



Gwinnett County Board of Commissioners

Tuesday, September 04, 2007 - 2:00 PM

Business Session - Minutes

I. Call To Order, Invocation, Pledge to Flag

II. Opening Remarks by Chairman

III. Approval of Agenda

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

IV. Approval of Minutes:

Public Hearing: August 28, 2007

Executive Session: September 4, 2007

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

V. Announcements

- Resolution of Recognition: Constitution Week – September 17-23, 2007
{Action: Approved Motion: Green Second: Nasuti Vote: 5-0}
- Resolution of Recognition: National Preparedness Month – September 2007
{Action: Approved Motion: Green Second: Nasuti Vote: 5-0}
- Award Presentation: Gwinnett County Senior Services Program, Winner of 2007
National Association of Counties Achievement Award

VI. Consent Agenda

A. New Business

1. Multiple Departments

2007-1263 Award BL131-07, comprehensive materials and field testing services on an annual contract, (October 05, 2007 through October 04, 2008), Department of Community Services, Department of Support Services, Department of Transportation, and Department of Water Resources, to all bidders, per attached bid tabulation, base bid \$1,930,000.00. (Staff Recommendation: Award) {Action: Approved Motion: Kenerly Second: Beaudreau
Vote: 5-0}

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A. New Business

2. Administrative Office of the Court/Phillip Boudewyns

2007-1250 Approval to accept, if awarded, a grant in the amount of \$29,900.00 from the Governors Office of Highway Safety with a county match of \$9,900.00. Approval and authorization for the Chairman or designee to execute grant documents and any other necessary documents, subject to review by the Law Department.
{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

3. District Attorney/Daniel Porter

2007-1272 Approval/authorization to add one position to hire an Assistant District Attorney to be fully funded by the Atlanta High Intensity Drug Trafficking Area (HIDTA) Executive Board. Authorization for the Chairman to execute a Memorandum of Understanding with the HIDTA Executive Board for the purpose of receiving funding for a full-time HIDTA prosecutor in the amount of \$120,000.00. Approval for Chairman or designee to execute all other related documents subject to review and approval by the Law Department - Commission District/All. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

4. Financial Services/Lisa Johnsa

2007-1239 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 Office (Staff Recommendation: Approval)
{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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A. New Business

4. Financial Services/Lisa Johnsa

2007-1248 Approval to renew RP024-06, claims administration services for pharmacy benefit manager on an annual contract, (January 1, 2008 through December 31, 2008), Department of Financial Services, with PharmaCare Management Services, Inc., base amount \$18,500.00. (Staff Recommendation: Approval)
{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1249 Approval to renew RP023-06, administration services for health care and dependent care flexible spending accounts on an annual contract, (January 1, 2008 through December 31, 2008), Department of Financial Services, with Payflex Systems USA, Inc., base amount \$53,040.00. (Staff Recommendation: Approval)
{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1251 Approval to renew RP022-06, claims administration for HMO/EPO plan design on an annual contract, (January 1, 2008 through December 31, 2008), Department of Financial Services, with Blue Cross & Blue Shield Healthcare Plan of Georgia, Cigna HealthCare of Georgia, Inc., and Kaiser Foundation Health Plan, base amount \$5,541,565.00. (Staff Recommendation: Approval)
{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1252 Approval to renew RP022-05, high deductible health plan with employee funded health savings account on an annual contract, (January 1, 2008 through December 31, 2008), Department of Financial Services, with Cigna Healthcare, base amount \$170,621.00. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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A. New Business

4. Financial Services/Lisa Johnsa

2007-1253 Approval to renew RP018-05, dental PPO and HMO insurance program for the Gwinnett County health plan on an annual contract, (January 1, 2008 through December 31, 2008), Department of Financial Services, with Delta Dental Insurance Company. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1262 Approval to renew RP025-06, provision of long-term disability and life insurance coverage on an annual contract, (January 1, 2008 through December 31, 2008), Department of Financial Services, with Standard Insurance Company (long-term disability insurance) and Unimerica Workplace Benefits/a division of United Healthcare Services, Inc. (life insurance), base amount \$2,500,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1255 Approval to renew RP013-03, provision of credit card processing services on an annual contract, (November 07, 2007 through November 06, 2008), Department of Financial Services, with Link2Gov Corp., base amount \$1,055,953.82. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1323 Approval/authorization for the Gwinnett County Board of Commissioners to execute an agreement for commercial solid waste collection and disposal with Roll Off Systems, Inc. for unincorporated Gwinnett County. Subject to approval by the Law Department. The term of this agreement will expire December 31, 2007. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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5. Fire Services/Steve Rolader

2007-1222 Approval to transfer \$240,110.01 from Fund 314 (1997 SPLOST), Project O-0065-01-1-02 to E-0106-01-4-02, If approved, these funds will be utilized to purchase several vehicles for the Fire Department. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1254 Approval for Gwinnett County Department of Fire and Emergency Services to accept the donation of a Club Weider 17.0 ST Multi-Station Workout Machine from Larry Atchley. The estimated value of the equipment is \$450. The equipment will be placed at Fire Station #3. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1246 Approval/authorization for Gwinnett County Department of Fire and Emergency Services to accept an award in the amount of \$25,000 from Georgia Department of Homeland Security for the purpose of replacing GSAR (Georgia Search and Rescue) equipment. Authorization for Chairman or designee to execute any and all grant related documents subject to review and approval by the Law Department - Commission District/All. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

6. Juvenile Court/Robert Rodatus

2007-1217 Approval/authorization to accept a donation from the Truancy Intervention Project of Georgia in the amount of \$500.00. This funding will be utilized to train volunteers who participate in Gwinnett's Truancy Intervention Program. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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A. New Business

7. Law Department/Karen Thomas

2007-1267 Approval/authorization for Project Five Forks Trickum Widening, Project #M-0440 for Declaration of Taking procedures for condemnation proceedings regarding the property of Zdenk Knezevic, Samir Masnic and Mortgage Electronic Registration Systems, Inc., as nominee for Home America Mortgage, Inc., located in Land Lot 21 of the 5th District of Gwinnett County, Georgia, consisting of 1,842.73 square feet of required right of way; 341.47 square feet of permanent construction easement; and 509.88 square feet of driveway easement, Parcel 22, Zoning R-100, Amount \$6,150.00, Commission District 3/Beaudreau. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1257 Approval/authorization for Project Hog Mountain Road @ Mineral Springs Road, Project #9376 for Declaration of Taking procedures for condemnation proceedings regarding the property of Equity Trust Company Custodian FBO Acct. #27206 IRA and Subdivision Developers, Inc. lying and being in Duncans 1749 GMD District of Gwinnett County, Georgia consisting of 2,622.62 square feet of required right of way, 4,810.00 square feet of permanent drainage easement and 1,808.00 square feet of 24-month temporary construction easement, Parcel 7, Zoning R-100, Amount \$1,700.00. Commission District 4/Kenerly. (Staff Recommendation: approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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A. New Business

7. Law Department/Karen Thomas

2007-1245 Approval/authorization for Project Sugarloaf Parkway Extension, Phase I, Project No. F-0270-01, for Declaration of Taking procedures for condemnation proceedings regarding the property of William H. Snead, Pamela L. Snead and The Brand Banking Company, located in Land Lot 182, 5th District, consisting of 1.823 acres of required right of way, 0.794 acres of permanent construction easement, 0.133 acres of temporary construction easement and 0.097 acres of permanent drainage easement, Parcel 59, Zoning R100, Amount \$510,900.00. Commission District 3/Beaudreau. (Staff Recommendation: approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1258 Approval/authorization for Project Sugarloaf Parkway Extension, Phase I, Project No. F-0270-01, for Declaration of Taking procedures for condemnation proceedings regarding the property of James B. Walton, Pamela P. Walton, and Mortgage Electronic Registration Systems, Inc., as Nominee for Matrix Financial Services Corporation; located in Land Lot 182 of the 5th District, consisting of 1.702 acres of right of way, 0.608 acres of permanent construction easement, 1.615 acres of permanent drainage easement, and 0.031 acres of temporary construction easement, Parcel 61, Zoning R-100, Amount \$251,300.00, Commission District 3/Beaudreau. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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7. Law Department/Karen Thomas

2007-1333 Approval/authorization for Project Sugarloaf Parkway Extension, Phase I, Project No. F-0270-01, for Declaration of Taking procedures for condemnation proceedings regarding the property of LN Neighborhood Retail Centers, LLC., Wachovia Bank, N.A. and United Maintenance, Inc. located in Land Lot 139, 5th District, consisting of 1,233 square feet of required right of way and 5,714 square feet of permanent construction easement, Parcel 80, Zoning C-2, Amount \$72,310.00. Commission District 4/Kenerly (Staff Recommendation: approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

8. Support Services/Connie Hinson

2007-1259 Award BL132-07, construction of Gwinnett County Fire Station No. 28, Department of Support Services, to low responsive bidder, Ward General Contractors, Inc., amount not to exceed \$2,027,825.00. 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: Kenerly Second: Beaudreau Vote: 5-0}

2007-1240 Approval to declare as surplus/salvage equipment and vehicles to be disposed of such as determined by Fleet Management. Means of disposal could include but is not limited to, internet auction, 3rd party auction company and sealed bid. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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8. Support Services/Connie Hinson

2007-1261 Approval to renew OS025, Tivoli storage manager software maintenance, (October 01, 2007 through September 30, 2008), Department of Support Services, with IBM Corporation, \$110,166.80. (Staff Recommendation: Approval) **{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}**

2007-1266 Approval/authorization for Chairman to execute change order no. 2 to the contract with Ward General Contractors, Inc., for construction of Fire Station No. 8. Increase contract amount by \$98,093.00 from \$2,196,491.00 to \$2,294,584.00. Increase contract duration by 36 days from 365 to 401 calendar days. District 3/Beaudreau (Staff Recommendation: Approval) **{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}**

2007-1270 Ratification of work authorization #5 to contract with Jacobs Facilities Inc., for construction program management services, on County's SPLOST Public Safety projects. All Districts (Staff Recommendation: Approval) **{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}**

9. Tax Commissioner/Katherine Sherrington

2007-1265 Approval/authorization for the provision of services associated with delinquent tax collection, (July 01, 2007 through June 30, 2008), Office of Tax Commissioner, to Appalachian Mountain Services, Inc., \$250,000.00. Authorization to transfer \$250,000.00 from budgeted contingency to the Tax Commissioners budget. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Approval/authorization) **{Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}**

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10. Transportation/Brian Allen

2007-1273 Approval/authorization for Chairman to execute Supplemental Agreement No. 1 - Final with E.R. Snell Contractor, Inc. for Shannon Road (O-0055 aka 9450-15) and Old Norcross Road at Sugarloaf Parkway (PN M-0595-04) - total increase: \$64,200.00 - total reduction: <\$49,164.14> - revised contract amount: \$986,907.66 - 1997 Sales Tax Program - Commission Districts 3/Beaudreau and 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1275 Approval/authorization for Chairman to execute Supplemental Agreement No. 2 - Final with C.W. Matthews Contracting Co. Inc., for Medlock Bridge Road (F-0383 aka 9533) - total increase: \$13,371.29 - total reduction: <\$232,200.96> - revised contract amount: \$2,809,022.48 - 1997 Sales Tax Program - Commission District 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1276 Approval/authorization for Chairman to execute Purchase and Sale Agreement between Halpar, Inc. and Gwinnett County, Georgia approving the purchase of 9.823 acres, more or less, of fee simple right of way and 1.427 acres, more or less, of permanent easement located in Land Lot 182 of the 5th District of Gwinnett County, Parcel # 58, in the amount of \$1,274,900.00 and authorization to execute all necessary documents to complete closing, subject to approval by the Law Department. Sugarloaf Parkway Extension I (SR 20 - SR 316), F-0270-01, 2001 Sales Tax Program - Commission District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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10. Transportation/Brian Allen

2007-1278 Approval/authorization for Chairman to execute Purchase and Sale Agreement between Han Li and Yong C. Sun and Gwinnett County, Georgia approving the purchase of 10.329 acres, more or less, located in Land Lot 170 of the 5th District of Gwinnett County, Parcel # 3, in the amount of \$734,000.00 and authorization to execute all necessary documents to complete closing, subject to approval by the Law Department. Sugarloaf Parkway Extension I (SR 20 - SR 316), F-0270-01, 1997 Sales Tax Program - Commission District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1279 Approval/authorization for Chairman to execute Transmission Easement with Georgia Power Company for right of way acquisition and easements for Burns Road at Dickens Road (M-0061 aka 4170), Parcels #4 and #14 in the amount of \$51,000.00, and authorization to execute all necessary documents to complete closing, subject to approval by the Law Department - 2001 Sales Tax Program - Commission Districts 1/Green and 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1280 Approval/authorization for Chairman to execute Agreement with the City of Snellville for Mountain View Road sidewalk project (F-0672) and any and all related documents, subject to approval by the Law Department - County portion: \$50,930.00 for design cost and full reimbursement of construction costs - 2001 Sales Tax Program - Commission District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

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A. New Business

10. Transportation/Brian Allen

2007-1282 Approval/authorization for Chairman to execute Agreement with the Evermore Community Improvement District (CID) for sidewalk revitalizations (F-0588-08) and any and all related documents, subject to approval by the Law Department - total cost: \$330,000.00 - 2005 Sales Tax Program - Commission District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1283 Approval/authorization for Chairman to execute Agreement with the Gwinnett Village Community Improvement District (CID) for sidewalk revitalizations (F-0588-09) and any and all related documents, subject to approval by the Law Department - total cost: \$1,702,500.00 - 2005 Sales Tax Program - Commission Districts 1/Green and 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

11. Water Resources/Frank Stephens

2007-1242 Award BL139-07, Imperial Drive and Palisade Way water main replacement project, Department of Water Resources, to low bidder, McCart Pipeline, Inc., amount not to exceed \$249,582.68. 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: Kenerly Second: Beaudreau Vote: 5-0}

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A. New Business

11. Water Resources/Frank Stephens

2007-1243 Award BL137-07, Womack Court water main replacement project, Department of Water Resources, to low bidder, McCart Pipeline, Inc., amount not to exceed \$138,775.56. 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. (Staff Recommendation: Award) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

2007-1244 Award BL138-07, Beverly Lane water main replacement project, Department of Water Resources, to low bidder, McCart Pipeline, Inc., amount not to exceed \$175,521.45. 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: Kenerly Second: Beaudreau Vote: 5-0}

2007-1256 Award BL146-07, Lower Big Haynes 48 inch DIP gravity sewer and 36 inch DIP force main, Department of Water Resources, to low bidder, Garney Companies, Inc., amount not to exceed \$8,888,999.00. 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: Kenerly Second: Beaudreau Vote: 5-0}

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1. Commissioners

2007-0848 Approval of appointment to Arts Facility Authority. Term Expires June 4, 2011. District 2/Nasuti(Tabled on 9/4/2007) (Tabled to 10/2/2007) {Action: Tabled Motion: Nasuti Second: Kenerly Vote: 5-0}

2. Planning & Development/Glenn Stephens

2007-1110 SUP-07-068, Applicant: N. Hakimi/ACR Cars, Inc., Owner: Capita Land, Inc., for a Special Use Permit in a C-2 Zoning District to Allow Automobile Sales, District 6 Land Lot 244 Parcel 011, 6200 Block of Buford Highway, 1.22 Acres, District 2/Nasuti(Tabled on 7/24/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Nasuti Second: Green Vote: 5-0}

2007-1112 SUP-07-070, Applicant: Chong P. Reiten, Owner: Good Shepherd Baptist Church, for a Special Use Permit in an M-1 Zoning District to Allow a Church, District 6 Land Lot 268 Parcel 048, 4400 Block of Peachtree Lakes Drive, 2.56 Acres, District 2/Nasuti(Tabled on 7/24/2007)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Approved with Stipulations Motion: Nasuti Second: Green Vote: 5-0}

2007-1206 RZC-08-003, Applicant: Yeadea Davis Flahnma, Owner: Yeadea Davis Flahnma, R-75 to O-I, Daycare Center (Reduction in Buffers), District 7 Land Lot 001 Parcel 062, 2700 Block of Cruse Road, 0.47 Acres, District 4/Kenerly(Tabled on 8/28/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 5-0}

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2. Planning & Development/Glenn Stephens

2007-1207 SUP-08-001, Applicant: Yeadea Davis Flahnma, Owner: Yeadea Davis Flahnma, for a Special Use Permit in an O-I (Proposed) Zoning District to Allow a Daycare Center, District 7 Land Lot 001 Parcel 062, 2700 Block of Cruse Road, 0.47 Acres, District 4/Kenerly(Tabled on 8/28/2007)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 5-0}**

2007-1211 RZC-08-006, Applicant: Webb 20, LLC, Owner: Webb 20, LLC, C-1 and R-100 to C-2, Commercial Retail Uses (Reduction in Buffers), District 5 Land Lot 138 Parcels 010, 010A, and 010B, 1300 Block of Grayson Highway and the 0-1000 Block of Webb Gin House Road, 3.71 Acres, District 4/Kenerly(Tabled on 8/28/2007)[Planning Department Recommendation: Approve with Conditions as C-1][Planning Commission Recommendation: Approve with Conditions as C-2] **{Action: Approved with Stipulations Motion: Kenerly Second: Beaudreau Vote: 5-0}**

VIII. Comments from Audience

IX. Adjournment