



Gwinnett County Board of Commissioners

Tuesday, September 15, 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: Kenerly Vote: 5-0}

Approval of Amended Agenda

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

IV. Approval of Minutes: Business Session:

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

V. Announcements

- **Resolution of Recognition:** Commending Corporal Charles Allen Leak, US Marine Corps
{Action: Approved Motion: Bannister Second: Beaudreau Vote: 5-0}
- **Resolution of Recognition:** American Legion Day – September 16, 2009
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}
- **Resolution of Recognition:** United Way in Gwinnett 2009 Campaign Kick-Off – September 15, 2009
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

VI. Consent Agenda

A. New Business

1. Commissioners

2009-0988 Approval to correct the September 1, 2009 appointment from Sid Theus to John Karnowski to the Development Advisory Committee. District 1/Lasseter {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

2. Multiple Departments

2009-0914 Approval to renew BL107-08, inspection, maintenance, and repair of overhead bay doors and on call services for the repair of automatic doors on an annual contract, (November 02, 2009 to November 01, 2010), Department of Fire and Emergency Services, Department of Support Services, and Department of Water Resources, with Atlantas Professional Door, Inc., base bid \$103,220.00 (negotiated cost savings of approximately \$3,016.00). (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2009-0959 Approval to renew BL131-07, comprehensive materials and field testing services on an annual contract, (October 05, 2009 through October 04, 2010), Department of Community Services, Department of Support Services, Department of Transportation, and Department of Water Resources, per attached, base bid \$1,930,000.00 (negotiated cost savings of approximately \$75,656.00). (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

3. Community Services/Phil Hoskins

2009-0952 Ratification of work task authorizations No. 2005-32 through 2005-37 for Jordan, Jones & Goulding, Inc. for program management services associated with the Parks & Recreation 2005 SPLOST capital program, in the total amount of \$193,100. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2009-0953 Ratification of work task authorizations No. 25 through 29 for Moreland Altobelli and Associates, Inc. for program management services associated with the Parks & Recreation 2005 SPLOST capital program, in the total amount of \$125,000. (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

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A. New Business

4. County Administration

2009-0979 Approval/authorization of 3rd annual Partnership Gwinnett Participation Agreement in the amount of \$250,000. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

5. Financial Services/Aaron Bovos

2009-0999 Approval of resolution to consent to the issuance of Gwinnett County Water and Sewerage Authority revenue bonds in an amount not to exceed \$275,000,000; authorize the Chairman to sign necessary documents for the transaction; and approval of final terms of bond documents. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-0985 Approval/authorization for ratification of award amounts to four subrecipient organizations, as part of the Homeless Prevention and Rapid Re-Housing Program (HPRP). These funds are part of the American Recovery and Reinvestment Act (ARRA), and are awarded by the U.S. Department of Housing and Urban Development. Approval and Authorization to implement the program as specified on the attached Action List; and for the Chairman (or designee) to sign all necessary grant documents subject to approval of the Law Department. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

6. Information Technology Services/John Matelski

2009-0961 Approval to renew OS025, Tivoli storage manager software maintenance on an annual contract, (October 01, 2009 through September 30, 2010), and approve change order number one in the amount of \$19,380.00, Department of Information Technology Services, with International Business Machines Corporation, base amount \$230,317.50. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

6. Information Technology Services/John Matelski

2009-0963 Approval to renew BL082-08, FileNet document management services on an annual contract, (October 17, 2009 through October 16, 2010), Department of Information Technology Services, with Fairfax Data Systems, Inc. and HCL America, Inc., base bid \$195,000.00 (negotiated cost savings of approximately \$4,875.00). (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

7. Support Services/Steve North

2009-0850 Approval/authorization of property exchange and authorization for Chairman to execute a Quitclaim Deed from Gwinnett County to Polly Ann E. Ezzard and Suntrust Bank, trustees under item nine of the Will of George P. Ezzard (QTIP Trust #2), in exchange for Quitclaim Deed received by Gwinnett County from Polly Ann E. Ezzard and Suntrust Bank, trustees under item nine of the Will of George P. Ezzard (QTIP Trust #2); Authorization for the Chairman to execute a Building and Site Access and Repair Easement and a permanent Subsurface Utility Access and Repair (or Maintenance) Easements with Polly Ann E. Ezzard and Suntrust Bank, trustees under item nine of the Will of George P. Ezzard (QTIP Trust #2), subject to approval by the Law Department. District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

7. Support Services/Steve North

2009-0965 Approval/authorization for Chairman to execute Master Walkaway Lease Agreement with Enterprise Leasing Company of Georgia to lease public safety vehicles utilized by undercover officers in covert operations or to purchase by direct negotiations with local dealers as determined in their best interest by the user department. All Commission Districts (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-0981 Approval/authorization to accept Energy Efficiency and Conservation Block Grant Award from the U.S. Department of Energy in the amount of \$7,312,700. This funding is supported under the American Recovery and Re-Investment Act and does not require County matching funds. Approval and authorization for the Chairman or his 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: Beaudreau Second: Kenerly Vote: 5-0}

8. Transportation/Brian Allen

2009-0949 Approval/authorization for Chairman to execute Supplemental Agreement No. 1 - Final with Gary's Grading and Pipeline Company, Inc. for Hope Hollow Road at Oak Grove Road (Grayson High School) sidewalk project (F-0411) - total increase: \$44,874.60 - total reduction: <\$84,917.59> - revised contract amount: \$1,179,665.01 - 2005 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

9. Water Resources/Lynn Smarr

2009-0928 Award OS063, Hach laboratory equipment preventative maintenance service on a multi-year contract, Department of Water Resources, to Hach Company. The initial term of this contract shall be January 01, 2010 through December 31, 2010, \$40,049.54. This contract shall terminate absolutely and without further obligation on the part of the County on December 31, 2010 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 two additional twelve-month terms, for a total lifetime contract term of three years, total \$120,148.62, 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: Beaudreau Second: Kenerly Vote: 5-0}

2009-0960 Award RP020-09, F. Wayne Hill water reclamation facility gas to energy project, Department of Water Resources, to the highest scoring firm, Crowder Construction Company, amount not to exceed \$5,196,000.00 (negotiated cost savings \$219,000.00). 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: Kenerly Vote: 5-0}

2009-0947 Approval for the Chairman to execute the Wholesale Water Contract and Agreement between Walton County and Gwinnett County, Georgia. Commission Districts: All (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

9. Water Resources/Lynn Smarr

2009-0942 Approval/authorization for the Chairman to execute agreement to terminate thirteen thousand (13,000) GPD of reserve sewer capacity from GAL Holdings, releasing it back to Gwinnett County. Commission District: 1/Laseter (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-0945 Approval/authorization for the Chairman to execute change order #2 to the contract with Heavy Constructors, in the amount of \$43,789.75 for work associated with the Alcovy River Booster Pump Station project. The contract amount is adjusted from \$9,070,341.00 to \$9,114,130.75. Commission District: 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-0946 Approval/authorization for the Chairman to execute change order #4-final to the contract with Crowder Construction Co., in the amount of \$79,810.00 for work associated with the Brooks Road Pump Station Upgrade and Booster Pump Station project. The contract amount is adjusted from \$10,310,453.53 to \$10,390,263.53. Commission District: 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-0968 Approval/authorization for the Chairman to execute change order #1-final to the contract with John D. Stephens, Inc., in the amount of (\$318,185.77) for work associated with the Lower Big Haynes 54" Sanitary Sewer project. The contract amount is adjusted from \$9,699,702.50 to \$9,381,516.73. Commission District: 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

9. Water Resources/Lynn Smarr

2009-0969 Approval/authorization for the Chairman to execute change order #3 to the contract with Excel Electrical Technologies, Inc., in the amount of \$70,469.00 for work associated with the Raw Sewage Pump Station SCADA System Upgrade. The contract amount is adjusted from \$7,267,305.90 to \$7,337,774.90. Commission Districts: All (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

VII. Old Business

1. Commissioners

2008-2526 Approval Formerly 2008-0611, of appointment to fill the unexpired term of Carol Hassell from the Tree Advisory Committee. Term Expires December 31, 2009. District 4/Kenerly (Tabled on 09/15/2009) (Tabled to 09/22/2009) {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

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 {Action: Approved – Appointed L.C. Johnson Motion: Nasuti Second: Beaudreau Vote: 5-0}

2009-0696 Approval of appointment to the Family and Children Services Board. Term expires June 30, 2014. District 4/Kenerly (Tabled on 09/15/2009) (Tabled to 09/22/2009) {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 5-0}

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VII. Old Business

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. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

3. Planning & Development/Bryan Lackey

2008-2499 RZC-08-084, Applicant: Noble Village At Spalding, LLC., Owner: Faith Life Fellowship, Inc., R-100 to O-I, Senior Assisted Living Facility (Reduction in Buffers), District 6 Land Lot 303 Parcel 195, 5700 Block of Spalding Drive, 8.96 Acres, District 2/Nasuti[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Change Motion: Beaudreau Second: Bannister Vote: 3-0 (Nasuti & Kenerly Out of Room)}

2008-2500 SUP-08-066, Applicant: Noble Village At Spalding, LLC., Owner: Faith Life Fellowship, Inc. for a Special Use Permit in an O-I (Proposed) Zoning District to allow a Senior Assisted Living Facility, District 6 Land Lot 303 Parcel 195, 5700 Block of Spalding Drive, 8.96 Acres, District 2/Nasuti[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Change Motion: Beaudreau Second: Bannister Vote: 3-0 (Nasuti & Kenerly Out of Room)}

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VII. Old Business

4. Transportation/Brian Allen

2009-0885 Approval/authorization for Chairman to execute Access Easement with 20 Loaf Partners, LLC., for Sugarloaf Parkway extension, phase II project (F-0270-02), subject to approval by the Law Department - no cost associated - 2005 Sales Tax Program - Commission District 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved with Change Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Out of Room)}

VIII. New Business

1. County Administration

2009-1020 Ratification of employment agreement with George W. (Bill) Myers for recording purposes. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2. Financial Services/Aaron Bovos

2009-0986 Approval/authorization of a resolution to adopt the First Amendment to the Gwinnett County Defined Benefit Plan Master Trust Agreement and authorization for the Chairman to execute the agreement. (Tabled on 09/15/2009) (Tabled to 10/06/2009) (Staff Recommendation: Yes) {Action: Tabled Motion: Bannister Second: Beaudreau Vote: 5-0}

IX. Comments from Audience

X. Adjournment