



# Gwinnett County Board of Commissioners

Tuesday, June 16, 2009 - 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: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent) }

#### Approval of Amended Agenda

{ Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent) }

### IV. Approval of Minutes:

Business Session: June 2, 2009

Executive Session: June 16, 2009

{ Action: Approved Motion: Beaudreau Second:  
Nasuti Vote: 4-0 (Kenerly Absent) }

### V. Announcements

- **Resolution of Recognition:** Parkview High School Girls Soccer Team – State Champions  
{ Action: Approved Motion: Bannister Second: Nasuti Vote: 4-0 (Kenerly Absent) }
- **Resolution of Recognition:** Amateur Radio Week – June 22-28, 2009  
{ Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent) }

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**VI. Consent Agenda**

**A. New Business**

**1. Multiple Departments**

**2009-0658 Award BL054-09**, purchase of law enforcement metal badges, ID accessories and leather duty gear on an annual contract, (July 12, 2009 through July 11, 2010), Department of Corrections, Police Department and Sheriffs Department, per attachment A, base bid \$142,755.62 (this represents a 5.32% decrease from the previous contract). (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0651 Approval** to renew OS006-07, sole source purchase of X-26 Advanced Tasers, air cartridges, and accessories on an annual contract, (July 18, 2009 through July 17, 2010), Department of Police Services and Sheriffs Department, with DGG Taser, Inc., base bid \$128,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0659 Approval** to extend RP030-06, provide inmate health care on an annual contract, (November 01, 2009 through December 31, 2009); approval of change order to amend the contract term to January 01, 2010 through December 31, 2010, and to increase the population floor at the Gwinnett County Detention Center from 2,250 to 2,700; and approval to renew contract January 01, 2010 through December 31, 2010, Department of Corrections and Sheriff's Department, with Prison Health Services, Inc., base amount \$7,614,441.00 (negotiated cost savings of approximately \$473,000.00). Authorization for Chairman to execute change order subject to approval by the Law Department. Change order to follow award. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**A. New Business**

**2. Community Services/Phil Hoskins**

**2009-0648 Approval** to renew BL050-08, landscaping and irrigation maintenance on an annual contract, (July 01, 2009 through June 30, 2010), Department of Community Services, with TruGreen Landcare, L.L.C., Cedar Crest Landscaping and Maintenance, Inc., and North Georgia Landscape/Construction Group, base bid \$180,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0635 Approval/authorization** for Chairman to sign change order No. 2 - Final with Ace Grading Company, LLC in the amount of \$76,907 for work associated with the construction of Rock Springs Park, subject to approval by the Law Department. Commission District 4/Kenerly. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0636 Approval/authorization** for Chairman to sign change order No. 1 with Hogan Construction Group, LLC in the amount of \$9,853 for work associated with the construction of Freeman's Mill Park, subject to approval by the Law Department. Commission District 3/Beaudreau. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**3. County Administration**

**2009-0695 Approval/authorization** of the Disadvantaged Business Enterprise (DBE) Plan update for FY2009-2010. 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. {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**A. New Business**

**4. Financial Services/Aaron Bovos**

**2009-0649 Award BL039-09**, purchase of office supplies on an annual contract, (June 19, 2009 through June 18, 2010), Department of Financial Services, to overall low bidder, Office Depot, Inc., 74% discount off core inventory and 35% off catalog inventory, base bid \$212,800.00 (this represents a 38.58% decrease from the previous contract). (Staff Recommendation: Award)  
{ Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0655 Award RP013-09**, residential real property asset management on an annual contract, Department of Financial Services, to the highest scoring firms, DMD Engineering and Construction, Inc., Gwinnett Window and Door, Inc., The Macallan Group, LLC, and Mill Creek Construction Services, LLC, base amount \$1,650,000.00 (negotiated cost savings of approximately \$301,125.00). 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: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0644 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 Commissioner's Offices. (Staff Recommendation: Approval )  
{ Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0679 Approval** of Resolution granting a waiver of public competitive bidding for certain revenue bonds to be issued by the Metropolitan Atlanta Rapid Transit Authority (Staff Recommendation: Approval) { Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**A. New Business**

**5. Information Technology Services/John Matelski**

**2009-0656 Award BL067-09**, purchase of Cisco hardware on an annual contract, (June 17, 2009 through June 16, 2010), Department of Information Technology Services, to low bidder, Presidio Networked Solutions, Inc., base bid \$800,000.00. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0657 Award RP011-09**, internet portal migration services on an annual contract, Department of Information Technology Services, to the highest scoring firm, Cignex Technologies, Inc., amount not to exceed \$598,000.00. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**6. Law Department/Karen Thomas**

**2009-0680 Approval/authorization** for Project New Hope Road at Chandler Road, Project M-0599 for Declaration of Taking procedures for condemnation proceedings regarding the property of Danny Myers Cagle, as Executor for the Estate of Cecil Cagle and The Brand Banking Company, lying and being in the 5th District of Gwinnett County, Georgia, consisting of 3,804 square feet of required right of way, 3,794 square feet of permanent construction easement and maintenance of slopes, and 2,984 square feet of 18-month temporary driveway easement, Parcel 3, Zoning R-100, Amount \$17,650.00. Comm. District 3/Beaudreau. (Staff Recommendation: approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**7. Police Services/Charlie Walters**

**2009-0582 Approval/authorization** for the Board of Commissioners to read and adopt the Gwinnett County Ordinance entitled: Emergency Management (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**8. Support Services/Steve North**

**2009-0660 Award RP010-09**, provide standby architectural and engineering services on a multi-year contract, Department Support Services, to the highest scoring firms, Clark Patterson Engineers, Surveyor and Architects, P.C. d/b/a Clark Patterson Lee, Heery International, Inc., Precision Planning, Inc., and Lindsay, Pope, Brayfield, and Assoc., Inc., base amount of \$337,500.00. This contract shall terminate absolutely and without further obligation on the part of the County on December 31, 2009 and at the close of each succeeding calendar year for which it may be renewed. This contract may be automatically renewed on an annual basis for four additional twelve-month terms, for a total lifetime contract term of five years, total base amount of \$3,037,500.00 (negotiated cost savings of approximately \$33,412.50), upon the same terms and conditions as provided for in this agreement, unless previously terminated. Authorization for the Chairman to execute contract subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**9. Transportation/Brian Allen**

**2009-0639 Approval/authorization** for Chairman to execute Fourth Amendment to Lease Agreement with Air Harbor, Inc., subject to approval by the Law Department, annual net decrease: <\$243.00> - Airport Operating Fund - Commission District 4/Kenerly (Staff Recommendation: Approval, Airport Authority (Vote: 5-0) May 14, 2009) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**9. Transportation/Brian Allen**

**2009-0665 Approval/authorization** for Chairman to execute License and Easement with U.S. Army Corps of Engineers for Suwanee Dam Road (White Oaks Elementary School) project (F-0621) and Buford Dam Road (Lanier Middle School Replacement) project (F-0622) - no cost associated - 2005 Sales Tax Program - Commission District 4/Kenerly (Staff Recommendation: Approval ) { **Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)** }

**2009-0666 Approval/authorization** for Chairman to execute Force Account Agreement with CSX Transportation, Inc. for Arcado Road (Jackson Creek) project (M-0517), subject to approval by the Law Department - total cost: \$411,005.00 - 2005 Sales Tax Program - Commission District 2/Nasuti (Staff Recommendation: Approval ) { **Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)** }

**10. Water Resources/Lynn Smarr**

**2009-0652 Award BL048-09**, purchase of liquid oxygen and liquid nitrogen on an annual contract, (July 20, 2009 through July 19, 2010), Department of Water Resources, to overall low bidder, Air Products and Chemicals, Inc., base bid \$324,327.20. (Staff Recommendation: Award) { **Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)** }

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**A. New Business**

**10. Water Resources/Lynn Smarr**

**2009-0654 Award BL040-09**, limited locating services on a multi-year contract, Department of Water Resources, to low bidder, One Vision Utility Services. The initial term of this contract shall be June 18, 2009 through December 31, 2009, base bid \$267,122.70. This contract shall terminate absolutely and without further obligation on the part of the County on December 31, 2009 and at the close of each succeeding calendar year for which it may be renewed. This contract may be automatically renewed on an annual basis for four additional twelve-month terms, for a total lifetime contract term of five years, total base bid of \$2,267,122.70, upon the same terms and conditions as provided for in this agreement, unless previously terminated. Authorization for the Chairman to execute contract subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0685 Approval/authorization** for the Chairman to execute the Contract Item Agreement (CIA) with the Georgia Department of Transportation in the estimated amount of \$1,242,545.58 for work associated with the US Hwy 29 @ Beaver Ruin Road Utility Relocation project. Commission District: 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0686 Approval/authorization** for the Chairman to execute the Contract Item Agreement (CIA) with the Georgia Department of Transportation in the estimated amount of \$2,023,821.75 for work associated with the US Hwy 29 @ Pleasant Hill Road Utility Relocation project. Commission District: 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}



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**VII. Old Business**

**1. Commissioners**

**2009-0602 Approval** of appointment to the Development Authority of Gwinnett County to fill the unexpired term of Johnny DiBartolo, III. Term expires June 13, 2010. District 2/Nasuti (Tabled on 06/16/2009) (Tabled to 07/28/2009) {Action: Tabled Motion: Nasuti Second: Lasseter Vote: 4-0 (Kenerly Absent)}

**2. Community Services/Phil Hoskins**

**2009-0563 Award BL038-09**, purchase and installation of fence on a multi-year contract, Department of Community Services, to low bidder, Larry's Fence Company, Inc. The initial term of this contract shall be June 21, 2009 through December 31, 2009, base bid of \$108,227.47. This contract shall terminate absolutely and without further obligation on the part of the County on December 31, 2009 and at the close of each succeeding calendar year for which it may be renewed. This contract may be automatically renewed on an annual basis for three additional twelve-month terms, for a total lifetime contract term of four years, total base bid \$799,218.28, upon the same terms and conditions as provided for in this agreement, unless previously terminated. (Staff Recommendation: Award) {Action: Denied Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**VII. Old Business**

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

**2008-2520 CIC-07-032**, Formerly 2007-1672, 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[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Change Motion: Nasuti Second: Beaudreau Vote: 4-0 (Kenerly Absent)}

**2008-2521 SUP-07-101**, Formerly 2007-1673, 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[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Change Motion: Nasuti Second: Beaudreau Vote: 4-0 (Kenerly Absent)}

**4. Support Services/Steve North**

**2009-0610 Award BL049-09**, purchase and installation of library furniture and equipment, Department of Support Services, sections A and B to overall low bidder, Library Environments, Inc., \$109,645.25, section C to overall low bidder, Stor Mor, LLC, \$83,745.94, sections D and F to overall low bidder, Office Creations, \$176,391.23, and section E to overall low bidder, Carithers-Wallace-Courtenay, \$20,111.95, total \$389,894.37. (Tabled on 06/16/2009) (Tabled to 07/21/2009) (Staff Recommendation: Award) {Action: Tabled Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**VIII. New Business**

**1. Commissioners**

**2009-0696 Approval** of appointment to the Family and Children Services Board. Term expires June 30, 2014. District 4/Kenerly (Tabled on 06/16/2009) (Tabled to 07/21/2009) {Action: Tabled Motion: Beaudreau Second: Lasseter Vote: 4-0 (Kenerly Absent)}

**2. Community Services/Phil Hoskins**

**2009-0607 Award BL056-09**, construction of Rabbit Hill Park improvements, Department of Community Services, to low bidder, Frailey and Associates, Inc. d/b/a Patmac Contracting Company, amount not to exceed \$1,855,000.00. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. Commission District 3/Beaudreau. (Tabled on 06/16/2009) (Tabled to 07/21/2009) (Staff Recommendation: Award) {Action: Tabled Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0653 Award BL060-09**, Gwinnett Environmental and Heritage Center interior finish, Department of Community Services, to low responsive bidder, Possibility Construction, Inc., amount not to exceed \$266,850.00. 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 1/Lasseter. (Tabled on 06/16/2009) (Tabled to 07/21/2009) (Staff Recommendation: Award) {Action: Tabled Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

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**VIII. New Business**

**3. Financial Services/Aaron Bovos**

**2009-0650 Award RP015-09**, County-wide digital multi-functional imaging devices management services on a cost-per-copy basis on a multi-year contract, Department of Financial Services, to the highest scoring firm, Milner Document Products, Inc. The initial term of this contract shall be July 06, 2009 through December 31, 2009, base bid \$275,000.00. This contract shall terminate absolutely and without further obligation on the part of the County on December 31, 2009 and at the close of each succeeding calendar year for which it may be renewed. This contract may be automatically renewed on an annual basis for four additional twelve-month terms, for a total lifetime contract term of five years, total base bid of \$2,475,000.00 (this represents a 7.67% to 42.57% decrease from the previous contract), upon the same terms and conditions as provided for in this agreement, unless previously terminated. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Award) **{Action: Approved Motion: Bannister Second: Nasuti Vote: 3-0 (Beaudreau Out of Room - Kenerly Absent)}**

**2009-0683 Approval/authorization** for the Chairman to execute amendments to the 2001 SPLOST Agreements with the Cities of Auburn, Braselton, Dacula, Duluth, Norcross, and Rest Haven extending the period for completion of all projects until December 31, 2010. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}**

**2009-0698 Approval/authorization** for Chairman to execute a Resolution implementing budget reductions and changes to service to assist in balancing the fiscal year 2009 through 2014 financial plan; and to direct staff to include these budget reductions in the fiscal year 2009 reconciliation budget. (Staff Recommendation: Approval) **{Action: Approved with Change Motion: Nasuti Second: Lasseter Vote: 4-0 (Kenerly Absent)}**

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**4. Support Services/Steve North**

**2009-0645 Award BL045-09**, construction of the Gwinnett Senior Services Center, Department of Support Services, to low bidder P.R.O. Building Systems, Inc., amount not to exceed \$1,430,000.00. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. Commission District 2/Nasuti. (Tabled on 06/16/2009) (Tabled to 07/21/2009) (Staff Recommendation: Award) {Action: Tabled Motion: Nasuti Second: Beaudreau Vote: 4-0 (Kenerly Absent)}

**5. Transportation/Brian Allen**

**2009-0688 Award BL069-09**, bus inspection and ongoing maintenance assessment services on an annual contract, Department of Transportation, to low bidder, Ameritrans Service Corporation d/b/a Transit Resource Center, base bid \$111,925.00. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Award) {Action: Denied Motion: Beaudreau Second: Nasuti Vote: 4-0 (Kenerly Absent)}

**2009-0661 Approval/authorization** for Chairman to execute QuitClaim Deed between Gwinnett County, Georgia and Fatima Investments, Inc., approving the transfer of ownership of 4,766.38, more or less, square feet of permanent easement located in Land Lot 195 of the 6th District of Gwinnett County, no cost associated, and authorization to execute any and all related documents, subject to approval by the Law Department. Jimmy Carter Boulevard at Oakbrook Parkway to I-85 project (M-0431 aka 9611) - 2005 Sales Tax Program - Commission District 1/Lasseter (Staff Recommendation: Approval ) {Action: Approved Motion: Lasseter Second: Beaudreau Vote: 4-0 (Kenerly Absent)}

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**VIII. New Business**

**5. Transportation/Brian Allen**

**2009-0663 Approval/authorization** for Chairman to execute QuitClaim Deed between Gwinnett County, Georgia and Jerry Dean Davis approving the transfer of ownership of 476.65, more or less, square feet of permanent easement (Parcel 8) located in Land Lot 174 of the 5th district of Gwinnett County and 3,079.47, more or less, square feet of fee simple right of way (Parcel 12) located in Land Lot 174 of the 5th District of Gwinnett County, no cost associated, and authorization to execute any and all related documents, subject to approval by the Law Department. US 29 (Brand Bank to Victor Street), PNF-0039-01-2001 Sales Tax Program. Commission District 4/Kenerly (Staff Recommendation: Approval ) {Action: Approved Motion: Bannister Second: Beaudreau Vote: 4-0 (Kenerly Absent)}

**6. Law Department/Karen Thomas**

**2009-0730 Ratification** of the Board of Commissioners' Authorization to File or Defend a Petition Seeking Resolution of the County's Service Delivery Strategy with the Municipalities of Gwinnett County. (Staff Recommendation: Approval) {Action: Approved Motion: Bannister Second: Beaudreau Vote: 4-0 (Kenerly Absent)}

**IX. Comments from Audience**

**X. Adjournment**