



# Gwinnett County Board of Commissioners

Tuesday, November 17, 2009 - 2:00 PM

## Business Session - Agenda

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

### II. Opening Remarks by Chairman

### III. Approval of Agenda

IV. Approval of Minutes:     **Public Hearing:** October 27, 2009  
   **Executive Session:** November 17, 2009

### V. Announcements

- **Resolution of Recognition:** Hospice Month – November 2009
- **Resolution of Recognition:** Commending Tommy Rutledge, PIO of the Year Award Recipient
- **Resolution of Recognition:** GIS Day – November 18, 2009
- **Award Presentation:** Commending Gwinnett County's Returning Heroes
- **Award Presentation:** Erosion and Sedimentation Control Ordinance

### VI. Consent Agenda

#### A. New Business

##### 1. Community Services/Phil Hoskins

**2009-1115 Award BL101-09**, development of Ivy Creek I-85/SR 20 Spur Trail, Department of Community Services, to low bidder, JHC Corporation, amount not to exceed \$221,600.00. This project is funded by 2005 SPLOST. 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 4/Kenerly. (Staff Recommendation: Award)

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**A. New Business**

**1. Community Services/Phil Hoskins**

**2009-1125 Award RP025-09**, demolition of existing playgrounds and installation of new playgrounds at Bethesda and Rhodes Jordan Parks, Department of Community Services, to the highest scoring firm, Hasley Recreation and Design, Inc., amount not to exceed \$175,000.00. This project is funded by 2005 SPLOST. Commission District 4/Kenerly. (Staff Recommendation: Award)

**2009-1124 Approval** of OS004, maintenance of election equipment and supplies on an annual contract, (January 01, 2010 through December 31, 2010), Department of Community Services, with Premier Election Solutions, Inc., \$237,804.00. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Approval)

**2009-1106 Approval/authorization** for Chairman to sign a sanitary sewer easement to the Gwinnett County Water and Sewerage Authority for 8" sanitary sewers within the property of Rock Springs Park, subject to approval by the Law Department at no cost. Commission District 4/Kenerly (Staff Recommendation: Approval)

**2009-1154 Approval/authorization** for Chairman to enter into an Agreement between Gwinnett County and Gwinnett SeniorNet Learning Center, Inc. for the purpose of the long-term lease for the operation of a satellite senior citizens computer learning center at Bethesda Park Senior Center and George Pierce Park Community Recreation Center at the cost of one dollar (\$1.00). Commission Districts 1 and 4. (Staff Recommendation: Approval)

**2009-1155 Approval/authorization** for Chairman to execute a resolution to amend the Public Swimming Pool Regulations ordinance in accordance with the Public Swimming Pool Regulations adopted by the Gwinnett County Board of Health. (Staff Recommendation: Approval)

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**A. New Business**

**1. Community Services/Phil Hoskins**

**2009-1174 Approval/authorization** to accept non-federal In-Kind share of Head Start's use of the Norcross Human Services Center in the amount of \$142,656 annually. The In-Kind contribution shall consist of classroom space and office/complimenting space. (Staff Recommendation: Approval)

**2. County Administration**

**2009-1197 Approval/authorization** to appoint Theresa A. Cox, Senior Assistant County Attorney, to replace Melinda K. Wells as the second BOC representative on the Gwinnett County Indigent Defense Governing Committee.

**3. District Attorney/Daniel Porter**

**2009-1151 Approval/authorization** to accept grant funds from the Victims of Crime Act (VOCA) Victim Assistance Grant Program thru the Criminal Justice Coordinating Council (CJCC). Award period if approved to start 10/01/09. The total budget requested is \$57,129.00 (\$45,703 Federal Funds and \$11,426 County Match Funds). Approval/authorization for Chairman or designee to execute grant documents and any other necessary documents subject to review by the Law Department.

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**A. New Business**

**4. Financial Services/Aaron Bovos**

**2009-1173 Award RP027-09**, commercial/industrial and personal property assessment and administration programs on a multi-year contract, Department of Financial Services, to the highest scoring firms Tyler Technologies, Inc. (Section A) and Tax Management Associates, Inc. (Section B). Estimated annual base services for Section A, \$638,445.00 and Section B, \$391,000.00. This is a demand services contract. The use of the audit services portion of this contract will be contingent upon the remaining available annual funds. Combined estimated annual amount \$1,265,000.00 (negotiated cost savings \$213,055.00). Projected cost of contract will produce a \$310,000.00 cost savings for Personnel Services in the Tax Assessor's office. The initial term of this contract shall be January 01, 2010 through December 31, 2010. 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 four additional twelve-month terms, for a total lifetime contract term of five years, 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.

**2009-1144 Approval** of tax digest corrections, including changes to the digest, in-additions, deletions and errors discovered during the billing and collection process of the Tax Assessors and Tax Commissioner's Offices. Total adjustments amount to \$17.3 million of assessed value for tax years 2003 - 2009. (Staff Recommendation: Approval)

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**A. New Business**

**4. Financial Services/Aaron Bovos**

**2009-1147 Approval** for the appointment of additional Boards of Equalization for the 2010 tax year. The Grand Jury of each Georgia County must appoint a panel of citizens to establish the Board of Equalization. The duty of the Board of Equalization is to hear the appeal arguments and make rulings on the appeals filed by taxpayers in all property tax matters. (O.C.G.A. 48-5-311(a)). This statute also allows the governing authority, by resolution, to make a request for the grand jury to select additional boards to be appointed. Gwinnett County has consistently used a total of 4 Boards of Equalization over the past few years. The average number of property tax appeals filed over the last few years remains constant at approximately 7,000 per year. This number of appeals requires several Boards of Equalization to be available to process the appeals submitted to them in a timely manner. We request the Board of Commissioners adopt this resolution requesting the Gwinnett County Grand Jury to appoint a total of four Boards of Equalization for the tax year 2010; one required board and three additional boards. (Staff Recommendation: Approval)

**2009-1168 Approval/authorization** to execute updated Certificates of Incumbencies, Resolutions, Signature Cards and Deposit Authorization Agreements for Banks, Brokers and the State of Georgia Office of Treasury and Fiscal Services. These forms will authorize the County Administrator and the CFO/Director of Financial Services to act on behalf of the County in managing relationships and transactions at banking institutions. (Staff Recommendation: approval)

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**5. Fire Services/Bill Myers**

**2009-1114 Approval** to accept the donation of an Automatic External Defibrillator (AED) for the Fire & Emergency Services Fire Explorer Cadet/Youth Program. The device is valued at \$1,327.00. The AED would be used by the Fire Explorer Cadet Program as part of the medical first aid equipment during post outings, events, and any other County functions where the cadets are used to establish first aid stations. (Staff Recommendation: Approval)

**2009-1126 Approval** to renew RP027-07, emergency medical patient billing services on an annual contract, (December 12, 2009 through December 11, 2010), Department of Fire and Emergency Services, with Advanced Data Processing, Inc., dba Intermedix Technologies, Inc., \$750,000.00. (Staff Recommendation: Approval)

**6. Human Resources/Kenneth Poe**

**2009-1129 Approval** to renew RP017-07, provision of short term disability insurance on an annual contract, (January 01, 2010 through December 31, 2010), Department of Human Resources, Standard Life Insurance Company. No cost to County, 100% funded by employee premiums. (Staff Recommendation: Approval)

**2009-1145 Approval** to renew RP025-06, provision of long-term disability and life insurance coverage on an annual contract, (January 01, 2010 through December 31, 2010), Department of Human Resources, with Standard Insurance Company (long-term disability insurance), and United Healthcare Specialty Benefits (life insurance), base amount \$2,035,531.52. (Staff Recommendation: Approval)

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**A. New Business**

**6. Human Resources/Kenneth Poe**

**2009-1130 Approval/authorization** Memorandum of Understanding by and between Gwinnett County, Georgia and Office of Gwinnett County Tax Commissioner's Office to provide certain retirement incentives to designated employees in the office of the Gwinnett County Tax Commissioner's Office. (Staff Recommendation: Approval)

**2009-1149 Approval/authorization** for Memorandum of Understanding by and between Gwinnett County District Attorney and Gwinnett County, Georgia to provide certain retirement incentives to designated employees in the District Attorney's Office. (Staff Recommendation: Approval)

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

**2009-1136 Award OS012**, Accela software licenses, maintenance, and support on a multi-year contract, Department of Information Technology Services, to sole provider, Accela, Inc. The initial term of this contract shall be January 01, 2010 through December 31, 2010, amount not to exceed \$190,514.50. 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 four additional twelve-month terms, for a total lifetime contract term of five years, amount not to exceed \$1,052,712.89, 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)

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

**2009-1133 Approval** to renew RP041-06, maintenance of computers, printers, scanners, servers, and other peripheral equipment on an annual contract, (February 20, 2010 through February 19, 2011), Department of Information Technology Services, with Virtucom, Inc., base amount \$135,277.00. (Staff Recommendation: Approval)

**8. Law Department/Karen Thomas**

**2009-1184 Approval/authorization** for Project Pleasant Hill Road (Old Norcross - Chattahoochee), Project #F-0546 for Declaration of Taking procedures for condemnation proceedings regarding the property of Gwinnett Prado, L.P., John Hancock Life Insurance Company, The Variable Annuity Life Insurance Company and Jefferson State Bank, lying and being in Land Lots 231 and 232 of the 6th District of Gwinnett County, Georgia consisting of 327.80 square feet of required right of way, Parcel 28, Zoning C-2, Amount \$8,700.00. Comm. District 1/Lasseter. (Staff Recommendation: Approval)

**2009-1185 Approval/authorization** for Project Pleasant Hill Road (Old Norcross - Chattahoochee), Project #F-0546 for Declaration of Taking procedures for condemnation proceedings regarding the property of Gwinnett Prado, L.P., John Hancock Life Insurance Company and The Variable Annuity Life Insurance Company, lying and being in Land Lots 231 and 232 of the 6th District of Gwinnett County, Georgia consisting of 3,015.26 square feet of required right of way and 1,507.24 square feet of permanent easement for construction and maintenance of slopes, Parcel 27, Zoning C-2, Amount \$43,400.00. Comm. District 1/Lasseter. (Staff Recommendation: Approval)



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**9. Planning & Development/Bryan Lackey**

**2009-1058 Approval/authorization** for an amendment to the 2030 Unified Plan to change the Consolidated Plan period from 2009-2013 to 2010-2014.

**2009-1186 Ratification** of plat approvals for October 1, 2009 thru October 31, 2009. (Staff Recommendation: Approval)

**10. Police Services/Charlie Walters**

**2009-1159 Award OS069**, sole source purchase of a total containment vessel. This unit has multiple uses from detonating explosive devices to containing biological and chemical hazards. Grant funding approved through Homeland Security, GEMA, Department of Police Services, to NABCO, Inc., \$299,500.00. (Staff Recommendation: Award)

**2009-1163 Award OS070**, Pen-Link Lincoln System Upgrade, to their existing system that allows police personnel to conduct telephone intercept operations to be utilized for surveillance during crime investigations. The Pen-Link system was originally awarded through a competitive proposal process in 2002, Department of Police Services, to sole provider, Pen-Link, Limited, \$145,554.00. Commission District 4/Kenerly. (Staff Recommendation: Award)

**2009-1164 Award OS068**, Purchase of Coplogic Software to supply online reporting link through the County website to enable citizens to report non-emergency criminal activity, Department of Police Services, to sole provider, Tiburon, Inc., \$125,000.00. Funding for this application is through the Bryne Stimulus Grant. Commission District 4/Kenerly. (Staff Recommendation: Award)

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**A. New Business**

**10. Police Services/Charlie Walters**

**2009-1206 Approval/authorization** of the nomination of Greg Swanson as Gwinnett County Director of Emergency Management, with the concurrence of all cities within Gwinnett County, to the Georgia Director of Emergency management and Governor for appointment, and authorization for the Chairman to execute any and all documents necessary to effectuate such nomination. (Staff Recommendation: Approve)

**11. Sheriff/R. L. Conway**

**2009-1099 Approval/authorization** to approve and authorize Memorandum of Understanding between Gwinnett, Newton, and Rockdale Boards of Health and the Gwinnett County Sheriff's Department to provide inmates, employees and employees' families of Gwinnett County Sheriff's Department with vaccinations or chemoprophylaxis in the event of a public health emergency.

**12. Support Services/Steve North**

**2009-1128 Approval** to declare as surplus/salvage the attached list of 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. All Commission Districts (Staff Recommendation: Approval)

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**A. New Business**

**13. Transportation/Brian Allen**

**2009-1138 Approval/authorization** for Chairman to execute Supplemental Agreement No. 2 with C.W. Matthews Contracting Co., Inc., for SR 324 (SR 20 to I-85) (F-0381) and SR 20 (Old Peachtree Road - Tech Center Parkway) (M-0533) - total increase: \$3,579.55; revised contract amount: \$16,898,342.12 - 2005 Sales Tax Program - Commission District 4/Kenerly

**2009-1139 Approval/authorization** for Chairman to execute Extension Agreement No 1 with Sunbelt Structures, Inc., for Sugarloaf Parkway Extension Phase I, Section 2 and Lawrenceville Suwanee Road (at Yellow River) (F-0779-11) - total increase: \$546,376.80; revised contract amount: \$25,396,202.61 - 2009 Sales Tax Program - Commission Districts 1/Lasseter, 3/Beaudreau and 4/Kenerly

**2009-1140 Approval/authorization** for Chairman to execute Supplemental Agreement No. 1 - Final with I.S.C., Inc. for Indian Trail Road at Oakbrook Parkway (M-0439-01), Indian Trail Road (Hillcrest Road to Oakbrook Parkway) (F-0596) and Georgia Belle Court (Meadowcreek Elementary School) (F-007) - total increase: \$140,974.50; total reduction: \$373,770.37; revised contract amount: \$1,436,886.13 - 2001 and 2005 Sales Tax Programs - Commission District 1/Lasseter

**2009-1142 Approval/authorization** for Chairman to execute Supplemental Agreement No. 1-Final with RJ Haynie & Associates, Inc. for US 29/Jimmy Carter Boulevard/Holcomb Bridge Road Upgrades ATMS/ITS (M-0036-20) and Dacula Road at Cornerstone (M-0036-40) - total reduction: \$17,242.92; revised contract amount: \$981,944.03 - 2001 Sales Tax Program - Commission Districts 1/Lasseter, 2/Nasuti and 4/Kenerly

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**A. New Business**

**13. Transportation/Brian Allen**

**2009-1143 Approval/authorization** to establish project budgets and ratify two Project Framework Agreements with the Georgia Department of Transportation for ATMS/ITS projects on Gwinnett County Arterials - total cost: \$296,000 - 2001 Sales Tax Program - Commission Districts 1/Laseter, 2/Nasuti & 4/Kenerly

**2009-1157 Approval/authorization** for Chairman to execute agreement with Gwinnett Place Community Improvement District for Pleasant Hill Road at Venture Drive (M-0676-01) - total cost: \$962,500.00 - 2009 Sales Tax Program - Commission District 1/Laseter

**2009-1158 Approval/authorization** for Chairman to execute Supplemental Agreement No. 1 with Gwinnett Village Community Improvement District for Jimmy Carter Boulevard at Singleton Road (M-0671-01) - total cost: \$962,500.00 - 2009 Sales Tax Program - Commission Districts 1/Laseter and 2/Nasuti

**2009-1160 Approval/authorization** for Chairman to execute agreement with Evermore Community Improvement District for US 78 at Yellow River Pedestrian Bridge (F-0558-02) - total revenue: \$290,744.55 - 2005 Sales Tax Program - Commission District 3/Beaudreau

**2009-1161 Approval/authorization** for Chairman to execute Resolution and Certification of funds and Construction Agreement between Gwinnett County and Georgia Department of Transportation for US 78 at Yellow River Pedestrian Bridge (F-0558-02), CSHP-0008-00(34), PI No. 0008034 and approval to execute any and all related documents - total revenue: \$359,960.00 - 2005 Sales Tax Program - Commission District 3/Beaudreau

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**A. New Business**

**13. Transportation/Brian Allen**

**2009-1162 Approval/authorization** for Chairman to execute Agreement with Gwinnett Community Clinic, Inc., and Gwinnett Young Life (Run the Reagan Charities) for the 2010 Run the Reagan - February 13, 2010, subject to approval by the Law Department - Commission Districts 3/Beaudreau and 4/Kenerly

**2009-1181 Approval/authorization** to amend existing Federal Transit Administration Stimulus Grant (GA-96-X004-00) in the amount of \$970,512.00, approval for Chairman to execute any and all related documents - subject to approval by Law Department - no County funds associated - All Commission Districts

**14. Water Resources/Lynn Smarr**

**2009-1131 Award BL119-09**, purchase of water meters, Department of Water Resources, to overall low bidder, Badger Meter, Inc., \$173,943.50. (Staff Recommendation: Award)

**2009-1156 Award RP023-09**, billing services for the Department of Water Resources on an annual contract, (November 18, 2009 through November 17, 2010), Department of Water Resources, to the highest scoring firm, Envelopes and Forms, Inc., base amount \$1,560,580.00. (Staff Recommendation: Award)

**2009-1169 Approval/authorization** for the Chairman to execute the 2009 Sewer Petition Policy Resolution and to adopt the 2009 Sewer Petition Policy. Commission Districts: All (Staff Recommendation: Approval)

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**A. New Business**

**14. Water Resources/Lynn Smarr**

**2009-1182 Approval/authorization** for the Chairman to execute Supplemental Agreement #4 with Parsons Water and Infrastructure, Inc. for work associated with the Reuse Pipeline and Diffuser to Lake Lanier, to extend the contract through December 31, 2010. The agreement has no effect on contract total cost. Commission Districts: 1 & 4/Lasseter and Kenerly (Staff Recommendation: Approval)

**VII. Old Business**

**1. Commissioners**

**2009-0072 Approval** of appointment to Tree Advisory Committee - Beaudreau/District 3 Appointment - Term Expires December 31, 2010 (Tabled on 09/22/2009)

**2009-1107 Approval** of appointment to the Hospital Authority. Term Expires September 30, 2012. District 1/Lasseter (Tabled on 10/20/2009)

**2. Planning & Development/Bryan Lackey**

**2009-0974 TSP-2009-00026** - Construct a 96 foot tall Monopole Telecommunication Tower with 4 foot lightning rod (overall height 100 feet) with fenced equipment compound. Location is: 3607 River Drive, Lawrenceville. Commission District 2 (Nasuti). (Tabled on 10/27/2009)(Public hearing was held)

**2009-0977 TSP-2009-00030** - Construct a 150 foot tall Monopole Telecommunication Tower with a 5 foot lightning rod (overall height 155 feet), with fenced equipment compound. Location is: 4554 Annistown Road, Snellville. Commission District 3 (Beaudreau). (Tabled on 10/27/2009)(Public hearing was held)

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**VII. Old Business**

**2. Planning & Development/Bryan Lackey**

**2009-0700 RZC-09-021**, Applicant: Estate of Garland B. Darracott c/o Mill Creek Consulting, Owner: Estate of Garland B. Darracott c/o Mill Creek Consulting, RA-200 to O-I, Office Uses, District 1 Land Lot 001 Parcel 132, 3000 Block of Hamilton Mill Road, 10.00 Acres, District 4/Kenerly. (Tabled on 08/25/2009)(Public hearing was held)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Approve with Conditions as R-60]

**VIII. New Business**

**1. Police Services/Charlie Walters**

**2009-1088 Approval/authorization** to increase the fees at the Gwinnett County Police, Animal Welfare Center. (District: All) (Staff Recommendation: Approve)

**2. Support Services/Steve North**

**2009-1150 Approval** of the Gwinnett County Appraiser List for 2010. All Commission Districts (Staff Recommendation: Approval)

**3. Transportation/Brian Allen**

**2009-1148 Award BL090-09**, North Road at Pinehurst Road intersection improvement and Ridgedale Drive roadway safety and alignment improvement projects, Department of Transportation, to low bidder, Urey Companies, LLC, amount not to exceed \$1,269,000.00. This project is funded by 2005 SPLOST. 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)

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**3. Transportation/Brian Allen**

**2009-1146 Approval/authorization** for Chairman to execute Supplemental Agreement No. 1- Final with I.S.C., Inc., for Pharrs Road (SR 124 to North Road) (F-0599, Pharrs Road (Lakeview Road to North Road) (F-0115) and Ridgedale Drive (North Road to Pharrs Road) (F-0093) - total reduction: \$440,465.93; revised contract amount: \$1,395,437.57 - 2001 Sales Tax Program, Commission District 3/Beaudreau

**IX. Comments from Audience**

**X. Adjournment**