

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, September 21, 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: 4-0 (Nasuti Absent)}

IV. Approval of Minutes:

Business Session: September 7, 2010

Executive Session: September 21, 2010

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

V. Announcements

- **Resolution of Recognition:** Gwinnett County Public Library 2010 Fall into the Arts Program
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}
- **Resolution of Recognition:** 2010 Responsible Dog Ownership Day – October 2
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

I. Commissioners

2010-0787 Approval to accept the resignation of Julie Stuart from the Tree Advisory Committee. Term Expires December 31, 2011. District 2/Nasuti {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

2. Multiple Departments

2010-0747 Approval to renew RP030-06, provide inmate healthcare on an annual contract, (January 01, 2011 through December 31, 2011), and approval of change order number 2 to increase the population floor at the Gwinnett County Detention Center from 2,700 to 2,850, Department of Corrections and Sheriffs Department, with Prison Health Services, Inc., base amount \$7,282,131.00. Authorization for Chairman to execute change order subject to approval by the Law Department. Change order to follow award. (negotiated cost savings of approximately \$434,465.00). (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0763 Approval to renew BL111-09, purchase of concealable soft body armor on an annual contract, (October 21, 2010 through October 20, 2011), Department of Police Services and Sheriffs Department, Law Enforcement Supply, base bid \$198,170.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

3. Community Services/Phil Hoskins

2010-0767 Approval of change order number 1 to extend RP012-05, program management services on an annual contract, (September 15, 2010 through December 31, 2010), Department of Community Services, with Moreland Altobelli Associates, Inc., and Jordan Jones and Goulding, Inc., base amount \$200,000.00. 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: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

3. Community Services/Phil Hoskins

2010-0772 Approval/authorization for the Chairman to execute necessary documents between Gwinnett County and MARTA for the award of the New Freedom Act Grant, which is federally funded through a subcontract with MARTA. This grant will allow Gwinnett County Senior Services to develop a voucher program to assist seniors in defraying the cost of transportation. The total cost of this grant is \$125,476, which includes \$85,745 in federal funds, with a required local match of \$39,731 in County funds. Gwinnett County Senior Services currently has these funds budgeted as part of an existing DHS transportation contract. Authorization for the Chairman to appoint and designate the Director of Financial Services to approve and execute amendment as necessary. All commission districts. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0780 Approval/authorization for Chairman to sign change order No. 1 with Frailey & Associates, Inc. d/b/a Patmac Construction Co., LLC for additional work that resulted in an increase of \$91,943.75 and a decrease of \$91,953.00 for a total contracted net decrease of \$9.25 for work associated with the Rabbit Hill Park Improvements, subject to approval by the Law Department. Commission District 3 & 4/Beaudreau & Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

4. Financial Services/Aaron Bovos

2010-0773 Approval/authorization of a resolution of Gwinnett County Board of Commissioners authorizing the Director of Financial Services or his designee to bill parcels not previously invoiced for residential solid waste services and to establish a payment plan for parcels invoiced a minimum of \$24,000; and for other purposes. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

5. Information Technology Services/John Matelski

2010-0769 Approval to renew OS025, Tivoli storage manager software maintenance on an annual contract, (October 01, 2010 through September 30, 2011), 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: 4-0 (Nasuti Absent)}

6. Law Department/Karen Thomas

2010-0751 Approval/authorization for Project Britain Woods Negative Grade Sewer, Project No. M-0161-18, for Declaration of Taking procedures for condemnation proceedings regarding the property of Efren D. Garzon and JP Morgan Chase Bank, N.A. located in Land Lot 040 of the 7th District consisting of 1,482 square feet of (24 months) temporary construction easement, Parcel 7-040-103, Zoning RM8, Amount \$600.00, Comm. District I/Lasseter. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

7. Planning & Development/Bryan Lackey

2010-0713 Award RP019-10, provision of a unified development ordinance, Department of Planning and Development, to the highest scoring firm, Jordan, Jones and Goulding, Inc., amount not to exceed \$626,300.00 (negotiated cost savings of approximately \$40,000.00). 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: 4-0 (Nasuti Absent)}

2010-0775 Waiver WVR2010-00001 - to postpone planting the required tree density units on master development until such time as the individual lots are developed. Location is: 2075 Hamilton Creek Parkway, Dacula, GA. Commission District 3/Beaudreau (Staff Recommendation: Approve with Conditions) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0776 Waiver WVR2010-00002 - to postpone planting the required tree density units on master development until such time as the individual lots are developed. Location is: 2040 Hamilton Creek Parkway, Dacula, GA. Commission District 3/Beaudreau (Staff Recommendation: Approve with Conditions) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0777 Waiver WVR2010-00003 - to postpone sidewalk requirements until such time as individual lots are developed. Location is: 1855 Azalea Drive, Lawrenceville, GA. Commission District 4/Kenerly (Staff Recommendation: Approve with Conditions) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

7. Planning & Development/Bryan Lackey

2010-0778 Waiver WVR2010-00004 - to postpone planting the required tree density units on master development until such time as the individual lots are developed. Location is: 1855 Azalea Drive, Lawrenceville, GA. Commission District 4/Kenerly (Staff Recommendation: Approve with Conditions) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

8. Support Services/Steve North

2010-0748 Award RP021-10, design and construction administration services for development of Gwinnett County's senior service center phase II, Department of Support Services, to the highest scoring firm Lindsay Pope Brayfield Clifford and Associates, Inc., amount not to exceed \$181,182.00. This project will be funded with funds from the Gwinnett County Community Development Block Grant Program as well as any potential future federal stimulus funds that may become available. 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: 4-0 (Nasuti Absent)}

2010-0757 Award BL068-10, purchase of four animal control transport trucks, Department of Support Services, to low bidder, Wade Ford, Inc., \$207,788.00. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

8. Support Services/Steve North

2010-0715 Approval/authorization for the Chairman to execute a License Agreement between Gwinnett County and Chips Tower Service Company, Inc. to install and attach communication antennas and equipment on a County owned tower located at Tuggle Road with the term period of one (1) business day for a fee paid to the County in the amount of \$1,000.00 as a compensation for the use of the tower. Chips Tower Service Company, Inc. will be responsible for all fees and expenses associated with the installation, monitoring and removal of the equipment. District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0764 Approval/authorization for the Chairman to execute a Lease Agreement with T-Mobile South, LLC to collocate cellular equipment on an existing County communications tower located at 1850 North Brown Road, Lawrenceville, known as the "North Brown Road 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 also includes annual increases of three percent (3%). District 1/Lasseter (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VI. Consent Agenda

A. New Business

9. Transportation/Brian Allen

2010-0774 Award BL074-10, Gwinnett County local resurfacing American Recovery and Reinvestment Act (ARRA) 2010, Department of Transportation, alternate 2 to low bidder, E.R. Snell Contractor, Inc., amount not to exceed \$2,208,373.11. 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 2009 sales tax and American Recovery and Reinvestment Act (ARRA) stimulus funding programs. Commission Districts 1/Lasseter and 2/Nasuti. (Staff Recommendation: Award) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}**

10. Water Resources/Lynn Smarr

2010-0768 Award BL064-10, Alcovy Level Creek force main odor control project, Department of Water Resources, to low bidder, Heavy Constructors, Inc., amount not to exceed \$927,750.00. This project will help reduce odors within the existing force mains coming into the F. Wayne Hill Water Resources Center for treatment from the Alcovy River pump station, Suwanee Creek pump station and Level Creek pump station. 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. (Staff Recommendation: Award) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}**

VI. Consent Agenda

A. New Business

10. Water Resources/Lynn Smarr

2010-0654 Approval to ratify emergency work performed for culverts, drainage and stream repairs, Department of Water Resources, Cruse Road, \$468,501.75 and Georgia Diner, \$455,000.00 to Gary's Grading and Pipeline, Inc.; West Liddell Road, \$255,281.75, North River Drive, \$423,917.24, and River Valley Drive, \$937,501.42 to John D. Stephens, Inc.; Collins Hill Park, \$29,001.96 to Site Engineering, Inc.; Pleasant Hill Road, \$198,906.43 to Inland Waters Pollution Control, Inc. for a total amount of \$2,768,110.55. Heavy rains on September 21, 2009 caused significant damage requiring road closures and emergency repair work to protect public safety. Most of these repairs were made by contractors under our annual contracts; however, a portion of the work on each project was outside the scope of our annual contracts. Application for reimbursement through the Federal Emergency Management Agency (FEMA) has been submitted for all projects. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0760 Approval to ratify sale of scrap water meters, Department of Water Resources, to M and M Waste, Inc., for revenue in the amount of \$109,451.47. This quote was awarded based on an estimated weight of 38,000 pounds. The confirmed weight was 67,919 pounds which raised the dollar value to over \$100,000 requiring BOC approval. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0770 Approval/authorization for the Chairman to approve the revision of the Gwinnett County Cross-Connection and Backflow Prevention Ordinance. Commission Districts: All (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

VII. Old Business

I. Commissioners

2009-1107 Approval of appointment to the Hospital Authority. Term Expires September 30, 2012. District I/Laseter (**Tabled on 09/21/2010**) (**Tabled to 10/26/2010**) {**Action: Tabled Motion: Laseter Second: Beaudreau Vote: 4-0 (Nasuti Absent)**}

2. Financial Services/Aaron Bovos

2010-0762 Approval/authorization of a resolution to assign Gwinnett County's remaining allocation of American Recovery and Reinvestment Act (ARRA) Recovery Zone Economic Development Bonds (\$17.231 million) to the City of Lilburn, Georgia; and approval to designate ARRA Recovery Zone Facility Bonds (\$20 million) allocated by the Gwinnett County Development Authority to the City of Lilburn, Georgia. (Staff Recommendation: Approval) {**Action: Removed Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)**}

3. Planning & Development/Bryan Lackey

2010-0342 RZC2010-00005, Applicant: Hampton House Handmade Trim, Owner: Glenn T. Hampton, III, R-140 to M-1, Wholesaling/Warehousing (Reduction in Buffers), District I Land Lot 001 Parcel 167, 3200 Block of Hamilton Mill Road, 0.92 acre, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {**Action: Denied Motion: Kenerly Second: Beaudreau Vote: 4-0 (Nasuti Absent)**}

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VIII. New Business

I. Commissioners

2010-0788 Approval to fill the unexpired term of Julie Stuart from the Tree Advisory Committee. Term Expires December 31, 2011. District 2/Nasuti (Tabled on 09/21/2010) (Tabled to 10/26/2010) {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 4-0 (Nasuti Absent)}

2010-0789 Approval of appointment to the Hospital Authority. Term Expires September 30, 2013. Chairman's Appointment (Tabled on 09/21/2010) (Tabled to 10/05/2010) {Action: Tabled Motion: Bannister Second: Beaudreau Vote: 4-0 (Nasuti Absent)}

2010-0790 Approval of appointment to the Hospital Authority. Term Expires September 30, 2013. District 3/Beaudreau (Tabled on 09/21/2010) (Tabled to 10/05/2010) {Action: Tabled Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

2010-0791 Approval of appointment to the Hospital Authority. Term Expires September 30, 2013. District 4/Kenerly (Tabled on 09/21/2010) (Tabled to 01/04/2011) {Action: Tabled Motion: Kenerly Second: Beaudreau Vote: 4-0 (Nasuti Absent)}

2010-0794 Approval of appointments to the Animal Advisory Council: Gail LaBerge, Lawrenceville Kennel Club; Gloria Kennedy, Gwinnett Humane Society; and Dennis Kronenfeld, Gwinnett County Domestic Feline Issues. Term Expires August 6, 2012. All Districts (Tabled on 09/21/2010) (Tabled to 12/14/2010) {Action: Tabled Motion: Beaudreau Second: Lasseter Vote: 4-0 (Nasuti Absent)}

VIII. New Business

2. Financial Services/Aaron Bovos

2010-0799 Approval/authorization of a resolution to assign Gwinnett County's remaining allocation of American Recovery and Reinvestment Act (ARRA) Recovery Zone Economic Development Bonds (\$17.231 million) to three cities: \$8.631 million to the City of Lilburn, Georgia; \$6.6 million to the City of Snellville, Georgia; and \$2.0 million to the City of Berkeley Lake, Georgia; and approval to designate ARRA Recovery Zone Facility Bonds (\$20 million) allocated by the Gwinnett County Development Authority to the City of Lilburn, Georgia. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 4-0 (Nasuti Absent)}

IX. Comments from Audience

X. Adjournment