekeeper Services. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2. Financial Services/Lisa Johnsa**

**2008-0085 Approval** Tax Digest corrections, changes to the digest, in-additions, deletions and errors discovered in the billing and collection process of the Tax Assessors and Tax Commissioners Offices. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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**A. New Business**

**3. Law Department/Karen Thomas**

**2008-0079 Approval/authorization** for Project Boggs Road at Old Norcross Road, Project # M-0071 for Declaration of Taking procedures for condemnation proceedings regarding the property of Alisha Investments, Inc. and Metro City Bank, located in Land Lot 40 of the 7th District of Gwinnett County, Georgia, consisting of 41,197.44 square feet of required right of way, 20,904.43 square feet of permanent construction easement and 2,506.12 square feet of permanent drainage easement, Parcel 3, Zoning RM10/C2, Amount \$450,000.00, Commission District 1/Green. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**4. Planning & Development/Glenn Stephens**

**2008-0126 Ratification** of final plats, final plat revisions, and exemption plats for December 1, 2007 thru December 31, 2007. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**5. Support Services/Steve North**

**2008-0086 Award BL187-07**, sale of a fire apparatus, Department of Support Services, to high bidder, City of Cleveland, revenue \$35,500.00. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0046 Approval/authorization** for Chairman to execute right-of-way easement, agreement for electric service and agreement for commercial or industrial underground electrical service for Walton Electrical Membership Corporation to construct, install, maintain and provide electrical service to Fire Station #28. District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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**A. New Business**

**5. Support Services/Steve North**

**2008-0099 Approval/authorization** for the Chairman to execute a purchase and sale agreement between Alpha/Omega Developers, LLC and Gwinnett County, Georgia approving the purchase of 6 lots or 3.99, more or less, acres located in land lot 003 of the 3rd district, Gwinnett County, Georgia in the amount of \$115,000.00 per lot for a total of \$690,000.00 and authorization to execute all necessary documents to complete closing, subject to approval by the Law Department. District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0142 Approval/authorization** for the Chairman to execute a purchase and sale agreement between Brand Partners, LP, et al. and Gwinnett County, Georgia approving the purchase of 12.00, more or less, acres located in land lot 132 of the 7th district, Gwinnett County, Georgia in the amount of \$5,000,000.00 and authorization to execute all necessary documents, subject to approval by the Law Department. District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**6. Transportation/Brian Allen**

**2008-0082 Approval** to renew BL002-07, sweeping of curbs and intersections on an annual contract, (March 17, 2008 through March 16, 2009), Department of Transportation, with Sweeping Corporation of America, Inc., base bid \$125,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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**6. Transportation/Brian Allen**

**2008-0097 Approval/authorization** for Chairman to execute Supplemental Agreement No. 1 - Final with ISC, Inc., for Bunten Road at Whipoorwill Circle (#M-0336 aka 9307) - total increase: \$2,225.00 - total reduction: <\$175,731.09> - revised contract amount: \$853,349.91 - 1997 Sales Tax Program - Commission District 1/Green (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

**2008-0098 Ratification** of various Work Authorizations with Moreland Altobelli Associates, Inc. - total cost: \$872,252.98 - 1997, 2001 and 2005 Sales Tax Programs and Transit R & E Fund - All Commission Districts (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

**7. Water Resources/Lynn Smarr**

**2008-0080 Award BL186-07,** Chattahoochee/Shorelake/Tanglewood pump station generator project, Department of Water Resources, to low bidder, Allsouth Constructors, Inc., amount not to exceed \$299,406.00. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. Commission Districts 2/Nasuti and 3/Beaudreau. (Staff Recommendation: Award) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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**7. Water Resources/Lynn Smarr**

**2008-0088 Award BL181-07**, purchase of water meter repair parts, fittings, and meter boxes on a six month contract, (January 18, 2008 through July 17, 2008), Department of Water Resources, items 7, 10, 11, 13-15, 27, 28, 48, 60, 60A, 60B, 60C, 61, 61A, 62A, 63 and 69 to low bidder and items 1, 4, 9, 21, 22, 55, 57, and 62 to sole bidder, Delta Municipal Supply Co., Inc., \$178,000.15, items 23-25, 29-38, 40, 41, 46, 47, 51, 54, 58, 64 and 68 to low bidder, Hayes Pipe Supply, Inc., \$21,822.75, items 2, 3, 5, 6, 8, 12, 16-20, 26, 39, 42-45, 49, 50, 52, 53, 59, 65, 65A, 66 and 67 to low bidder, Ferguson Waterworks, \$404,267.71, total base bid \$604,090.61. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0100 Award BL193-07**, reuse pipeline and diffuser to Lake Lanier, contract 3, Department of Water Resources, to low responsive bidder, Oscar Renda Contracting, Inc., amount not to exceed \$25,085,000.00. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. Approval to amend budget and five-year CIP. Commission District 4/Kenerly. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0084 Approval** to renew OS001-07, sole source purchase of calcium nitrate (bioxide) on an annual contract, (February 1, 2008 through January 31, 2009), Department of Water Resources, with Siemens Water Technologies Corp., base bid \$3,076,836.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0095 Approval** to renew BL044-07, disposal of grit and screenings on an annual contract, (April 14, 2008 through April 13, 2009), Department of Water Resources, with Allied Waste/BFI Waste Services, Inc. and Evergreen Waste, LLC, base bid \$162,391.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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**A. New Business**

**7. Water Resources/Lynn Smarr**

**2008-0087 Approval/authorization** for the Chairman to execute a County Participation Agreement between Gwinnett County and SG Development Group, LLC for the Brooks Road Tract Subdivision, to upsize approximately 5,100 linear feet of gravity sewer with a not to exceed amount of \$250,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**2008-0101 Approval/authorization** for the Chairman to execute change order #1 to extend the contract with HDR Engineering, Inc., by 485 days for the Water Distribution System Leak Detection Study project. Commission District: All (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**VII. Old Business**

**1. Commissioners**

**2007-1742 Approval** to appoint to fill the unexpired term of Maxine Garner to the Gwinnett Historical Restoration & Preservation Board. Term expires December 31, 2008. District 1/Green(Tabled on 11/13/2007) {Action: Approved – Appointed Carol Hitchcock Motion: Green Second: Nasuti Vote: 5-0}

**2007-1880 Approval** to appoint to fill the unexpired term of Peggy O'Brien to the Recreation Authority. Term expires December 31, 2010. District 2/Nasuti(Tabled on 12/11/2007) {Action: Approved – Appointed Jack Bolton Motion: Nasuti Second: Green Vote: 5-0}



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**VII. Old Business**

**2. Financial Services/Lisa Johnsa**

**2007-1816 Award RP026-07**, provision of contract compliance and auditing services (January 1, 2008 through December 31, 2011), Department of Financial Services, to the highest scoring firm, Jefferson Wells, amount not to exceed \$228,000.00 per annum. This agreement may be automatically renewed on an annual basis for three additional twelve month terms, for a total lifetime agreement term of four years not to exceed \$912,000.00, upon the same terms and conditions, unless previously terminated. Authorization for the Chairman to execute contract subject to approval by the Law Department. Contracts to follow award. (Tabled on 1/15/2008) (Tabled to 2/19/2008) (Staff Recommendation: Award) {Action: Tabled Motion: Green Second: Nasuti Vote: 5-0}

**3. Planning & Development/Glenn Stephens**

**2007-1672 CIC-07-032**, Applicant: Bahram Karimi, Owner: Bahram Karimi, To Change Conditions of Zoning to Allow Outdoor Sales/Storage for Property Zoned C-2, District 6 Land Lot 257 Parcel 001, 5000 Block of Buford Highway, 1.1 Acres, District 2/Nasuti (Tabled on 1/15/2008) (Tabled to 2/5/2008) (Public hearing was held) [Planning Department Recommendation: Deny] [Planning Commission Recommendation: Approve with Conditions] {Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}

**2007-1673 SUP-07-101**, Applicant: Bahram Karimi, Owner: Bahram Karimi, for a Special Use Permit in a C-2 Zoning District to Allow Outdoor Sales/Storage, District 6 Land Lot 257 Parcel 001, 5000 Block of Buford Highway 1.1 Acres, District 2/Nasuti (Tabled on 1/15/2008) (Tabled to 2/5/2008) (Public hearing was held) [Planning Department Recommendation: Deny] [Planning Commission Recommendation: Approve with Conditions] {Action: Tabled Motion: Nasuti Second: Green Vote: 5-0}

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**3. Planning & Development/Glenn Stephens**

**2007-1675 CIC-07-034**, Applicant: Darrel L. Seibert, Owner: Lee Duncan, to Change Conditions of Zoning for Property Zoned R-ZT, District 7 Land Lot 015 Parcel 097, 2200 Block of Cedars Road, 800-1000 Block of Progress Industrial Boulevard and the 900 Block of Progress Court, 19.57 Acres, District 4/Kenerly(**Tabled on 1/15/2008**) (**Tabled to 2/5/2008**)(**Public hearing was held**)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {**Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0**}

**2007-1473 SUP-07-080**, Applicant: Charlie C. Cannon, Owner: Charles Cannon, for a Special Use Permit in a C-2 Zoning District to Allow Automobile Sales, District 6 Land Lot 056 Parcels 030 and 118, 4500 Block of Stone Mountain Highway, 6.66 Acres, District 3/Beaudreau(**Tabled on 1/15/2008**) (**Tabled to 2/19/2008**)(**Public hearing was held**)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {**Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 5-0**}

**2007-1865 SUP-07-106**, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Chelsea Properties, for a Special Use Permit in a C-2 Zoning District to Allow a Pawn Shop, District 6 Land Lot 142 Parcel 055, 4100 Block of Jimmy Carter Boulevard and the 6400 Block of Lawrenceville Highway, 0.74 Acres, District 2/Nasuti(**Tabled on 1/15/2008**) (**Tabled to 2/5/2008**)(**Public hearing was held**)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {**Action: Tabled Motion: Nasuti Second: Green Vote: 5-0**}

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**VII. Old Business**

**3. Planning & Development/Glenn Stephens**

**2007-1545 RZR-07-038**, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Neal C. Britt et al, RA-200 and R-75 to R-ZT, Single-Family Subdivision (Reduction in Buffers), District 6 Land Lot 159 Parcels 001, 102, and 372, District 6 Land Lot 158B Parcels 021 and 025, 4500 Block of Burns Road and the 700 Block of West Johns Road, 9.6 Acres, District 2/Nasuti(**Tabled on 1/15/2008**) (**Tabled to 2/5/2008**)(**Public hearing was held**)[Planning Department Recommendation: Approve with Conditions as R-75][Planning Commission Recommendation: Approve with Conditions] {**Action: Tabled Motion: Nasuti Second: Green Vote: 5-0**}

**VIII. New Business**

**1. Planning & Development/Glenn Stephens**

**2008-0092 Waiver WVR-2007-00027** - Request not to replant required trees on Tract 1 Buffer area until such time that Tract 1 is developed. Location is 2835 Centerville Highway. Commission District 3 (Beaudreau) (Staff Recommendation: Approval with Conditions) {**Action: Denied Motion: Beaudreau Second: Kenerly Vote: 5-0**}

**2008-0093 Waiver WVR-2007-00021** - Reduction in sidewalk width from 5 feet to 4 feet along Meadow Church Road. Location is 2549 Meadow Church Road. Commission District 1 (Green) (Staff Recommendation: Denial) {**Action: Denied Motion: Green Second: Nasuti Vote: 5-0**}

**2008-0094 Waiver WVR-2007-00028** - Allow a gated community with private streets and drainage system. Location is 2549 Meadow Church Road. Commission District 1 (Green)(**Tabled on 1/15/2008**) (**Tabled to 2/5/2008**) (Staff Recommendation: Approval with Conditions) {**Action: Tabled Motion: Green Second: Nasuti Vote: 5-0**}

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**VIII. New Business**

**1. Planning & Development/Glenn Stephens**

**2008-0090 Rezoning Request for concurrent hearing** dates for rezoning. The applicant, Hamilton Ridge Ventures, LLC, requests concurrent hearing dates for two related cases. CIC-08-007 is scheduled for March 2008 public hearings and RZC-08-062 is scheduled for April 2008 public hearings. The applicant has requested that the cases be scheduled concurrently in March 2008. The properties are located on Hamilton Mill Road and Sardis Church Road. Commission District 4 (Kenerly) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

**2. Support Services/Steve North**

**2008-0052 Approval/authorization** for Chairman to execute a quitclaim deed to Parkview Capital LLC in land lot 079 of the 6th land district. District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

**3. Commissioners**

**2008-0151 Approval/authorization** for Chairman to execute a Letter of Intent, Term Sheet and Stadium Lease and Use Agreement and related documents between the Gwinnett Convention and Visitors Bureau, Inc., the Atlanta National League Baseball Club, Inc. (“ANLBC” or the “Braves”) and Gwinnett County, Georgia, subject to approval by the Law Department {Action: Approved Motion: Nasuti Second: Green Vote: 5-0}

**IX. Comments from Audience**

**X. Adjournment**