



Gwinnett County Board of Commissioners

Tuesday, December 15, 2009 - 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 17, 2009

Public Hearing: November 17, 2009

Public Hearing: December 1, 2009

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

V. Announcements

- **Award Presentation:** Recognizing the 2009 SPLOST Citizen Project Selection Committee
- **Award Presentation:** 2009 National Association of County Information Officers (NACIO)
- **Award Presentation:** Georgia Association of Water Professionals Collection System of the Year Award

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 2

VI. Consent Agenda

A. New Business

1. Multiple Departments

2009-1224 Approval to renew RP053-05, provision of medical examiner services on an annual contract, (February 07, 2010 through February 06, 2011), Department of Police Services and District Attorneys Office, with Forensic Pathology Services P.C., base amount \$901,270.08 (negotiated cost savings of approximately \$45,063.00). Gwinnett County maintains an Office of County Medical Examiners required by law, to determine the cause, manner and circumstances of deaths as directed by the provisions of the Georgia Post-Mortem Examination Act, Title 45 Chapter 16, Article 2, official code of Georgia. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2. Community Services/Phil Hoskins

2009-1235 Award RP026-09, demolition of existing playgrounds and installation of a new playground at Bogan Park, Department of Community Services, to the highest scoring firm, PlayCore Wisconsin, Inc. dba GameTime/Dominica Recreation Products, Inc., amount not to exceed \$269,950.00. This project is funded by 2005 SPLOST. Commission District 4/Kenerly. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

3. Correctional Services/David W. Peek

2009-1243 Approval of a resolution directing and authorizing specific actions associated with the Department of Corrections regarding future services which benefit Gwinnett County. This resolution amends the July 21, 2009 resolution balancing the County's financial plan and authorizes the Department of Corrections to continue with its operations and services commensurate with its service levels on March 3, 2009. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 3

VI. Consent Agenda

A. New Business

4. Financial Services/Aaron Bovos

2009-1222 Approval to renew RP008-07, data collection of residential new construction on an annual contract, (January 01, 2010 through December 31, 2010), Department of Financial Services, with LMC, Inc., base bid \$150,000.00. The information gathered under this contract will be used in the appraisal process in developing a taxable value for property to be included in the tax digest. There is a 0 percent increase in base pricing. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1244 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 \$8.7 million of assessed value for tax years 2005 - 2009. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1275 Approval of a resolution restating the current budget for Fiscal Year 2009 for each fund of Gwinnett County, adjusting appropriations in the amounts shown in the following schedules, affirming anticipated funding sources, affirming that expenditures of each agency may not exceed appropriations, prohibiting expenditures from exceeding actual funding sources. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1268 Approval/authorization for the Chairman to execute a Resolution at the request of the Gwinnett County Board of Education agreeing to and acknowledging the requirement for a levy of an annual school property tax to provide funds for repayment of principal and interest on the sale of Series 2009 Gwinnett County School District General Obligation Bonds. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 4

VI. Consent Agenda

A. New Business

4. Financial Services/Aaron Bovos

2009-1297 Approval/authorization to amend the Solid Waste Ordinance to more clearly state that the Board of Commissioners may grant authorization to provide collection and disposal services for periods of less than one year. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1278 Approval/authorization to extend the residential solid waste collection agreements from January 1, 2010 to March 31, 2010. These extensions will be granted subject to verification that the haulers will continue to meet ordinance requirements during the extension period. (Staff Recommendation: approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1289 Approval/authorization to renew the commercial solid waste collection agreements from January 1, 2010 to December 31, 2010. These extensions will be granted subject to verification that the haulers will continue to meet ordinance requirements during the extension period. (Staff Recommendation: approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

5. Fire Services/Bill Myers

2009-1250 Award BL130-09, purchase of hydraulic rescue tools and systems on an annual contract, (December 15, 2009 through December 14, 2010), Department of Fire and Emergency Services, to overall low responsive bidder, Keeble Rescue Systems, LLC, base bid \$109,617.00 (this represents a 3.49 percent decrease from the previous contract). These tools are needed for the Department of Fire and Emergency Services to extricate victims from motor vehicle accidents and other emergency situations requiring extrication from hazards. The equipment will replace equipment scheduled for replacement. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 5

VI. Consent Agenda

A. New Business

6. Human Resources/Kenneth Poe

2009-1135 Approval to renew RP022-07, workers compensation claims administration and reporting on an annual contract (January 01, 2010 through December 31, 2010) and approval of change order number 1. This change order provides additional support to prepare claims reports required by the Center for Medicare and Medicaid Services and assume the administration of all remaining open claims that have been administered by the ACCG workers compensation fund. The change order will increase the contract by \$20,100.00 (\$17,000.00 one time and \$3,000.00 annual).

Department of Human Resources, with Alternative Service Concepts, LLC formerly known as Unisource Administrators, Inc., base amount \$168,850.00 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 }

2009-1267 Approval/authorization to execute the Second Amendment to the Gwinnett County Defined Contribution Plan and the First Amendment to the Gwinnett County Deferred Compensation Plan as approved by the Retirement Plans Management Committee. { Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0 }

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 6

VI. Consent Agenda

A. New Business

7. Information Technology Services/John Matelski

2009-1204 Approval of ratification of OS071, Microsoft select agreement for the period of July 01, 2008 through June 30, 2009 for software purchases in the amount of \$227,897.93 (the County does not typically spend in excess of \$100,000.00 annually for this agreement) required for hosting the Internet portal in-house and migrating the Internet portal from a BroadVision to a JBOSS platform, as well as upgrading Accela products, and approval to utilize the Microsoft select agreement (July 01, 2009 through June 30, 2010), Department of Information Technology Services, with Dell Marketing LP, base amount \$130,000.00. This agreement was negotiated by the State of Georgia allowing local governments to purchase various Microsoft software products at significantly reduced discounts and Dell Marketing, LP is the channel partner who currently administers this contract. Our current enrollment agreement will expire June 30, 2010. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1220 Approval to renew OS014, software support for SAP, SAP Adobe forms, and SAP central process scheduling on an annual contract, (January 01, 2010 through December 31, 2010), Department of Information Technology Services, with sole provider, SAP Public Services, Inc., base amount \$696,348.00. This includes maintenance and support to include delivery of releases, versions, correction levels and software correction packages, support via telephone, and remote support/updates. The system is used countywide by our operating departments, citizens, vendors, and other constituents in conducting the day to day operations of the County. This software support is for the SAP enterprise resource planning and customer relationship management applications that were acquired through the competitive procurement process in 2003. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 7

VI. Consent Agenda

A. New Business

8. Law Department/Karen Thomas

2009-1183 Approval/authorization for Project Hamilton Mill Road at Camp Branch Road Intersection Improvements, Project #M-0588 for Declaration of Taking procedures for condemnation proceedings regarding the property of Danny Craig Lappi, Peoples Bank & Trust and Cimarron Mortgage Company, located in Land Lot 183 of the 7th District of Gwinnett County, Georgia, consisting of 1,959.28 square feet of required right of way, 1,520.94 square feet of permanent construction easement and 516.71 square feet of 36 month driveway easement, Parcel 17, Zoning R-100, Amount \$13,500.00, Commission District 4/Kenerly. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1264 Approval/authorization for Project Sugarloaf Parkway Extension, Phase 1, Section 3A, Project No. F-0270-01, for Declaration of Taking procedures for condemnation proceedings regarding the property of Joseph D. Maughon, American Home Mortgage, Inc., and J. P. Morgan Chase Bank located in Land Lot 235 of the 5th District consisting of 36,769 square feet of required right of way, 1,900 square feet of permanent construction easement, 4,161 square feet of permanent drainage easement, 7,808 square feet of permanent bridge easement, and 8,022 square feet of (36 months) temporary demolition easement, Parcel 26, Zoning R-100, Amount \$587,100.00. Comm. District 4/Kenerly. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 8

VI. Consent Agenda

A. New Business

8. Law Department/Karen Thomas

2009-1265 Approval/authorization for Project Sugarloaf Parkway Extension, Phase 1, Section 3A, Project No. F-0270-01, for Declaration of Taking procedures for condemnation proceedings regarding the property of Robert C. Martin, Pamela Martin, Bank of North Georgia, RBC Bank (USA) (Inc.), and Discover Bank located in Land Lot 236 of the 5th District consisting of 39,088 square feet of required right of way, 292 square feet of permanent construction easement, 19,585 square feet of permanent bridge easement, 1,307 square feet of (36 months) temporary demolition easement, and 1,208 square feet of (36 months) temporary driveway easement, Parcel 27, Zoning R-100, Amount \$454,300.00. Comm. District 4/Kenerly {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1266 Approval/authorization for Project Sugarloaf Parkway Extension, Phase 1, Section 3A, Project No. F-0270-01, for Declaration of Taking procedures for condemnation proceedings regarding the property of Gary Kinney, Mildred Arlene Kinney, Gwinnett County Tax Commissioner, and State of Georgia located in Land Lot 245 of the 5th District consisting of 47,658 square feet of required right of way, 17,776 square feet of permanent drainage easement, 25,285 square feet of permanent slope easement, and 240 square feet of (36 months) temporary driveway easement, Parcel 34, Zoning R-140, Amount \$184,500.00. Comm. District 3/Beaudreau. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 9

VI. Consent Agenda

A. New Business

8. Law Department/Karen Thomas

2009-1276 Approval/authorization for Project Sugarloaf Parkway Extension, Phase 1, Section 3A, Project No. F-0270-01, for Declaration of Taking procedures for condemnation proceedings regarding the property of Linda Kirkland Oakes, The Brand Banking Company, and Chase Mortgage Corporation located in Land Lot 236 of the 5th District consisting of 66,499 square feet of required right of way, 30,056 square feet of permanent bridge easement, and 5,377 square feet of (36 months) temporary demolition easement, Parcel 28, Zoning R-100, Amount \$419,800.00. Comm. District 4/Kenerly. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1270 Approval/authorization for Project Pleasant Hill Road Widening, Phase I, Project F-0546 for Declaration of Taking procedures for condemnation proceedings regarding the property of BM Real Estate, LLC, Bank of America, N.A. and Community West Bank f/k/a Goleta National Bank, lying and being in the 6th District of Gwinnett County, Georgia, consisting of 4,771.03 square feet of right of way, 7,140.18 square feet of permanent construction easement and 3,676.836 square feet of 24-month temporary driveway easement, Parcel 24, Zoning C2, Amount \$204,100.00, Commission District 1/Shirley Lasseter. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 10

VI. Consent Agenda

9. Planning & Development/Bryan Lackey

2009-1137 Award RP024-09, revenue discovery and revenue audit program. This contract will aid the County in enhanced revenue collections for business occupation tax, alcohol excise tax, E-911 fees and cable television franchise fees from businesses or individuals that owe revenue by virtue of non-compliance with state and local laws and regulations, 12 month contract term, Department of Planning and Development, to the highest scoring firm, CH2M Hill. The consultant will be paid a fee ranging between 30 to 40 percent from the revenues collected. 2010 budgeted revenue projections are \$300,000.00. 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}

2009-1208 Approval/authorization by the Gwinnett County Board of Commissioners to renew the cable franchise agreement with Robin Media Group, Inc., d/b/a Charter Communications. Term of the franchise agreement is March 14, 2006 through July 31, 2012. (Staff Recommendation: Approval/Authorization) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1241 Approval/authorization of a Resolution to amend the Gwinnett County land development and other services fee schedule. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1269 Ratification of plat approvals for November 1, 2009 thru November 30, 2009 (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 11

VI. Consent Agenda

A. New Business

9. Planning & Development/Bryan Lackey

2009-1217 Rezoning Waiver of Time Lapse Requirement for Rezoning - The applicant, Tim Pugh, requests waiver of the twelve-month time lapse requirement for a Change In Conditions of zoning. The prior case, CIC-09-013, was acted upon by the Board of Commissioners in May 2009. The applicant is seeking January 2010 hearing dates for an additional Change In Conditions request (CIC2010-00003). The property is located in Land Lot 183 of the 7th District in the 3400 Block of Hamilton Mill Road. Commission District 4/Kenerly {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

10. Police Services/Charlie Walters

2009-1238 Award OS072, sole source purchase of a FLIR infra red thermal imaging system, Department of Police Services, to FLIR Commercial Vision Systems, Inc., \$247,156.00. This system will be used in the Police Services helicopter for officers to track people and objects through the use of infra red thermal imaging. It allows for maintaining a high level of readiness, public safety, and effectiveness. This system creates continuity between the County's two aircrafts. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 12

VI. Consent Agenda

A. New Business

10. Police Services/Charlie Walters

2009-1242 Approval of OS002, maintenance contract for the 800MHz radio system, (January 01, 2010 through December 31, 2010), Department of Police Services, with Motorola, Inc., \$2,004,959.23 (negotiated cost savings of approximately \$300,000.00). In addition to the negotiated cost savings, this reflects a 5 percent discount. This maintenance/service contract covers all components of the Countywide radio system. Authorization for Chairman to execute contracts subject to approval by the Law Department. Contracts to follow award. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1198 Approval/authorization to make a second amendment to the Code of Ordinances, entitled Pawn Shops Ordinance. (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1199 Approval/authorization to make an amendment to the Code of Ordinances, entitled Precious Metals Dealers Ordinance. (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1219 Approval/authorization to accept a donation of 20 Law Enforcement Badges from Dana Safety Supply. If the badges had been purchased from Dana Safety Supply the cost would be approximately \$1,500.00. (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 13

VI. Consent Agenda

A. New Business

10. Police Services/Charlie Walters

2009-1248 Approval/authorization for the Chairman to delegate authority to the Chief of Police to execute this agreement and other related documents with the FBI Metro Atlanta Child Exploitation Task Force on behalf of the County. The funding will be used to pay overtime costs (amount TBD) associated with this task force. Subject to review by the Law Department. (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1245 Ratification by the Gwinnett County Board of Commissioners of the existing Memorandums of Understanding with the Joint Terrorism Task Force and to accept funding. Also Approval/Authorization for the Chairman to delegate authority to the Chief of Police to execute both agreements and other related documents on behalf of the County. The funding will be used to pay for overtime costs (amount TBD) associated with this task force. Subject to review by the Law Department. (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1247 Ratification by the Gwinnett County Board of Commissioners of the existing Memorandums of Understanding with the Wihelm Strike Force and to accept funding. Also Approval/Authorization for the Chairman to delegate authority to the Chief of Police to execute both agreements and other related documents on behalf of the County. The funding will be used to pay for overtime costs (amount TBD) associated with this task force. Subject to review by the Law Department. (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 14

VI. Consent Agenda

A. New Business

10. Police Services/Charlie Walters

2009-1249 Ratification by the Gwinnett County Board of Commissioners of the existing Memorandums of Understanding with the High Intensity Drug Traffic Authority (HIDTA) (Metro Atlanta Task Force Group 2 and 3) and to accept funding from HIDTA. Also Approval/Authorization for the Chairman to delegate authority to the Chief of Police to execute both agreements and other related documents on behalf of the County. The funding from HIDTA will be used to pay for overtime costs (amount TBD) associated with this task force. Subject to review by the Law Department. (District: All) (Staff Recommendation: Approve) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

11. Sheriff/R. L. Conway

2009-1188 Approval/authorization to approve and authorize Intergovernmental Detention Facility Agreement between the Gwinnett County Sheriff's Department and the City of Dacula, Georgia, for inmate housing. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1189 Approval/authorization to accept a grant award from the Department of Justice for the State Criminal Alien Assistance Program (SCAAP) in the amount of \$140,326. Approval/Authorization for the Chairman (or designee) to execute any grant documents subject to review by the Law Department and to implement this program as specified on the attached action list. {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 15

VI. Consent Agenda

A. New Business

12. Support Services/Steve North

2009-1246 Award RP028-09, provision of custodial services at various Gwinnett County facilities on an annual contract, (January 01, 2010 through December 31, 2010), Department of Support Services, to the highest scoring firm, GMI Group, Inc., base amount \$490,424.52 (negotiated cost savings of \$2,801.52). The service provider will furnish all labor, supervision, materials, equipment, and cleaning projects necessary to perform the work of this contract. Authorization for Chairman to execute contracts subject to approval by the Law Department and proof of authenticity of bonds. Contracts to follow award. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1229 Approval to renew RP021-06, underground storage tank (UST) program management services on an annual contract, (January 10, 2010 through January 09, 2011), Department of Support Services, with S and ME, Inc., base amount \$350,000.00 (no increase in unit cost pricing over current contract). Gwinnett County's UST Management Program was established to upgrade the County's existing UST systems to continue to provide for the County's fueling needs into the future and to satisfy the requirements of the federally mandated UST regulations. S and ME, Inc. works closely with the County's project coordinator to affect an appropriate response to any UST/AST Environmental activity, to include the removal and closure of County UST systems and to complete any subsequent work that may be required at the site. (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1225 Approval/authorization for Chairman to sign Final/Change Order No. 1 to the contract with Ward General Contractors, Inc. for the construction of Fire Station #7. The Change Order increases the contract amount by \$3,532.00 from \$2,605,000.00 to \$2,608,532.00. District 1/Lasseter (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 16

VI. Consent Agenda

A. New Business

12. Support Services/Steve North

2009-1234 Approval/authorization for Chairman to sign Final Change Order No. 1 to the contract with C. P. Richards Construction Co., Inc. for the construction of Fire Stations 18 and 29. The change order decreases the contract amount by \$43,948 from \$4,676,000 to \$4,632,052. District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

13. Transportation/Brian Allen

2009-1215 Award BL124-09, Gwinnett University area improvements - major road improvements project, Department of Transportation, to low bidder, Strickland and Sons Pipeline, Inc., amount not to exceed \$2,177,525.64. This project is funded by 2005 and 2009 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) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1216 Award BL121-09, Sugarloaf Pkwy extension phase I section 3A major roadway improvements, Department of Transportation, to low bidder, E.R. Snell Contractor, Inc., amount not to exceed \$15,495,424.24. This project is funded by 2009 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 Districts 3/Beaudreau and 4/Kenerly. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 17

VI. Consent Agenda

A. New Business

13. Transportation/Brian Allen

2009-1227 Award BL125-09, Peachtree Industrial Blvd at SR 120 intersection improvements project, Department of Transportation, to low bidder, Baldwin Paving Company, Inc., amount not to exceed \$2,152,833.94. This project is funded by 2005 and 2009 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 1/Lasseter. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1236 Award BL112-09, road repair and patching on a contract, (January 01, 2010 through April 30, 2010), Department of Transportation, to low bidder, Pittman Construction Company, base bid \$381,350.00 (this represents a 3.74 percent decrease from the previous contract). Work under this contract will be performed at various locations throughout Gwinnett County. 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. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1261 Approval to incorporate into the Gwinnett County Street Lighting District two subdivision: Chateau De Roi and Anderson Livesy - estimated revenue: \$2,827.20 - estimated operating costs: \$2,353.32 (including payment of electrical bills and Walton EMC / Georgia Power Company fees) - Commission Districts 2/Nasuti and 3/Beaudreau (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 18

VI. Consent Agenda

A. New Business

13. Transportation/Brian Allen

2009-1255 Approval/authorization for Chairman or designee to execute Supplemental Agreement #1 with Metropolitan Atlanta Rapid Transit Authority (MARTA) for the Breeze Card Participation Agreement between MARTA & Gwinnett County - total increase: \$351,488.00 - total revised contract: \$1,336,876.00 - Transit Capital Budget - All Commission Districts (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1256 Approval/authorization to apply for and accept, if awarded, to effectuate Five (5) Federal Aviation Administration (FAA) Airport Improvement Program Grants, and the corresponding State Airport Improvement Grants from the State of Georgia, Department of Transportation; Approval for Chairman or designee to execute any and all related documents - subject to approval by Law Department - total cost: \$6,110,000 - Commission District 4/Kenerly (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1257 Approval/authorization for the Chairman or designee to execute Supplemental Agreements to extend the expiration date for Georgia Department of Transportation State Transit Contracts PT000-0001-99-014 to June 30, 2010; PT000-2001-06-014 to December 31, 2010; and PT000-2001-00-012 and PT000-2001-01-017 to December 31, 2011 - no cost associated - All Commission Districts (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 19

VI. Consent Agenda

A. New Business

13. Transportation/Brian Allen

2009-1262 Approval/authorization for Chairman to execute a Purchase and Sale Agreement between Nemat Javaherian and Gwinnett County, Georgia, Parcel 8, 3,150.04, more or less, square feet fee simple right of way and 3,814.96, more or less, square feet permanent construction easement - Jimmy Carter Boulevard at US 29 (M-0436) - Total cost: \$335,000.00 - 2005 Sales Tax Program - Commission District 2/Nasuti (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1258 Ratification of various work authorizations with Moreland Altobelli Associates, Inc. Total Cost: \$1,789,324.87, 2001, 2005 and 2009 Sales Tax Programs/All Commission Districts (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 20

VI. Consent Agenda

A. New Business

14. Water Resources/Lynn Smarr

2009-1214 Award OS047-08, maintenance agreement for the rebuild of JWC grinders on a multi-year contract, Department of Water Resources, to sole provider, JWC Environmental. These grinders aid in breaking down debris that comes through the water and sewer system thus preventing damage to pumps, screeners, and conveyor systems used in the wastewater treatment process. The initial term of this contract shall be January 01, 2010 through December 31, 2010, base bid \$165,000.00. 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 one additional twelve-month term, for a total lifetime contract term of two years, total base bid of \$330,000.00, upon the same terms and conditions as provided for in this agreement, unless previously terminated. There is a 5 percent increase on unit cost pricing, over prior contract. The prices will be held firm for the life of this contract. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1218 Award BL092-09, purchase of caustic soda on an annual contract, (December 16, 2009 through December 15, 2010), Department of Water Resources, to low bidder, Allied Universal Corporation, base bid \$153,546.00 (this represents a 23.65 percent decrease from the previous contract). This chemical is used at the water reclamation facilities to adjust the acidity of the water. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 21

VI. Consent Agenda

A. New Business

14. Water Resources/Lynn Smarr

2009-1231 Award BL108-09, purchase of water and wastewater treatment chemicals on an annual contract, (December 17, 2009 through December 16, 2010), Department of Water Resources, item 1 to low bidder, Leslies Poolmart, Inc., \$72,600.00, items 2 and 11 to low bidder, Brenntag Mid-South, \$130,540.00, item 4 to low bidder, KC Industries, LLC, \$160,160.00, items 5, 7, and 17 to low bidder, Industrial Chemicals, Inc., \$12,150.00, item 6 to low bidder, Chemrite, Inc., \$2,850.00, items 8 and 9 to low bidder, Allied Universal Corp., \$133,150.00, item 12 to low bidder, PVS Technologies, Inc., \$258,070.00, items 13 and 14 to low bidder, Cheney Lime & Cement Co., \$312,202.50, item 15 to low bidder, Burnett Lime Company, Inc., \$317,132.80, item 16 to low bidder, C and S Chemicals, Inc., \$1,032,500.00 (there are no line items 3 or 10 to be awarded), total base bid \$2,431,355.30 (this represents a 6.71 percent decrease from the previous contract). (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1232 Award BL120-09, purchase of ductile iron pipe and fittings on an annual contract, (December 15, 2009 through December 14, 2010), Department of Water Resources, to low bidders, Ferguson Enterprises, Inc., Macon Supply Co., Mainline Supply of Atlanta, LLC, Southern Pipe and Supply, T and N Services, Inc., and Vellano Bros., Inc., per attachment A, base bid \$140,633.55 (this represents a 8.46 percent decrease from the previous contract). Ductile iron pipe is used for the repair of water service lines, sewer lines, sewer force mains and pump station transfer lines. (Staff Recommendation: Award) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 22

VI. Consent Agenda

A. New Business

14. Water Resources/Lynn Smarr

2009-1260 Award BL117-09, purchase of manhole sections, rings, covers, and precast drainage structures on an annual contract, (January 01, 2010 through December 31, 2010), Department of Water Resources, to Hanson Pipe and Precast, Oldcastle Precast, Inc., GA Precast Concrete, and US Foundry and Mfg. Corp., per attachment A, base bid \$145,371.00 (this represents a 10.58 percent decrease from the previous contract). These materials are used in sewer and road drainage projects and to make repairs as needed. (Staff Recommendation: Award) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2009-1211 Approval/authorization for the Chairman to execute a Memorandum of Agreement to participate in the Metropolitan North Georgia Water Planning District Toilet Retrofit Program, subject to approval by the Law Department. Commission Districts: All (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

2009-1223 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 \$899,325.00 (Gwinnett County \$782,200 and USGS \$117,125.00) The original contract was approved by the Board of Commissioners on September 5, 2000 and revised November 2009. Commission Districts: All (Staff Recommendation: Approval) **{Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}**

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 23

VII. Old Business

1. Planning & Development/Bryan Lackey

2009-0507 RZC-09-016, Applicant: Darus Salam, Inc., Owner: Darus Salam, Inc., Alam Chowdhury & Henry Chow, C-1, RMD & RM to C-1, Church and Commercial Retail Uses (Reduction in Buffers), District 6 Land Lot 154 Parcels 014, 075, 076, 017, 3000 & 3100 Block of Cruse Road and the 800 Block of Martin Heights Drive, 3.84 Acres, District 4/Kenerly[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Approved with Change Motion: Kenerly Second: Beaudreau Vote: 5-0}

2009-0508 SUP-09-024, Applicant: Darus Salam, Inc., Owner: Darus Salam, Inc., Alam Chowdhury, & Henry Chow, for a Special Use Permit in a C-1 (Proposed) Zoning District to Allow a Restaurant, District 6 Land Lot 154 Parcels 014, 075, 076, 017, 3000 & 3100 Block of Cruse Road and the 800 Block of Martin Heights Drive, 3.84 Acres, District 4/Kenerly (Tabled on 12/15/2009)[Planning Department Recommendation: Deny][Planning Commission Recommendation: Deny] {Action: Denied Motion: Kenerly Second: Beaudreau Vote: 5-0}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 24

VIII. New Business

1. Information Technology Services/John Matelski

2009-1221 Approval to renew OS016, support and maintenance contract for FileNet, (January 01, 2010 through September 30, 2010), Department of Information Technology Services, with sole provider, IBM Corporation, base amount \$237,109.22. This enterprise content management system is used by departments to store and retrieve documents, images, and media in an electronic format for daily use, as well as for archiving and disaster recovery purposes. The contract period is for nine months in order to align the expiration date with our other IBM software contracts. (Staff Recommendation: Approval) {Action: Withdrawn Motion: Beaudreau Second: Lasseter Vote: 5-0}

2. Planning & Development/Bryan Lackey

2009-1237 Waiver WVR-2009-00003 - Request to postpone planting the required tree density units for a master development until such time as the individual lots are developed. Location is: 469 Athens Highway. Commission District 3 (Beaudreau) (Staff Recommendation: Approval with Conditions) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

2009-1240 SUP-09-002 - Remand for findings of fact and/or preparation of a record for SUP-09-002; Applicant: Mahaffey Pickens Tucker, LLP; Owner: Lancaster Enterprises, LLC; A Special Use Permit in an M-2 zoning district for a Solid Waste Transfer Station; District 6, Land Lot 210, Parcel 010; 4400 Block of Shackleford Road; 9.04 acres; District 1/Lasseter {Action: Approved Motion: Lasseter Second: Kenerly Vote: 3-2 (Nasuti & Beaudreau Opposed)}

Gwinnett County Board of Commissioners
Tuesday, December 15, 2009 - 2:00 P. M.
Business Session - Minutes
Page 25

VIII. New Business

2. Planning & Development/Bryan Lackey

2009-1226 -Waiver of Time Lapse Requirement for Rezoning -
The applicant, Curt Thompson, requests waiver of the twelve month time lapse requirement for rezoning. The prior case, RZC-09-013, was denied C-2 zoning by the Board of Commissioners in April 2009. The applicant seeks February 2010 hearing dates for a requested C-2 rezoning (RZC2010-00004). Property is located in Land Lot 32 of the 7th District at the intersection of Greenvale Road and Lawrenceville-Suwanee Road. Commission District (1) Lasseter {Action: Denied Motion: Lasseter Second: Nasuti Vote: 5-0}

3. Support Services/Steve North

2009-1233 Approval of the Gwinnett County Appraiser List for 2010. All Commission Districts (Staff Recommendation: Approval) {Action: Approved Motion: Beaudreau Second: Kenerly Vote: 5-0}

IX. Comments from Audience

X. Adjournment