



Gwinnett County Board of Commissioners

Tuesday, December 2, 2008 - 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: Beaudreau Second: Kenerly Vote: 5-0}

IV. Approval of Minutes: Business Session: November 18, 2008

Public Hearing: November 18, 2008

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

V. Announcements

- **Resolution of Recognition: Commending Mill Creek High School Softball Team**
{Action: Approved Motion: Bannister Second: Kenerly Vote: 5-0}
- **Resolution of Recognition: Bill of Rights Day – December 15, 2008**
{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}
- **Award Presentation: Government Finance Officers Budget Award**
- **Award Presentation: U.S. EPA 2008 National Clean Water Act Recognition**

VI. Consent Agenda

A. New Business

1. Community Services/Phil Hoskins

2008-2765 Award PR0565-08, Freeman's Mill Park, Mill Relocation, to low bidder, Hogan Construction Group, LLC, amount not to exceed \$434,324.39. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity bonds. Contracts to follow award. Commission District 3/Beaudreau. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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VI. Consent Agenda

A. New Business

1. Community Services/Phil Hoskins

2008-2729 Approval/authorization for Chairman to execute easement agreement in the amount of \$10.00 between Georgia Power Company and Gwinnett County Board of Commissioners in association with the Bay Creek Park Phase II construction project. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2. County Administration

2008-2762 Approval to renew OS010-04, lease of Xerox 5252 production color printer-copier and Xerox P120CP digital copier printer, (December 15, 2008 through December 14, 2009), Office of the County Administrator, with Xerox Corporation, base amount \$198,668.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2799 Approval of a Resolution objecting to the annexation and rezoning of certain property in unincorporated Gwinnett County by the City of Dacula and authorizing the Chairman of the Board of Commissioners to execute certain notices to the City of Dacula and authorizing the Chairman, County Administrator and/or Deputy County Administrator to take any further actions, as may be necessary, to pursue the Annexation Dispute Resolution Process as set forth in Title 36, Chapter 36, Article 7 of the Official Code of Georgia. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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VI. Consent Agenda

A. New Business

3. Financial Services/Maria Woods

2008-2533 Award RP019-08, wellness promotion and disease management services for the Gwinnett County health plan on a multi-year contract, (first term, April 01, 2009 through December 31, 2009), Department of Financial Services, to the highest scoring firm, Alere formerly known as Matria Healthcare, Inc., base bid \$365,656.00. This agreement may be automatically renewed on an annual basis for four additional twelve month terms, for a total lifetime agreement term of five years, base bid \$2,020,480.20, upon the same terms and conditions, 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}

2008-2755 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: Kenerly Vote: 5-0}

2008-2757 Approval to renew RP043-04, United States Housing and Urban Development (HUD) program management services on an annual contract and approval of change order number 2 to add Neighborhood Stabilization Program Services, (January 06, 2009 through January 05, 2010), Department of Financial Services, with W. Frank Newton, Inc., base amount \$700,813.00. 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: 5-0}

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A. New Business

3. Financial Services/Maria Woods

2008-2763 Approval for the Chairman or designee to accept and execute a grant agreement in the amount of \$4,000 from Georgia Department of Community Affairs designated for 12 Stone Church. No county match required. Approval for the Chairman or designee to enter into a sub-recipient agreement between the County and 12 Stone Church, subject to legal review. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

4. Fire Services/Steve Rolader

2008-2754 Approval to renew RP027-07, emergency medical patient billing services on an annual contract, (December 12, 2008 through December 11, 2009), Department of Fire and Emergency Services, with Advanced Data Processing, Inc., d/b/a Intermedix, \$687,500.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

5. Information Technology Services/John Matelski

2008-2745 Approval to renew OS016, support and maintenance contract for FileNet, (January 01, 2009 through December 31, 2009), Department of Information Technology Services, with IBM Corporation, \$235,221.18. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2750 Approval to renew OS014, software support for SAP, SAP Oracle, and SAP Adobe Forms on an annual contract, (January 01, 2009 through December 31, 2009), Department of Information Technology Services, with SAP Public Services, Inc., \$592,879.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

5. Information Technology Services/John Matelski

2008-2752 Approval to renew BL173-05, lease of Tivoli Enterprise console software and hardware on an annual contract, (January 01, 2009 through December 31, 2009), Department of Information Technology Services, with IBM Credit LLC, base amount \$251,472.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

6. Law Department/Karen Thomas

2008-2731 Approval/authorization for Project Pleasant Hill Road Widening, Phase I, Project No. F-0035 for Declaration of Taking procedures for condemnation proceedings regarding the property of Gwinnett Stor-All Limited Partnership and Wells Fargo Bank, National Association, As Trustee for the Registered Holders of Wachovia Bank Commercial Mortgage Trust, Commercial Mortgage Pass-Through Certificates Series 2005-C1, lying and being in the 6th District of Gwinnett County, Georgia, consisting of 1,047.31 square feet of right of way, 3,065.92 square feet of permanent construction easement and 2,355.574 square feet of 24 month temporary driveway easement, Parcel 40, Zoning C-2, Amount \$45,800.00 Comm. District 1/Green. (Staff Recommendation: approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

7. Planning & Development/Glenn Stephens

2008-2761 Ratification of Development Agreements for September 1, 2008 thru November 1, 2008 (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

7. Planning & Development/Glenn Stephens

2008-2737 Rezoning Waiver of Time Lapse Requirement for Rezoning, RZC-08-068. The applicant, Sugarland Crossing, LLC, requests waiver of the 12-month Time Lapse Requirement for the above referenced case in order to apply for a new Special Use Permit for a Mini-Warehouse development (SUP-09-008). RZC-08-068 was approved by the Board of Commissioners in March 2008, and the applicant is seeking January 2009 hearing dates for SUP-09-008. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

8. Police Services/Charlie Walters

2008-2788 Approval/authorization for the Chairman to approve an Intergovernmental Agreement between Gwinnett County and Forsyth County for co-location of Gwinnett communications facilities on an existing Forsyth County tower located at Forsyth Fire Station No. 10. (District All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

9. Support Services/Steve North

2008-2756 Approval to rescind authorization granted October 16, 2007 GCID 20071556 to exchange 4.87 more or less acres owned by Gwinnett County located at 240 Oak Street in the City of Lawrenceville, land lot 146E of the 5th district for 8.93 more or less acres of vacant land owned by Highway Improvement Partners, LLC on Highway 78 just west of McGee Road adjacent to the South Gwinnett Park. District 4/Kenerly (Staff Recommendation: Approval){Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

9. Support Services/Steve North

2008-2735 Approval/authorization for the Chairman to execute a Lease Option Confirmation Agreement between Equity One, Inc. and Gwinnett County, Georgia for premises located at 6135 Peachtree Parkway, Suite 301, Norcross known as Peachtree Corners Police Precinct, March 1, 2009 - February 28, 2010. Monthly minimum rent \$1,703.30 (\$20,439.54 annually). District 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

10. Transportation/Brian Allen

2008-2743 Approval to renew RP048-05, provide aviation demand professional services on an annual contract, (March 08, 2009 through March 07, 2010), Department of Transportation, with Pegasus Associates International, Inc., base amount \$330,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2759 Approval/authorization for Chairman to execute Project Framework Agreement with Georgia Department of Transportation for Jimmy Carter Boulevard at Singleton Road project (#F-0205), subject to approval by the Law Department - total revenue: \$400,000.00 - 2005 Sales Tax Program - Commission Districts 1/Green and 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2760 Approval/authorization for Chairman to execute Agreement with Gwinnett Village Community Improvement District (CID) for Jimmy Carter Boulevard at Singleton Road project (#F-0205), subject to approval by the Law Department - total cost: \$100,000.00 - 2005 Sales Tax Program - Commission Districts 1/Green and 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

10. Transportation/Brian Allen

2008-2758 Ratification of various Work Authorizations with Moreland Altobelli Associates, Inc. - total cost: \$603,306.04 - 2001, 2005 Sales Tax Programs, and Transit Operating Budget - All Commission Districts (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

11. Water Resources/Lynn Smarr

2008-2688 Approval to renew BL189-06, construction, scheduled maintenance, and repair of storm water drainage systems on an annual contract, (December 13, 2008 through December 12, 2009), Department of Water Resources with A & S Paving, Inc. and the Dickerson Group, Inc., base bid \$5,000,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2748 Approval/authorization for the Chairman to execute a revised resolution for delegation of authority to the County Administrator to manage the Conservation Program and necessary outdoor water restrictions. Commission Districts: All (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2749 Approval/authorization for the Chairman to execute amended services agreement with Envelopes and Forms, Inc. d/b/a Sure Bill in the amount of \$92,400.00 to add new printing services to our present agreement as a result of the implementation of the Dunning (Collection) module in SAP. Commission Districts: All (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

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A. New Business

11. Water Resources/Lynn Smarr

2008-2767 Approval/authorization for the Chairman to execute a joint funding agreement with the U.S. Geological Survey (USGS) for the Gwinnett County Long-Term Trend Monitoring Program as required under our NPDES Storm Water Discharge Permit in the amount of \$850,825.00. USGS is contributing \$117,125.00 and Gwinnett County is contributing \$733,700.00. The original contract was approved by the Board of Commissioners on September 5, 2000, and revised proposal of December 2008. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

VII. Old Business

1. Commissioners

2008-2341 Approval of appointments to the Animal Advisory Council: Gail LaBerge, Lawrenceville Kennel Club; Gloria Kennedy, Gwinnett Humane Society; Dennis Kronenfeld, Gwinnett County Domestic Feline Issues and Dr. Timothy Montgomery, Gwinnett Municipal Association. Term Expires August 6, 2010. All Districts {Action: Approved Motion: Green Second: Beaudreau Vote: 5-0}

2. Planning & Development/Glenn Stephens

2008-2668 RZC-09-002, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Valerie Hewatt, C-1 to C-2, Commercial/Retail Uses (Reduction of Buffers), District 7 Land Lot 027 Parcel 010, 700 Block of Braselton Highway, 1.07 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied without Prejudice Motion: Kenerly Second: Beaudreau Vote: 5-0}

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VII. Old Business

2. Planning & Development/Glenn Stephens

2008-2669 SUP-09-001, Applicant: Mahaffey Pickens Tucker LLP, Owner: Valerie Hewatt, for a Special Use Permit in a C-2 (Proposed) Zoning District to Allow a Tattoo Parlor, District 7 Land Lot 027 Parcel 010, 700 Block of Braselton Highway, 1.07 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied without Prejudice Motion: Kenerly Second: Beaudreau Vote: 5-0}

2008-2670 CIC-08-022, Applicant: Mahaffey Pickens Tucker, LLP, Owner: Valerie Hewatt, to Change Conditions of Zoning for Property Zoned O-I (Reduction in Buffers), District 7 Land Lot 027 Parcel 010, 700 Block of Braselton Highway, 2.08 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied without Prejudice Motion: Kenerly Second: Beaudreau Vote: 5-0}

2008-2143 RZC-08-075, Applicant: John Hardy Jones, Owner: John Hardy Jones, R-ZT to O-I, Bank/Office Uses (Reduction in Buffers), District 5 Land Lot 074 Parcel 004, 1600 Block of Webb Gin House Road and the 1200 Block of Old Snellville Highway, 7.68 Acres, District 3/Beaudreau (South of Creek), and District 4/Kenerly (North of Creek)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Beaudreau Second: Kenerly Vote: 5-0}

2008-2144 SUP-08-036, Applicant: John Hardy Jones, Owner: John Hardy Jones, for a Special Use Permit in an O-I (Proposed) Zoning District to Allow a Bank/Drive Through Facility, District 5 Land Lot 074 Parcel 004, 1600 Block of Webb Gin House Road and the 1200 Block of Old Snellville Highway, 7.68 Acres, District 3/Beaudreau (South of Creek), and District 4/Kenerly (North of Creek)[Planning Department Recommendation: Approve with Conditions][Planning Commission Recommendation: Approve with Conditions] {Action: Approved with Stipulations Motion: Beaudreau Second: Kenerly Vote: 5-0}

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3. Water Resources/Lynn Smarr

2008-2625 Approval to renew RP037-05, program management services for Department of Water Resources capital improvement program on an annual contract, (November 09, 2008 through November 08, 2009), with Jacobs Civil Inc., base amount \$1,500,000.00. (Staff Recommendation: Approval) {Action: Approved Motion: Kenerly Second: Beaudreau Vote: 5-0}

VIII. New Business-Public Hearing

4. County Administration

2008-2783 Approval of Public Hearing regarding the adoption of the Gwinnett Village Gateway redevelopment plan and the creation of Tax Allocation District Number 1 - Gwinnett County - Village Gateway. (Staff Recommendation: Approval) {Public Hearing Held: Action: No Action Taken}

2008-2790 Approval of Public Hearing regarding the adoption of the Gwinnett Place redevelopment plan and the creation of Tax Allocation District Number 2 - Gwinnett County - Gwinnett Place. (Staff Recommendation: Approval) {Public Hearing Held: Action: No Action Taken}

2008-2792 Approval of Public Hearing regarding the adoption of the Evermore (Hwy. 78) redevelopment plan and the creation of Tax Allocation District Number 3 - Gwinnett County - Evermore (Hwy. 78). (Staff Recommendation: Approval) {Public Hearing Held: Action: No Action Taken}

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IX. New Business

1. Support Services/Steve North

2008-2751 Award RP026-08, construction management services on a multi-year contract, (first term, January 01, 2009 through December 31, 2009), Department of Support Services, to the highest scoring firm, Parsons Commercial Technology Group Inc., base amount \$375,000.00. 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 \$3,600,000.00, upon the same terms and conditions, unless previously terminated. Authorization for the Chairman to execute contract subject to approval by the Law Department. Contracts to follow award. (Tabled on 12/02/2008) (Tabled to 01/06/2009) (Staff Recommendation: Award) {Action: Tabled Motion: Bannister Second: Nasuti Vote: 5-0}

2008-2633 Award RP013-08, consultant demand professional services on a multi-year contract, Department of Water Resources, per attached tabulation. The initial term of this contract shall be January 1, 2009 through December 31, 2009, base amount of \$6,600,000.00. 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 three additional twelve-month terms, for a total lifetime contract term of four years, total base amount of \$30,600,000.00, 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: Denied Motion: Beaudreau Second: Kenerly Vote: 5-0}

X. Comments from Audience

XI. Adjournment