

**AGENDA
WORK SESSION
FORSYTH COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 25, 2022 AT 2:00 PM
110 EAST MAIN STREET, SUITE 220
CUMMING, GEORGIA 30040**

I. Call Meeting to Order

II. Invocation and Pledge of Allegiance

III. Adoption of Agenda

IV. Announcements and Reports

V. Items for Consideration and Discussion

- (1) Board consideration and authorization for the Sheriff's Office to accept the award from the Criminal Justice Coordinating Council for FY23 Law Enforcement Training Program Grant in the amount of \$67,000.00 with no match required with authorization for the Chair to sign associated required documents and with approval of a Budget Resolution. Staff requests this Item be considered on a "*Time Sensitive*" basis - Grant Coordinator, Sheriff's Office
- (2) Board consideration and authorization for the Sheriff's Office to accept award of the FY2022 GEMA State Homeland Security Program/Citizens Corp, Project #29, in the amount of \$51,759.00 with no required match with authorization for the Chair to sign associated required documents and with approval of a Budget Resolution. Staff requests this Item be considered on a "*Time Sensitive*" basis - Grant Coordinator, Sheriff's Office
- (3) Board consideration and approval to declare list of items as surplus with authorization for the Department of Procurement to dispose of accordingly - Director, Department of Procurement
- (4) Board consideration and approval to award Bid 22-90-3180 for Paint and Body Repairs Services for the Department of Fleet Services for calendar year 2023. Staff Recommendation: award to Sky Collision, Heads Body Shop, and Hamby's Garage in the not to exceed amount of \$300,000.00; 2023 Risk Management Budget - Director, Department of Employment Services
- (5) Board consideration and approval of the ACCG-IRMA 2023 Forsyth County Safety Discount Approval with authorization for the Chairman to sign said document. Staff requests this Item be considered on a "*Time Sensitive*" basis - Director, Department of Employment Services
- (6) Board consideration and approval to award RFP 22-77-1512 regarding Financial Planning Program Services to provide financial planning services to eligible County

employees and to assist with setting and meeting financial goals and objectives.

Staff Recommendation: award to Investment Planning Advisors Inc. in the amount of \$100,000.00 with authorization for the County Manager to execute documents in furtherance of same; 2022 Finance Budget - Chief Financial Officer

- (7) Board consideration and approval to award Bid 22-105-2410 for the relocation of an above-ground Fueling Site for the Fire Department. Staff Recommendation: award to Mecor of Atlanta in the not to exceed amount of \$72,391.00; 2022 Fire Budget - Fire Chief / Director, Department of Fleet Services
- (8) Board consideration and approval to award Bid 22-87-1620 to provide all materials, equipment, and labor for the Resurfacing and Restriping of the Public Safety Complex. Staff Recommendation: award to Surface Masters in the amount of \$232,175.00 with authorization for the County Manager to execute documents in furtherance of same - Director, Department of Public Facilities
- (9) Board consideration and approval of Change Order 1, Quote 22-038-1620, with Menard Electric Company regarding Electrical Load Test and RV Pedestal Upgrade at Shady Grove Campground. Staff Recommendation: approve Change Order in the amount of \$53,030.00; 2022 Public Facilities Budget - Director, Department of Public Facilities
- (10) Board consideration and authorization for acceptance of the Hawks Foundation Award in the amount of \$2,380.00 with no match required to provide special needs and adaptive sports scholarships to Parks and Recreation Therapeutic Program participants with approval of a Budget Resolution. Staff requests this Item be considered on a "*Time Sensitive*" basis - Therapeutic Recreation Supervisor, Department of Parks and Recreation
- (11) Board consideration and approval of a Task Order with Steele and Associates, Inc. for Big Creek Greenway Boardwalk Repairs to the North and South of the Bethelview Trailhead. Staff Recommendation: approve Task Order in the amount of \$122,187.00; 2022 Parks and Recreation Budget - Director, Department of Parks and Recreation
- (12) Board consideration and approval to award RFP 22-52-3320 for an update to the County's Transportation Plan. Staff Recommendation: award to Kimley-Horn in the amount of \$625,000.00 with authorization for the County Manager to execute documents in furtherance of same; Department of Transportation via Atlanta Regional Commission Grant and Local Funds - Director, Department of Engineering
- (13) Board consideration and approval to award Bid 22-97-3330 for the purchase of various Lead-Free Water Parts on an as-needed basis for calendar year 2023 for the Department of Water and Sewer. Staff Recommendation: award to Core & Main and Ferguson in the not to exceed amount of \$245,000.00; 2023 Water and Sewer Budget - Director, Department of Water and Sewer
- (14) Board consideration and authorization to accept RFI 21-13-3340 for the Shakerag WRF Membrane System Expansion for the Department of Water and Sewer. Staff

Recommendation: accept Suez WTS Systems UNA, Inc. as the standard Membrane System - Director, Department of Water and Sewer

- (15) Board consideration and approval of a Sewer Reservation Agreement with GDCI GA 9, LP for 181,250 gallons per day (gpd) of sewer capacity with authorization for the Department of Water and Sewer to purchase said sewer capacity from the City of Cumming. Staff requests this item be considered on a "*Time Sensitive*" basis - Director, Department of Water and Sewer
- (16) Board consideration and approval of a Task Order with Hazen and Sawyer to provide Sewer System Hydraulic Modeling and Master Planning for the Fowler Sewer Basin. Staff Recommendation: approve Task Order in a not to exceed amount of \$549,677.00 with authorization for the County Manager to execute documents in furtherance of same - Director, Department of Water and Sewer
- (17) Board consideration and approval of a Task Order with Townley Construction Company, Inc. for installation of an Emergency 500 Linear Foot 8-inch Water Line on Henderson Drive. Staff Recommendation: approve Task Order in the amount of \$105,560.00 with authorization for the County Manager to execute documents in furtherance of same; SPLOST VIII. Staff requests this Item be considered on a "*Time Sensitive*" basis - Director, Department of Water and Sewer
- (18) Board consideration and approval of Change Order #5 with Carroll Daniel Construction for the new Juvenile Court. Staff Recommendation: approve Change Order in the amount of \$178,609.00 with authorization for the County Manager to execute documents in furtherance of same - Vertical Project Manager, Department of Capital Projects
- (19) Board consideration and approval of a Water and Sewer Utility Relocation Intergovernmental Agreement (IGA) between Fulton County and Forsyth County, for the McGinnis Ferry Widening Project (PEW08) with authorization for the County Manager to execute documents in furtherance of same - Transportation Project Manager, Capital Projects Department
- (20) Board consideration and approval to award RFQ 22-114-1630 for Architectural Design Review Services for the Department of Planning and Community Development. Staff Recommendation: award to Benchmark Design, PC, and CPL Architecture Engineering Planning with authorization for the County Manager to execute documents in furtherance of same; Applications for Commercial Plan Review - Deputy Director, Department of Planning and Community Development
- (21) Board consideration and possible direction regarding a County-Initiated Conditional Use Permit (CUP) to operate contractors' establishments on property currently zoned Highway Business District (HB) - Parcel 254-020 - District 4 - Mills / Levent
- (22) Board consideration and authorization for staff to apply for the FY 2024 Section 5311 Formula Funding for Rural Transit (Dial-A-Ride) Program in the amount of \$170,671.00 with a match of \$170,671.00 with authorization for the Chair to sign documents in furtherance of same. Staff requests this Item be considered on a "*Time Sensitive*" basis - Assistant County Manager (Kenney)

- (23) Board ratification of Purchase Agreement for 0.598 acres of fee simple right of way; 55,939.53 square feet of permanent easement for the construction and maintenance of slopes required; and one (1) temporary driveway easement in the amount of \$463,570.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #023 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Solvay Specialty Polymers USA, L.L.C. (f/k/a Solvay Advanced Polymers, L.L.C.)). Staff requests this item be considered on a "*Time Sensitive*" basis - County Attorney
- (24) Board ratification of Purchase Agreement for 0.140 acres of fee simple right of way; 9,136.90 square feet of permanent easements; cost-to-cure; impact/damages to the remainder; and damage to trade fixtures-signs in the total amount of \$559,100.00 needed for Parcel #073 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Flynn Crossing Station, LLC). Staff requests this item be considered on a "*Time Sensitive*" basis - County Attorney
- (25) Board ratification of Purchase Agreement for 1,878.97 square feet of fee simple right of way; 2,202.32 square feet of permanent easement; site improvement/damages; and damages to trade fixtures in the amount of \$123,510.00 needed for Parcel #079 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Flynn Crossing Station, L.L.C.). The settlement is within the Department's authority. Staff requests this item be considered on a "*Time Sensitive*" basis - County Attorney
- (26) Board ratification of Purchase Agreement for 0.050 acres of fee simple right of way; 3,591.51 square feet of permanent easement for the construction and maintenance of slopes required in the amount of \$150,000.00 needed for Parcel #080 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: SARC US, LLC). Staff requests this item be considered on a "*Time Sensitive*" basis - County Attorney
- (27) Board ratification of Purchase Agreement for 0.059 acres of fee simple right of way and 3,042.19 square feet of permanent easement for the construction and maintenance of slopes and utilities required in the amount of \$114,573.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #094 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: McGinnis Woods Properties, Inc.). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (28) Board ratification of Purchase Agreement for 0.188 acres of fee simple right of way and 3,523.34 square feet of permanent easement for the construction and maintenance of slopes required; damages and site improvements in the amount of \$352,000.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #097 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Oaktree Land Investments, LLC). Staff requests this item be considered on a "*Time Sensitive*" basis - County Attorney
- (29) Board ratification of Purchase Agreement for 0.141 acres of fee simple right of way;

5,408.25 square feet of permanent easement for the construction and maintenance of slopes and utilities required; and one (1) temporary driveway easement; cost-to-cure; site improvements, damages, and site improvements in the amount of \$825,000.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #105 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: RSK Polk, LLC). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney

- (30) Board ratification of Purchase Agreement for 0.498 acres of fee simple right of way; 18,174.21 square feet of permanent easement for the construction and maintenance of slopes and utilities required; and damages in the total amount of \$330,989.00 needed for Parcel #106 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Alpharetta Real Estate Investments, LLC). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (31) Board ratification of Purchase Agreement for cost-to-cure and damages to trade fixtures in the amount of \$278,000.00 needed for Parcel #106 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: SiteOne Landscape Supply, LLC). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (32) Board ratification of Purchase Agreement for 0.093 acres of fee simple right of way; 4,590.49 square feet of permanent easement for the construction and maintenance of slopes and utilities required; one (1) driveway easement; cost-to-cure and site improvements in the amount of \$65,000.00 needed for Parcel #114 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Mark Allen Pierce). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (33) Board ratification of Purchase Agreement for 0.104 acres of fee simple right of way; 1,396.84 square feet of permanent easement for the construction and maintenance of slopes and utilities required; and site improvements in the amount of \$43,000.00 needed for Parcel #131 of the McGinnis Ferry Road Widening Project (PI #0004634) (owners: Carlos Vargas and Hazel Badilla). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (34) Board ratification of Purchase Agreement for 0.053 acres of fee simple right of way; 609.77 square feet of permanent easement for the construction and maintenance of slopes required; and site improvements in the amount of \$37,480.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #134 of the McGinnis Ferry Road Widening Project (PI #0004634) (owners: Mark Cammarota and Mary Cammarota). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (35) Board ratification of Purchase Agreement for 0.047 acres of fee simple right of way; 1,133.86 square feet of permanent easement for the construction and maintenance of slopes required; and site improvements in the amount of \$30,000.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney,

Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #135 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Bobbi Jo Garvel). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney

- (36) Board ratification of Purchase Agreement for 0.092 acres of fee simple right of way; 4,881.24 square feet of permanent easement for the construction and maintenance of slopes and utilities required; and site improvements in the amount of \$145,000.00 needed for Parcel #138 HOA of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: The Plantation and Preserve at Brookwood Homeowners Association, Inc.). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (37) Board ratification of Purchase Agreement for 0.109 acres of fee simple right of way; 8,742.68 square feet of permanent easement for the construction and maintenance of slopes and utilities required; two (2) temporary driveway easements; cost-to-cure; and site improvements in the amount of \$100,000.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #139 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Cross Plains Baptist Church of Forsyth County, Inc.). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (38) Board ratification of Purchase Agreement for 1,209.32 square feet of permanent easement for the construction and maintenance of slopes required and site improvements in the amount of \$11,500.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #150 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Kevin Kotellos and Theresa Dawn Schmitz-Kotellos). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (39) Board ratification of Purchase Agreement for site improvements in the amount of \$8,410.00 needed for Parcel #150 HOA of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: The Plantation and Preserve at Brookwood Homeowners Association, Inc.). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (40) Board ratification of Purchase Agreement for 2,625.11 square feet of permanent construction and maintenance easement and site improvements in the amount of \$22,706.75 needed for Parcel #151 of the McGinnis Ferry Road Widening Project (PI #0004634) (owners: Richard Wilmath and Susan Wilmath). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (41) Board ratification of Purchase Agreement for site improvements in the amount of \$17,036.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #151 HOA of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: The Plantation and Preserve at Brookwood Homeowners Association, Inc.). Staff requests this Item be considered on a "*Time Sensitive*"

basis - County Attorney

- (42) Board ratification of Purchase Agreement for 314.74 square feet of permanent construction and maintenance easement and site improvements in the amount of \$4,525.00 needed for Parcel #152 of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: Leslie Jane Loughmiller). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (43) Board ratification of Purchase Agreement for site improvements in the amount of \$3,625.00 for Parcel #152 HOA of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: The Plantation and Preserve at Brookwood Homeowners Association, Inc.). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (44) Board ratification of Purchase Agreement for 277.05 square feet of permanent easement for the construction and maintenance of slopes required in the amount of \$1,500.00 for Parcel #153 of the McGinnis Ferry Road Widening Project (PI #0004634) (owners: Christopher M. Hanusek and Sherri L. Hanusek). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (45) Board ratification of Purchase Agreement for site improvements in the amount of \$3,725.00 for Parcel #153 HOA of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: The Plantation and Preserve at Brookwood Homeowners Association, Inc.). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (46) Board ratification of Purchase Agreement for 1,182.90 square feet of permanent easement for the construction and maintenance of slopes required and site improvements in the amount of \$8,000.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #156 of the McGinnis Ferry Road Widening Project (PI #0004634) (owners: Brian A. Brooks and Dianna V. Brooks). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (47) Board ratification of Purchase Agreement for site improvements in the amount of \$10,475.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #156 HOA of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: The Plantation and Preserve at Brookwood Homeowners Association, Inc.). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (48) Board ratification of Purchase Agreement for 1,328.94 square feet of permanent easement for the construction and maintenance of slopes and utilities required and site improvements in the amount of \$22,840.00, authorized by Right-of-Way Settlement Authorization executed by the Forsyth County Attorney, Forsyth County Capital Projects Director, and the Forsyth County Manager for Parcel #158 of the

McGinnis Ferry Road Widening Project (PI #0004634) (owner: Athena B. Treptow Living Trust). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney

- (49) Board ratification of Purchase Agreement for site improvements in the amount of \$7,110.00 for Parcel #158 HOA of the McGinnis Ferry Road Widening Project (PI #0004634) (owner: The Plantation and Preserve at Brookwood Homeowners Association, Inc.). The settlement is within the Department's authority. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (50) Board consideration and approval of an Amended and Restated Services Agreement ("Agreement") between Forsyth County and T.Y. Lin International for engineering, design, and environmental services related to the Post Road Widening projects (PEW22) (RFP 15-48-3150) with authorization for the County Manager to execute documents in furtherance of same - County Attorney
- (51) Board consideration and approval of an Amended and Restated Services Agreement ("Agreement") between Forsyth County and Pond & Company for engineering, design, and environmental services related to the SR-9 at Jewell Bennett Road improvement project (PE119, GDOT PI No. 0016066) (RFP 19-63-3150) with authorization for the County Manager to execute documents in furtherance of same - County Attorney
- (52) Board consideration of proposed modifications to the UDC based upon the recent changes to the Zoning Procedures Law - County Attorney
(Postponed from the August 23, 2022, September 6, 2022, and September 20, 2022 Agendas)

VI. Recess Work Session

VII. Executive Session (if needed)

VIII. Open Session following Executive Session

- (1) Board consideration and approval of the proposed Consent Order and Judgment in regards to Civil Action File No. 22CV-0530-3 in the amount of \$85,800.00 in connection with Parcel 096 of the McGinnis Ferry Widening Project (owner: Lord of Life Lutheran Church of Alpharetta, Inc. a/k/a Lord of Life Lutheran Church). Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney
- (2) [Board consideration and approval of the proposed Consent Order and Judgment in regards to Civil Action 22CV-0623-3 in the amount of \\$153,500.00 paid to the parcel owners \(owners: Chris Long and Catherine Long\) in connection with Parcel 120 of the McGinnis Ferry Widening Project. Staff requests this Item be considered on a "*Time Sensitive*" basis - County Attorney](#)
- (3) Board consideration and approval of the proposed Consent Order and Judgment in regards to Civil Action 22CV-0470-1 in the total amount of \$29,000.00 with \$19,500.00 paid to the parcel owner (owner: Dustin Clevenger) and \$9,500.00 paid

to the Homeowners Association (HOA: The Plantation and Preserve at Brookwood, Inc.) in connection with Parcel 163 of the McGinnis Ferry Widening Project. Staff requests this Item be considered on a “*Time Sensitive*” basis - County Attorney

IX. Adjournment