



## Executive Director's Report

February 28, 2024

The February Board Meeting will feature a required decision by the Board of Directors. The Board will consider a requirement by the CID's legal counsel. There will need to be Board action to call for the Caucus of Electors. This required decision is important because the Board will not meet in time to meet the notification requirements. As always, the election of the Board members will precede the regular board meeting.

The CID has exercised a one-year extension of the existing contract with Visionscapes Landscape. This decision followed a review by Board Members and staff. The CID is in the process of evaluating the heavy pruning, rejuvenating the median islands, planting additional trees, shrubs and cleaning the nodes within the corridor.

As Gwinnett County continues its efforts in preparation for another Transit Referendum, the CIDs in conjunction with the Gwinnett Chamber of Commerce are committed to working to mount a successful Education Campaign. Before the Board for consideration will be the approval for a budget amendment to allow a \$25,000 contribution to the Gwinnett effort to educate the community and its voters. While the CID is the recipient of a good transit system, the referendum will do one thing that has not received much, if any attention. The referendum will move all or most of transit operation expenses to the transportation funds from a successful referendum. Thus, reducing property tax burden for the property taxpayer.

The CID staff continues to explore means and methods to improve the corridor. Safety is always a concern throughout the county. In recent years, the CID has established a lighting district in the CID's unincorporated area of Gwinnett. With the suggestion of Chairman Garner, and with the aid and assistance of Gwinnett DOT and Walton EMC, we will add an additional 59 Street lights to the corridor. While the approval has been a challenge, we should have an approval within the next few months. The major portion of the lights will be on the south side of US-78. As we have achieved our pre-pandemic traffic counts, we are working to ensure that the nearly 90,000VPM travel through the corridor as safely as possible. In order to allow for power line crossings along US-78 and the installation of the lights, a MOU between GDOT and the CID is required. In the February 28<sup>th</sup> Board Meeting, the Board will consider this matter. If approved, the MOU will be signed by the Chairman.

**Collector Road Phase III Evermore North Blvd. (Hewatt-Parkwood-Britt):**  
**Project PI0007535/F-8031/F-1287-19 M-0907-01**

Still Waiting! Not anymore. The county has received the Notice to Proceed (NTP) from the Georgia Department of Transportation. The staking of the ROW is currently underway. E R Snell was the successful bidder for the project. They are eager to get the project underway.

In addition to the initial staking of the ROW, early grubbing and clearing will begin within the next month. The project has a 730 working day requirement in the project detail. It is estimated that the project will be completed by the second quarter of 2026.

The CID continues to endeavor to work with all partners on the project. GwDOT will and has managed the project up to this point and will continue to work with GwDWR. As has been discussed, there will be a great deal of coordination between E R Snell, DWR, DOT and the CID to ensure the very best results can be achieved.

### **Financial Update:**

We are requesting an increase in Contingency from available 2023 revenues though funds carried forward.

Increase:

Funds Carried Forward	\$100,000
Transit SPLOST Education	\$25,000
Contingency	\$75,000

We received the request to assist with the educational component of Gwinnett County's Transit SPLOST referendum after approval of the original 2024 Budget on November 15, 2023. This request prompted a review of the operating financial position using current up-to-date financial data.

The contingency line-item amount was \$20,400 in the original budget. This was a low allocation due to conservative projections. The Transit Educational request, while expected, was only received several weeks ago. Since that time, we have received a 12/31/2023 property tax billing report with an increase of \$36,000, bringing our 2023 Property Tax accounts receivable balance to \$78,000 at 12/31/2023. A cash analysis, along with the above considerations prompted us to ask for an amendment to the 2024 Operating Budget as shown above.

### **General Comments:**

We have experienced a slow start to the median project due to a GDOT inspector shutting the landscape crew down because of the failure to notify GDOT. The process for lane closures is a challenging one for everyone involved. However, after a discussion with Lewis Cooksey and the GDOT District One Chief Engineer, Kelvin Mullins, we have a process that the district office has approved. The timeline for approval will be a day or two as opposed to weeks for approval. This protocol has been communicated to the landscape company.

FUSUS technology has been sold to Axon. After a discussion with GwPD, they believe this change of ownership will have no effect on the product or its implementation. The interface with the PD and the community's cameras should not be an issue. We have a number of businesses that have already expressed an interest. The new ownership has been under consideration since May of 2022. Axon's CEO states that he believes this combining of technologies will allow the company to grow and expand into other fields outside of the RTCCs (Real Time Crime Center).

The CIDs are considering a finite number of free cores (the connecting device) and at least the first year's subscription for the business most likely to need this services. It is our desire that the business would then pick up the subscription fees.

The CID had a street sweeping contract with Kelly Street Sweepers. They have now decided to terminate that aspect of their company. The CID is in the process of developing a RFP for street sweeping services. Once the CID receives the bids, we will advise the Board and seek authorization, if necessary.

The Georgia Legislature has passed, and Governor Kemp has signed into law a revision to the open meetings law. (See Attachment A) The narrative from the CID's counsel outlines the major changes to the open meetings legislation. Except for the caucus of electors, board members can participate electronically. This change will allow for the establishment of a quorum and the board members can vote. While it will remain the preferred standard for Board members to attend in person, this change will give some flexibility during pandemic like occurrences or other issues as may arise.

Property Crime continues to be a challenge for the CID and the region as a whole. (See Attachment B). The Gwinnett Police are focusing on the issue with special tactics. The CID's hotels and other businesses are experiencing high levels of entering autos and other property crime. The Gwinnett Police Department is evaluating their best approaches in order to impact this problem. While this is a nation-wide issue, the department is deploying means and measures to combat the rise in property crime.

## ATTACHMENT A

**From:** [Jim Brooks](#)  
**To:** [Tammie Martin](#)  
**Cc:** [John Vaughan](#); [lrainey](#)  
**Subject:** FW: CID Virtual meetings  
**Date:** Thursday, February 15, 2024 11:21:04 AM

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Print this a put it on the agenda for John/Lynn to speak to during the February meeting.

PLEASE!

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**From:** Lynn Rainey <[lrainey@pwrlaw.com](mailto:lrainey@pwrlaw.com)>  
**Sent:** Thursday, February 15, 2024 10:46 AM  
**To:** Gerald McDowell ([gmcldowell@aacids.com](mailto:gmcldowell@aacids.com)) <[gmcldowell@aacids.com](mailto:gmcldowell@aacids.com)>; Jim Durrett <[jdurrett@thebuckheadcoalition.org](mailto:jdurrett@thebuckheadcoalition.org)>; Malaika Rivers ([mrivers@cdcid.org](mailto:mrivers@cdcid.org)) <[mrivers@cdcid.org](mailto:mrivers@cdcid.org)>; Kim Menefee ([KMenefee@cumberlandcid.org](mailto:KMenefee@cumberlandcid.org)) <[KMenefee@cumberlandcid.org](mailto:KMenefee@cumberlandcid.org)>; Jim Brooks <[jbrooks@evermorecid.org](mailto:jbrooks@evermorecid.org)>; Gil Prado <[gil@boulevardcid.org](mailto:gil@boulevardcid.org)>; Caroline Whaley <[caroline@strat-city.com](mailto:caroline@strat-city.com)>; jallen@[gwinnettplacecid.com](mailto:gwinnettplacecid.com); Emory Morsberger <[emory@morsbergergroup.com](mailto:emory@morsbergergroup.com)>; tad@[leitheadconsulting.com](mailto:leitheadconsulting.com); Kevin Green <[kevin@midtownatl.com](mailto:kevin@midtownatl.com)>; Brandon Beach <[bbeach@truenorth400.com](mailto:bbeach@truenorth400.com)>; grayj@[urbantrans.com](mailto:urbantrans.com); Jon Antoine ([administrator@soforsythcid.com](mailto:administrator@soforsythcid.com)) <[administrator@soforsythcid.com](mailto:administrator@soforsythcid.com)>; Alyssa Davis <[adavis@sugarloafcid.org](mailto:adavis@sugarloafcid.org)>; Tracy Styf <[Tracy@towncentercid.com](mailto:Tracy@towncentercid.com)>; HWY 278 <[cid@selectnewton.com](mailto:cid@selectnewton.com)>; sharon@[bmandkinc.com](mailto:bmandkinc.com); Nicole McGhee Hall <[nicole@nickelworks.net](mailto:nicole@nickelworks.net)>  
**Cc:** John Vaughan <[jvaughan@pwrlaw.com](mailto:jvaughan@pwrlaw.com)>; Ann Hanlon <[ahanlon@perimetercid.org](mailto:ahanlon@perimetercid.org)>  
**Subject:** CID Virtual meetings

Please read the memorandum from John, below, and share it with your Board members and staff. Let us know if you have any questions. Many thanks to Sen. Beach, and Ann Hanlon at the Perimeter CIDs, for making this happen. Best wishes.

Lynn

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**From:** John Vaughan <[jvaughan@pwrlaw.com](mailto:jvaughan@pwrlaw.com)>  
**Sent:** Thursday, February 15, 2024 10:12 AM  
**To:** Lynn Rainey <[lrainey@pwrlaw.com](mailto:lrainey@pwrlaw.com)>  
**Cc:** John Vaughan <[jvaughan@pwrlaw.com](mailto:jvaughan@pwrlaw.com)>  
**Subject:** SB 26

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To: CID Executive Directors and Board Chairs  
Date: February 15, 2024  
Subject: SB26 and Meeting by Teleconference

CID Executive Directors and Board Chairs –

Tuesday, Governor Kemp signed SB26 into law and it became effective upon the Governor's signature. Therefore, your CID's next Board meeting will be subject to the provisions of SB26 and teleconferencing (including video teleconferencing like Zoom or Teams) will be allowed.

As a refresher, a "Meeting" is defined as any assembly of a quorum where official business, policy, or public matters are deliberated or voted upon. SB26 introduces several key provisions:

- Board members participating virtually will be counted towards a quorum and granted the authority to vote on Board motions as if they were physically present.
- The scope of the legislation extends to a quorum of CID Committees.
- In the event of a fully virtual meeting, i.e., no members are physically present, the public must be provided access to the teleconference link.
- In the event of a meeting where less than a quorum is physically present, but other Board members are allowed to participate virtually to create a quorum, the public must be provided access to the teleconference link.
- Voting via email or text is not allowed, as the policy behind the Open Meetings Act is for the public to have access to observe and listen to a meeting in real time, whether it is in person or virtually.

Please note that it is essential to adhere to the other parts of the Open Meetings Act, particularly concerning adequate notice to the public (through the legal organ) and posting at the usual meeting location. Any official action taken in a meeting not open to the public is non-binding, and meetings without notice and access could put those participating in jeopardy. To ensure compliance, I recommend furnishing the teleconference link to the legal organ for fully or partially virtual meetings. Should there be any questions regarding making that link available, please let me know. The link should also be provided on your CID website and posted at your usual meeting location.

Also, the passage of SB26 is not a mandate that CIDs meet virtually, or to even provide a Zoom link to the public if the meeting is entirely in person. However, if any Board member will be participating

virtually, the public must have the same access to observe the meeting. If your CID Board wishes to continue meeting in person, exclusive of teleconferencing, that is certainly within the Board's discretion. While these changes afford greater flexibility and accessibility for Board members, I've also heard feedback from many of you regarding the value of in-person interactions between Board members, staff, consultants, etc. during Board meetings.

Further, there are no alterations to the requirements to enter Executive Session. Official minutes must continue to be produced and non-Executive Session minutes made public. Meetings must be publicly announced with agendas available in advance in accordance with the Open Meetings Act; for non-regularly scheduled meetings, a 24-hour notice to the legal organ is mandatory, with additional provisions for special circumstances.

Should you require further clarification or assistance in navigating these changes, please let us know.

Best,

John



# Evermore Community Improvement District Monthly Stats

**Gwinnett County Police  
Department  
Inspections Unit**

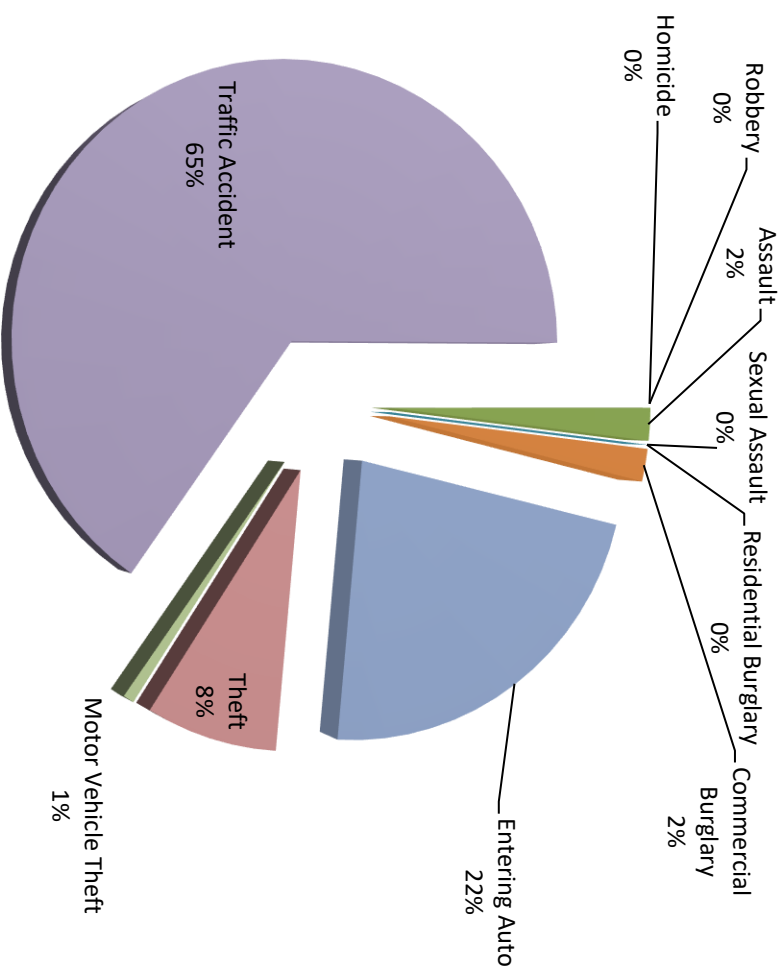
# Evermore

## Monthly Stats

DESCRIPTION	December 2023	November 2023
HOMICIDE	0	0
ROBBERY	0	0
ASSAULT	3	0
SEXUAL ASSAULT	0	0
RESIDENTIAL BURGLARY	0	1
COMMERCIAL BURGLARY	3	10
ENTERING AUTO	35	47
THEFT	12	13
MOTOR VEHICLE THEFT	1	5
TRAFFIC ACCIDENT	101	140



# Evermore Monthly Stats





# Evermore Community Improvement District 4<sup>th</sup> Quarter Stats

**Gwinnett County Police  
Department  
Inspections Unit**

# Evermore

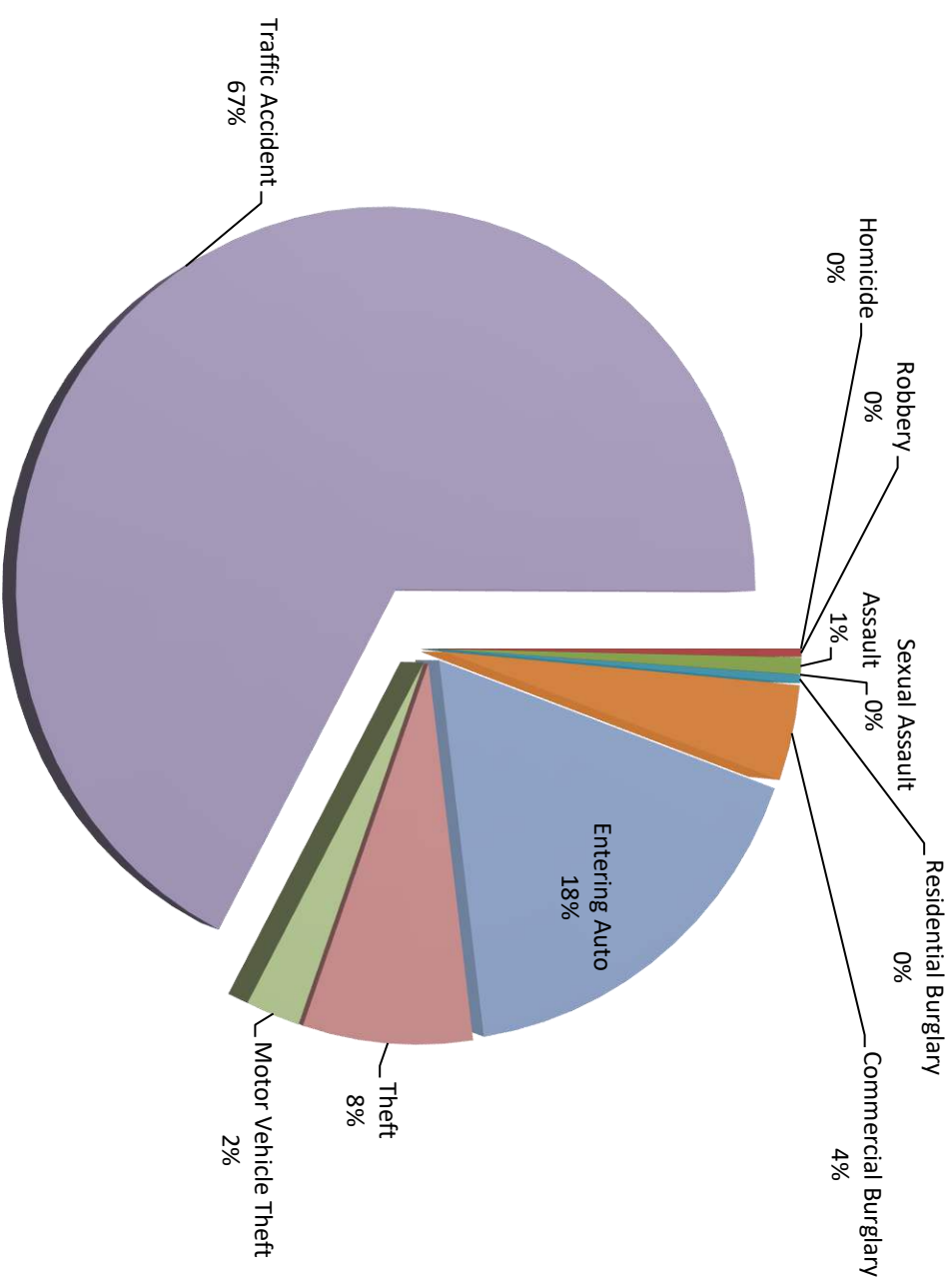
## 4<sup>th</sup> Quarter Stats

DESCRIPTION	4 <sup>th</sup> QUARTER 2023	4 <sup>th</sup> QUARTER 2022
HOMICIDE	0	1
ROBBERY	2	6
ASSAULT	4	8
SEXUAL ASSAULT	0	0
RESIDENTIAL BURGLARY	2	1
COMMERCIAL BURGLARY	23	6
ENTERING AUTO	96	13
THEFT	41	52
MOTOR VEHICLE THEFT	13	19
TRAFFIC ACCIDENT	370	349

\*Group A Crimes are reported using NIBRS as of February 15, 2022. Therefore, anything prior to February 15, 2022 cannot be compared as the data is incomparable.



# Evermore 4<sup>th</sup> Quarter Stats





# **Evermore Community Improvement District Monthly Stats**

**Gwinnett County Police  
Department  
Inspections Unit**

# Evermore

## Monthly Stats

DESCRIPTION	January 2024	December 2023
HOMICIDE	0	0
ROBBERY	1	0
ASSAULT	0	3
RAPE	1	0
RESIDENTIAL BURGLARY	0	0
COMMERCIAL BURGLARY	7	3
ENTERING AUTO	11	33
THEFT	13	12
MOTOR VEHICLE THEFT	6	3
TRAFFIC ACCIDENT	92	101

# Evermore Monthly Stats

