AGENDA
FORSYTH COUNTY BOARD OF COMMISSIONERS
THURSDAY, JANUARY 18, 2024 AT 5:00 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. Public Comments

VI. Adoption of Minutes

(1) Regular Meeting / Public Hearings of January 4, 2024

(2) Work Session and Executive Session of January 9, 2024

VII. Consent Agenda

(1) Board ratification of the following Items that were discussed and voted on at the Work Session held on January 9, 2024 (to the extent that a Board Member was not present to vote on some of the Items presented below at the January 9, 2024 Work Session, the absent Board Member has indicated having no objections to placement of the Items on the Consent Agenda - at the request of County staff as anticipated by Board Rule 1.07.01):

(A) Board approval of an Intergovernmental Agreement between the Forsyth County Board of Education, Forsyth County, and the Forsyth County Sheriff's Office regarding the lease of property commonly known as Midway Elementary with authorization for the Chairman to execute documents in furtherance of same - Major Nick Curry, Sheriff's Office

(B) Board authorization to accept the award of the Criminal Justice Coordinating Council's FY 2024 Victims of Crime Act (VOCA) Victim's Assistance Grant Program in the amount of $89,857.00 with no match required and with authorization for the Chairman to sign associated required documents and with allowance for the Department of Finance Director to sign programmatic and financial documents - Director, Victim Witness Assistance Program

(C) Board approval to award Bid 24-13-2410 to Quantum Pharmaceutical Supply and Services, LLC for As-Needed Pharmaceutical Supplies for the Fire Department for the calendar year 2024 - Fire Chief

(D) Board ratification of the application for the Georgia Recreation and Parks Association Year 3 BOOST Grant in the amount of $48,000.00 with no match required to provide special needs and adaptive services to Therapeutic Program participants - Deputy Director, Department of Parks and Recreation

(E) Board authorization for staff to declare a presented list of items as surplus with authorization for the Department of Procurement to dispose of accordingly - Director, Department of Procurement

(F) Board approval to award RFP 24-10-1620 to ALS Van Line Services, Inc.; Tuxedo Logistics, LLC dba Allied Commercial Services; and, E-Logic, Inc. for 2024 As-Needed Moving Services for the Department of Public Facilities with approval of the associated Services Agreements and with authorization for the County Manager to execute documents in furtherance of same - Director, Department of Public Facilities

(G) Board approval to award Bid 24-15-3120 to Phoenix Contracting, LLC in the amount of $79,850.00 for a Dump Trailer with a Grapple Loader for the Department of Engineering - Assistant Director, Department of Engineering

(H) Board approval of a Budget Resolution authorizing Risk Management to contribute $37,250.00 towards the replacement of one vehicle unit for the Department of Engineering / Roads and Bridges Division - Assistant Director, Department of Engineering

(I) Board adoption of a revision of Civil Service Policy 2, Section 2 (a) to provide that no member of the Civil Service Board shall have held political office or have been an employee of any governmental entity during the twelve months immediately preceding the appointment to the Board as presented - Director, Department of Employment Services

(J) Board adoption of a revision of Civil Service Policy 3, Section 2 to provide clarifying language that each employee newly hired or rehired to a position within the Civil Service System shall be designated as a probationary employee for a period of one year from the date of hire or rehire and Section 5 to add Workers' Compensation Continuous Leave to the listing of leaves that do not count toward completion of an employee's Initial Probationary Period - Director, Department of Employment Services

(K) Board approval to award Bid 24-16-3350 to Townley Construction Company, Inc. for As-needed Emergency Water and Sewer Line Repairs for the Department of Water and Sewer with approval of the associated Standard Services Agreement and with authorization for the Chairman to execute documents in furtherance of same - Director, Department of Water and Sewer

(L) Board authorization to renew the Joint Funding Agreement with the U.S. Geological Survey, South Atlantic Water Science Center, United States Department of the Interior in the amount of $55,500.00 for 2024 Stream Flow Monitoring of Dick Creek at Old Atlanta; Big Creek at Hwy 9; and, the

Chattahoochee River upstream and downstream of McGinnis Ferry Road with authorization for the County Manager to execute documents in furtherance of same - Director, Department of Water and Sewer

(M) Board approval of a Task Order with Hazen and Sawyer in a not to exceed amount of $292,208.00 to provide Hydraulic Modeling for the James Creek/Windermere and Manor Sewer Basins with authorization for the County Manager to execute documents in furtherance of same - Director, Department of Water and Sewer

(N) Board approval of an Amended and Restated Services Agreement between Forsyth County and Hussey, Gay, Bell & DeYoung, Inc., Consulting Engineers for Engineering Services related to the Water and Sewer Warehouse Project (WX-004) with authorization for the County Manager to execute documents in furtherance of same - Director, Department of Capital Projects

(O) Board approval to acquire four Business Plan plus Pro Support Licenses for Smartsheet in the amount of $1,600.00 for the Department of Capital Projects with authorization for the County Manager to execute documents in furtherance of same - Director, Department of Capital Projects

(P) Board appointment of Commissioner Hill and Commissioner Levent to the Water and Sewer Committee for 2024 - County Manager

(Q) Board appointment of Commissioner John, Commissioner Hill, and Commissioner Semanson to the Finance Committee for 2024 - County Manager

VIII. Public Hearings

IX. Public Comments

X. Old Business

(1) Diamond Investment Properties LLC - CP230023 - to build a 5,100 sq. ft. convenience store with gas pumps conducting around the clock business with 22 parking spaces associated with retail/office/restaurant buildings totaling 7,800 sq. ft. with 32 parking spaces on 2.16 acres currently zoned Neighborhood Shopping District (NS) - Parcel 021-006 - District 3 - Director, Department of Planning and Community Development
(Postponed from the December 21, 2023 Agenda)

(2) Board Consideration and possible vote regarding the County-Initiated variance to reduce the required paved surface for the display of used vehicles from 1 acre to 0 acres (UDC 16-4.37(G)(1)) - Parcel 268-001 - VA230059 - District 4 - Director, Department of Planning and Community Development
(A Public Hearing was held before the Board of Commissioners on January 4, 2024; the Board voted unanimously to postpone, for decision only, to the January 18, 2024 Agenda.)

(3) Board Consideration and possible vote regarding the request for an Amendment of Zoning Conditions on ZA1980 (Rajae Janho) by Trendz at Forsyth LLC with a variance to: 1.) Increase the maximum building height from 40 ft. to 50 ft. (UDC Table 12.2) - Parcel 109-588 - AZ230038 - District 5 - Director, Department of Planning and Community Development
(A Public Hearing was held before the Board of Commissioners on January 4, 2024; the Board voted unanimously to postpone, for decision only, to the January 18, 2024 Agenda.)

(4) Board Consideration and possible vote regarding the request for an Amendment of Zoning Conditions on ZA1992 (DOGWOOD PARTNERS, LLC) by Trendz at Forsyth LLC with a variance to: 1.) Increase the maximum building height from 40 ft. to 50 ft. (UDC Table 12.2) - Parcel 109-588 - AZ230039 - District 5 - Director, Department of Planning and Community Development
(A Public Hearing was held before the Board of Commissioners on January 4, 2024; the Board voted unanimously to postpone, for decision only, to the January 18, 2024 Agenda.)

XI. New Business

(1) Anthony M. Gold - CP230004 - to build 10,000 sq. ft. warehouses with an overall site including 2,000 sq. ft. offices with 14 parking spaces on 2.556 acres currently zoned Commercial Business District (CBD) with the following variance to: 1.) Reduce the zoning buffer along the southern and eastern property boundaries from 40 ft. to 10 ft. (UDC Table 12.2); and, 2. Reduce the zoning setback from 50 ft. to 25 ft. (UDC Table 12.2) - Parcel 019-083 - District 3 - Director, Department of Planning and Community Development
(Postponed from the December 21, 2023 Agenda)

(2) Board consideration and possible direction regarding a County-Initiated Conditional Use Permit for a Contractor’s Establishment - Parcel 019-083 - District 3 - Levent / John

(3) Cedarwood Holdings LLC - ZA4140 - to rezone from Agricultural District (A1) to Commercial Business District (CBD) on 5.85 acres with Conditional Use Permits (CUPs) for a used vehicle sales dealership, a minor automobile service establishment, and a wholesale trade establishment in a 12,000 sq. ft. building with 6 parking spaces and an open storage yard with 58 parking spaces with the following variance to: 1.) Reduce the zoning buffer along the northern property boundary from 40 ft. to 25 ft. (UDC Table 12.2) - Parcel 268-001 - District 4 - Director, Department of Planning and Community Development
(Postponed from the January 4, 2024 Agenda)

(4) Board adoption of 2024 Qualifying Fees - County Attorney

(5) Board consideration of “Claim, Request and Demand for [Tax] Refund” requested by Edward and Lisa McCrimmon concerning ad valorem (property) taxes for property located at 3930 Mathis Airpark Road, Parcel ID 137 020, for tax year 2019 in the amount of $162.09 plus interest, for tax year 2020 in the amount of $163.72 plus interest, and tax year 2022 in the amount of $870.34 plus interest - County Attorney

(6) Board consideration of “Claim, Request and Demand for [Tax] Refund” requested by Edward McCrimmon concerning ad valorem (property) taxes for property located at

5965 Dahlonega Highway, Parcel ID 186 021, for tax year 2023 in the amount of $1,803.32 plus interest - County Attorney

(7) Board consideration of ad valorem tax refund requested by NTT America, Inc. concerning ad valorem personal property taxes for property located at 6225 Shiloh Road, Suite A, Personal Property ID 322470, for tax year 2020 in the amount of $193,124.00, for tax year 2021 in the amount of $133,080.00, tax year 2022 in the amount of $203,429.00, and tax year 2023 in the amount of $200,901.00 - County Attorney

(8) Board consideration and approval of a Right to Enter Agreement for removal of a tree in preparation for sewer line installation related to the Old Atlanta Road Widening Project, Phase IV, Parcel 19 (Parcel Owners: Bobby Neal Hanners and Jeri Hanners) - County Attorney

(9) Board consideration and approval to award Bid 23-044-1514 to Carroll Daniel Construction Co. in the amount of $114,364,837.38 for the Construction of the Freedom Park Campus for the Department of Capital Projects with approval of the associated Construction Services Agreement and with authorization for the Chairman to execute documents in furtherance of same - County Manager
(During the Work Session of January 9, 2024, the Board voted 3-2 (Commissioners John, Hill, and Semanson in favor; Commissioners Levent and Mills opposed) to award Bid 23-044-1514 to Carroll Daniel Construction Co. in the amount of $114,364,837.38 for the Construction of the Freedom Park Campus (Option 3) for the Department of Capital Projects with approval of the associated Construction Services Agreement and with authorization for the Chairman to execute documents in furtherance of same.)

(10) Board discussion regarding whether to return Work Sessions to the Large Conference Room - John / Hill
(During the Work Session of January 9, 2024, the Board voted 3-2 (Commissioners John, Hill, and Semanson in favor; Commissioners Levent and Mills opposed) to return Work Sessions to the Large Conference Room beginning February 6, 2024.)

XII. Recess Regular Meeting

XIII. Executive Session (if needed)

XIV. Adjournment