

**MINUTES OF REGULAR MEETING  
COBB COUNTY BOARD OF COMMISSIONERS  
JANUARY 26, 2021  
7:00 PM**

The Regular Meeting of the Cobb County Board of Commissioners was held on Tuesday, January 26, 2021, at 9:00 a.m. in the second-floor public meeting room in the Cobb County Building, Marietta, Georgia. Present and comprising a quorum of the Board were:

Chairwoman Lisa Cupid  
Commissioner JoAnn Birrell - (Via WebEx)  
Commissioner Keli Gambrill  
Commissioner Jerica Richardson  
Commissioner Monique Sheffield

**CALL TO ORDER**

Chairwoman Cupid called the meeting to order at 7:10 p.m.

**Non-Agenda Items**

Motion by Cupid, second by Sheffield, to approve the addition of the following non-agenda item:

- *To receive an update regarding COVID 19 (Coronavirus) from Cobb & Douglas Public Health (See item 1 of these minutes.)*

**VOTE: ADOPTED 5-0**

Motion by Cupid, second by Sheffield, to **approve** the addition of the following non-agenda item to the Consent Agenda for consideration:

- *To approve settlement of a workers' compensation, claim on behalf of Brandon Kelley. (See item 15 of these minutes.*

**VOTE: ADOPTED 5-0**

Motion by Cupid, second by Richardson, to move forward the COVID update to the top of the Agenda.

**VOTE: ADOPTED 5-0**

**PRESENTATION**

1. **To receive an update regarding COVID 19 (Coronavirus) from Cobb/Douglas Public Health.**

Dr. Janet Memark, Cobb & Douglas Public Health Director, and Lisa Crossman, Cobb & Douglas Public Health Deputy Director presented information regarding COVID 19 (Coronavirus) and the progress of administering the COVID vaccine.

**PUBLIC HEARING**

2. **To conduct the first public hearing to solicit comments and input on the proposed amendments to Chapters 6 (Alcoholic Beverages), 18 (Building Regulations), 22 (Cable Communications), 50 (Environment), 54 (Fire Prevention and Protection), 66 (Historic Preservation), 78 (Licenses, Permits and Businesses), 106 (Streets, Sidewalks and Other Public Places), 110 (Subdivisions), 118 (Traffic and Vehicles), 122 (Utilities), and 134 (Zoning).**

The following members of staff presented information regarding the proposed amendments to the County Code:

- Jessica Guinn, Community Development Director - Chapters 6 (Alcoholic Beverages), 18 (Building Regulations), 22 (Cable Communications), 50 (Environment), 66 (Historic Preservation), 78 (Licenses, Permits and Businesses), and 134 (Zoning)
- Bill Johnson, Fire Chief - Chapters 54 (Fire Prevention and Protection), 1 and 18 (Traffic and Vehicles)
- Erica Parish - Chapter 106 (Streets, Sidewalks and Other Public Places)
- Judy Jones - Chapters 110 (Subdivisions), and 122 (Utilities)

Chairwoman Cupid opened the public hearing and asked those wishing to speak on this issue come forward. Following three speakers, the Public Hearing was closed. The information presented is attached and made a part of these minutes.

*The 2nd public hearing regarding the proposed code amendments will be held February 9, 2021, at the Regular meeting of the Board.*

**PUBLIC COMMENT**

1. **Quantina Scott** addressed the Board regarding the rental assistance programs.
2. **Cynthia Johnson** addressed the Board regarding the rental assistance programs.
3. **Deborah Johnson** addressed the Board regarding the rental assistance programs.
4. **Wayne Marcinko** addressed the Board regarding driveway on Old 41 Highway.
5. **Davita Carter** addressed the Board regarding evictions in Cobb.
6. **Sharon Hill** addressed the Board regarding rental assistance.

**CONSENT AGENDA**

Motion by Cupid, second by Sheffield, to **pull** Item 5 from this agenda.

**VOTE: ADOPTED 5-0**

MOTION: Motion by Cupid second by Sheffield, to **approve** the following items on the Consent Agenda, *as revised*; with the following exception; and **authorize** execution of the necessary documents by the appropriate County personnel.

- *Item 5, Transportation - To adopt a resolution to approve the transit related 2021 Title VI Program Update for CobbInc, which was pulled from this agenda. (See Item 6 of these minutes).*

**Juvenile Court**

3. **To authorize the application for grant funds from The Council of Accountability Court Judges (CACJ) for Juvenile Court Accountability Court programs.**

To **authorize** the grant application to The Council of Accountability Court Judges for a FY21 Pandemic Response Technology Grant.

**Water System**

4. **To approve Change Order No. 1 (final) to the construction contract with Q. T. Contracting, Inc., d.b.a. Powers Heating & Air, for Cobb County Water System HVAC Upgrades, Program No. C0136.**

To **approve** Change Order No. 1 (final) to the construction contract with Q. T. Contracting, Inc., d.b.a. Powers Heating & Air, a savings to the project in the amount of \$18,682.76, for Cobb County Water System HVAC Upgrades, Program No. C0136; **authorize** the corresponding budget transactions; and **further authorize** the Chair to execute the necessary documents.

No additional funding is required for the Water System's Cobb County Water System HVAC Upgrades, Program No. C0136.

Decrease Encumbrance:

|                  |                   |         |             |
|------------------|-------------------|---------|-------------|
| GAE 510071117501 | 510-500-5752-8260 | C0136-C | \$18,682.76 |
|------------------|-------------------|---------|-------------|

Transfer from:

Cobb County Water System HVAC Upgrades

|                               |                   |         |                    |
|-------------------------------|-------------------|---------|--------------------|
| Construction                  | 510-500-5752-8260 | C0136-C | \$18,682.76        |
| Interest Expense on Retainage | 510-500-5752-6613 | C0136-A | \$ 1,882.39        |
| Contingency                   | 510-500-5752-8810 | C0136-T | <u>\$19,440.00</u> |
| Total                         |                   |         | \$40,005.15        |

Transfer to:

Cobb County Water System HVAC Upgrades

|                       |                   |         |             |
|-----------------------|-------------------|---------|-------------|
| Preliminary Estimates | 510-500-5752-8005 | C0136-Z | \$40,005.15 |
|-----------------------|-------------------|---------|-------------|

5. **To approve Supplemental Agreement No. 1 to the agreement with Wiss, Janney, Elstner Associates, Inc. for South Cobb WRF Influent Lift Station Recovery Forensic Engineering Services, Program No. T5004.**

To **approve** Supplemental Agreement No. 1 with Wiss, Janney, Elstner Associates, Inc., in an amount not to exceed \$188,240.77 with a 12-month time extension, for South Cobb WRF Influent Lift Station Recovery Forensic Engineering Services, Program No. T5004; **authorize** the corresponding budget transactions; and **further authorize** the Chair to execute the necessary documents.

Funding is available in the Water System's CIP Budget as follows:

|                                                                                                    |                   |                         |              |
|----------------------------------------------------------------------------------------------------|-------------------|-------------------------|--------------|
| Increase Revenue:                                                                                  | 500-500-5100-4992 | (Water System Reserves) | \$188,240.77 |
| Increase Expenses:                                                                                 | 500-500-5100-6594 | (Interfund Out)         | \$188,240.77 |
| Increase Revenue:                                                                                  | 510-500-5750-4960 | A5750-A                 | \$188,240.77 |
| Increase Expenses:                                                                                 |                   |                         |              |
| South Cobb Water Reclamation Facility Influent Lift Station Recovery Forensic Engineering Services |                   |                         |              |
| Professional Services                                                                              | 510-500-5753-6326 | T5004-A                 | \$188,240.77 |

**Transportation**

6. **Withdrawal of request to adopt a resolution to approve the transit-related 2021 Title VI Program Update for CobbLinc.**

This item was pulled from this agenda via a vote of the Board prior to the adoption of the Consent Agenda.

7. **To adopt a resolution authorizing submission of a Congestion Mitigation and Air Quality Program Grant application amendment to the Federal Transit Administration for transit operating assistance, and authorize the acceptance of allocated Congestion Mitigation and Air Quality Program funding.**

To **adopt** a resolution authorizing submission of a Congestion Mitigation and Air Quality Program Grant application amendment (Federal Award Identification No. GA 2019-006-01) to the Federal Transit Administration, in an amount not to exceed \$1,700,000.00, for transit operating assistance; **authorize** the acceptance of allocated Congestion Mitigation and Air Quality Program funding; **authorize** the corresponding budget transactions; and **further authorize** the Chair, or her designee, to execute the necessary documents. A copy of said resolution is attached and made a part of these minutes.

Appropriate receipt of federal revenue from FY21 Federal Transit Administration CMAQ Grant funds to the Transit Grant Fund, as follows:

|                       |                   |                      |                |
|-----------------------|-------------------|----------------------|----------------|
| Increase Revenue:     | 203-050-T072-4443 | FTA 5307 - CMAQ      | \$1,360,000.00 |
| Increase Expenditure: | 203-050-T072-8005 | Preliminary Estimate | \$1,360,000.00 |

Local match is available in the Capital Projects Fund, as follows:

|            |                  |                              |              |
|------------|------------------|------------------------------|--------------|
| Available: | 380-050-4655-659 | Interfund Transfer - Expense | \$340,000.00 |
|------------|------------------|------------------------------|--------------|

Appropriate interfund transfer of available local match from the Capital Projects Fund to the Transit Grant Fund, as follows:

|                       |                   |                              |              |
|-----------------------|-------------------|------------------------------|--------------|
| Increase Revenue:     | 203-050-T072-4960 | Interfund Transfer - Revenue | \$340,000.00 |
| Increase Expenditure: | 203-050-T072-8005 | Preliminary Estimate         | \$340,000.00 |

Support Services Agency

Information Services

8. **To authorize the Purchasing Director to purchase technology greater than \$100,000.00, under provisions of Georgia Department of Administrative Services Contract #99999-SPD-T20120501-0006 GA Networking Equipment and IT Infrastructure Products, with Prosys Information Systems, for a Cisco Security Enterprise Agreement (EA).**

To **authorize** the Purchasing Director to purchase a 3-year Cisco Security Enterprise Agreement, in an amount not to exceed \$194,931.48 annually, under provisions of Georgia Department of Administrative Services Contract #99999-SPD-T20120501-0006 with Prosys Information Systems; and **further authorize** the corresponding budget transactions.

Available in the Capital Projects Fund 380, Cyber Security Project, Unit 4538 as follows:  
380-035-4538-6491 (Cyber Security Project Maintenance) \$194,931.48

Community Development

9. **To approve an annexation notice of Non-Objection per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for annexation of a 7.1 acre tract located at 2810 Spring Rd., into the City of Smyrna.**

To **approve** an annexation notice of Non-Objection per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for annexation of Land Lot 0880, 17th District, parcel 0030, 2nd Section, located on a 7.1 acre tract located at 2810 Spring Rd, into the City of Smyrna. A copy of attachment I is attached and made a part of these minutes.

**Medical Examiner**

10. **To approve a Memorandum of Agreement between Cobb Douglas Public Health (CDPH) and Cobb County on behalf of the Cobb County Medical Examiner's Office (CCMEO).**

To **approve** a Memorandum of Agreement between the Cobb County Medical Examiner's Office and the Georgia Department of Public Health; **approve** the appropriation of revenue with the monthly standard reserve; **authorize** the corresponding budget transactions; and **further authorize** the Chair to execute the necessary documents.

Funding will be available in the Grant Fund with the following transactions:

|                      |                   |                |             |
|----------------------|-------------------|----------------|-------------|
| Increase Revenue     | 270-150-F056-4508 | (Local Grants) | \$40,000.00 |
| Increase Expenditure | 270-150-F056-6012 | (Salaries)     | \$40,000.00 |

**Finance**

11. **To adopt a resolution adopting all budget amendments set forth in agenda items on this date.**

To **adopt** a resolution adopting all budget amendments set forth in agenda items on this date. A copy of said resolution is attached and made a part of these minutes.

12. **To authorize the advertisement of and to conduct a public hearing to establish a contract with a consulting firm to provide federal legislative consulting services for Cobb County.**

To **authorize** the advertisement and to conduct a public hearing to establish a contract with a consulting firm to provide federal legislative consulting services for Cobb County.

13. **To adopt a Resolution to levy an ad valorem tax to repay the Cobb County School District Short-Term Construction Notes, Series 2021.**

To **adopt** a Resolution to levy an ad valorem tax to repay the Cobb County School District Short-Term Construction Notes, Series 2021 in the event that the special educational sales tax proceeds and other funds of the Cobb County School District are not sufficient to repay such notes; and **authorize** the Chair to execute any necessary documents. A copy of said resolution is attached and made a part of these minutes.

There is no funding required at this time.

**County Clerk**

14. **To approve minutes.**

To **approve** minutes from the following meetings:

January 11, 2021 - Agenda Work Session  
January 12, 2021 - BOC Regular Meeting  
January 19, 2021 - BOC Comp Plan  
January 15, 2021 - 2021 Legislative Brief

**Non-Agenda**

15. **To approve settlement of a workers' compensation, claim on behalf of Brandon Kelly.**

To **approve** a settlement of the Workers' Compensation Claim No. SBWC 2019-076370 on behalf of Brandon Kelly; and **authorize** the Human Resources Director and the Workers' Compensation Administrator to execute the necessary settlement documents.

Funding is available in the Workers' Compensation Claims Fund.

CONSENT VOTE: **ADOPTED 5-0**, with the following exceptions:

- *Consent Item 13 (see item 14 of these minutes)* **ADOPTED 4-1**, Commissioner Gambrill opposed
- *Consent Item 5 (see item 6 of these minutes)* pulled from this agenda via a vote of the Board prior to the adoption of the Consent Agenda.

**REGULAR AGENDA**

**Board of Commissioners**

**BOC Chair**

**16. To approve the legislative agenda for 2021 and adopt the practice of voting on policy measure prior to submitting to the State Delegation.**

Jimmy Gisi, Deputy County Manager presented information regarding the request to approve the legislative agenda for 2021, and the practice of voting on policy measures prior to submitting to the State Delegation.

*Discussion ensued among the Board and the following Motions were made:*

Motion by Cupid, second by Richardson, to **divide** the Item into two separate motions.

VOTE: **ADOPTED 5-0**

Motion by Cupid, second by Birrell, to **adopt** the practice of voting on policy measures prior to submitting to the State Delegation.

VOTE: **ADOPTED 5-0**

Motion by Cupid, second by Richardson, to **approve** the legislative Brief for 2021, as discussed in the Cobb Delegation meeting on January 15, 2021,

VOTE: **ADOPTED 3-2**, Commissioner Birrell and Commissioner Gambrill opposed

**Transportation**

**17. To approve a contract with ABC Bus, Inc., for overhaul of the CobbLinc Express bus fleet, CCDOT Contract No. 001590.**

Motion by Cupid, second by Birrell, to **approve** a contract with ABC Bus, Inc., in an amount not to exceed \$4,577,158.26, for overhaul of the CobbLinc Express bus fleet, CCDOT Contract No. 001590; **authorize** the corresponding budget transactions; and **further authorize** the Chair to execute the necessary documents.

Federal funding is available in the approved Transit Grant Fund, with the following budget transfers:

|                |                   |                             |                |
|----------------|-------------------|-----------------------------|----------------|
| Transfer from: | 203-050-T065-8005 | Preliminary Estimate        | \$1,250,000.00 |
|                | 203-050-T069-8005 | Preliminary Estimate        | \$1,002,286.00 |
|                | 203-050-T072-8005 | Preliminary Estimate        | \$1,250,000.00 |
|                | 203-050-T080-8005 | Preliminary Estimate        | \$1,074,872.26 |
| Transfer to:   | 203-050-T080-8613 | Transit Buses - Major Rehab | \$4,577,158.26 |

VOTE: **ADOPTED 5-0**

18. **To adopt a resolution authorizing submission of a Transportation Alternatives Program Grant application amendment to the Federal Transit Administration for transit capital assistance to construct West Atlanta Street Trail, Project No. X2412, and authorize the acceptance of allocated Transportation Alternatives Program Grant funding.**

Motion by Birrell, second by Gambrill, to **adopt** a resolution authorizing submission of a Transportation Alternatives Program Grant application amendment (Federal Award Identification No. GA 2019-006-01) to the Federal Transit Administration, in an amount not to exceed \$1,000,000.00, for transit capital assistance to construct West Atlanta Street Trail, Project No. X2412; **authorize** the acceptance of allocated Transportation Alternatives Program Grant funding; **authorize** the corresponding budget transactions; and **further authorize** the Chair, or her designee, to execute the necessary documents. A copy of said resolution is attached and made a part of these minutes.

Appropriate receipt of federal revenue from Federal Transit Administration Transportation Alternatives Program Grant funds to the Transit Grant Fund, as follows:

|                       |                                |                      |              |
|-----------------------|--------------------------------|----------------------|--------------|
| Increase Revenue:     | 347-050-X240-X240-4439-X2412-C | FTA 5307 - Capital   | \$800,000.00 |
| Increase Expenditure: | 347-050-X240-X240-8761-X2412-C | Preliminary Estimate | \$800,000.00 |

Local match is available in the 2016 SPLOST Transportation Improvements Program Fund, as follows:

|            |                                |                      |              |
|------------|--------------------------------|----------------------|--------------|
| Available: | 347-050-X240-X240-8761-X2412-C | Preliminary Estimate | \$200,000.00 |
|------------|--------------------------------|----------------------|--------------|

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Thoroughfare and Mobility Improvements.

West Atlanta Street Trail is an eligible project/program under the Congestion Relief and Mobility Improvements - Thoroughfare and Mobility Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 21). Local Match for Future Federal/State/Other Funding includes required local match for the West Atlanta Street Trail project, to be funded by Federal Transit Administration STP and TAP Grant funds. Improvements include the construction of trail and other pedestrian improvements.

SPLOST Project Summary as of January 6, 2021:

|                           |         |                |           |              |
|---------------------------|---------|----------------|-----------|--------------|
| West Atlanta Street Trail | Budget: | \$2,200,000.00 | Expended: | \$364,760.62 |
|---------------------------|---------|----------------|-----------|--------------|

VOTE: **ADOPTED 5-0**

19. **To approve Supplemental Agreement No. 4 to the Cobb Framework Agreement with the Town Center Community Improvement District for additional engineering design of South Barrett Parkway Reliever, Phase 3, Project No. X2407, TCID-26, CCDOT Contract No. N13376.**

Motion by Birrell, second by Gambrill, to **approve** Supplemental Agreement No. 4 to the Cobb Framework Agreement with the Town Center Community Improvement District for additional engineering design of South Barrett Parkway Reliever, Phase 3, Project No. X2407, TCID-26, CCDOT Contract No. N13376; **authorize** the corresponding budget transaction; and **further authorize** the Chair to execute the necessary documents.

Available in the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

|                |                                |                      |              |
|----------------|--------------------------------|----------------------|--------------|
| Transfer from: | 347-050-X240-X240-8761-X2407-C | Preliminary Estimate | \$107,427.11 |
| Transfer to:   | 347-050-X240-X240-8722-X2407-E | Engineering          | \$107,427.11 |

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Thoroughfare and Mobility Improvements.

South Barrett Parkway Reliever, Phase 3, is an eligible project/program under the Congestion Relief and Mobility Improvements – Thoroughfare and Mobility Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 21, 26). Local Match for Future Federal/State/Other Funding includes required local match for the South Barrett Reliever, Phase 3 project, to be funded by the Georgia Department of Transportation. Improvements include a new connector road over I-75.

SPLOST Project Summary as of January 6, 2021:

|                                         |                        |                        |
|-----------------------------------------|------------------------|------------------------|
| South Barrett Parkway Reliever, Phase 3 | Budget: \$7,512,736.00 | Expended: \$598,199.73 |
|-----------------------------------------|------------------------|------------------------|

VOTE: **ADOPTED 5-0**

20. **To approve Task Order No. 1 to the 2020 Master Task Order Contract with Croy Engineering, Inc., for site plan design and bidding services of the Southeast Hangar Site project at Cobb County International Airport – McCollum Field, CCDOT Contract No. 001569.**

Motion by Birrell second by Gambrill, to **approve** Task Order No. 1 to the 2020 Master Task Order Contract with Croy Engineering, Inc., in an amount not to exceed \$97,725.00, for site plan design and bidding services of the Southeast Hangar Site project at Cobb County International Airport – McCollum Field, CCDOT Contract No. 001569; **authorize** the corresponding budget transaction; and **further authorize** the Chair to execute the necessary documents.

Available in the Airport Division's FY21 approved Operating budget, with the following budget transfer:

|                |                   |                       |             |
|----------------|-------------------|-----------------------|-------------|
| Transfer from: | 010-050-0720-8852 | Fund Balance Reserves | \$97,725.00 |
| Transfer to:   | 010-050-0720-6326 | Professional Services | \$97,725.00 |

VOTE: **ADOPTED 5-0**

21. **To authorize the sole source procurement of professional services for Cartegraph System Upgrade and Enhancement, Project No. X2534.**

Motion by Cupid, second by Brinell, to **authorize** the sole source procurement of professional services from Cartegraph Systems, LLC, in an amount not to exceed \$46,350.00, for Cartegraph System Upgrade and Enhancement, Project No. X2534.

Available in the 2016 SPLOST Transportation Improvements Program Fund, as follows:

|            |                                |                       |             |
|------------|--------------------------------|-----------------------|-------------|
| Available: | 347-050-X250-X250-8676-X2534-O | Professional Services | \$46,350.00 |
|------------|--------------------------------|-----------------------|-------------|

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Traffic Management, Traffic Signals, and Planning.

Transportation Technology is an eligible project/program under the Congestion Relief and Mobility Improvements –Traffic Management, Traffic Signals, and Planning Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 23).

Transportation Technology improvements include the upgrade of information systems to include Geographic Information Systems (GIS), the Program/Project/Contract management system (ProjectView), and the transportation management system (Cartegraph).

SPLOST Project Summary as of January 6, 2021:

Transportation Technology - Cartegraph Update Budget: \$199,100.00 Expended: \$123,284.46

VOTE: **ADOPTED 5-0**

22. **To approve Project No. X2284 to the 2018 Countywide Unit Price Contract with Chatfield Contracting, Inc., for drainage system repairs on Willow Glenn Drive, CCDOT Contract No. 001601.**

Motion by Richardson, second by Sheffield, to **approve** Project No. X2284 to the 2018 Countywide Unit Price Contract with Chatfield Contracting, Inc., in an amount not to exceed \$24,915.00, for drainage system repairs on Willow Glenn Drive, CCDOT Contract No. 001601; **authorize** the corresponding budget transaction; and **further authorize** the Chair to execute the necessary documents.

Available in the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

|                |                                |                      |             |
|----------------|--------------------------------|----------------------|-------------|
| Transfer from: | 347-050-X220-X220-8761-X2284-C | Preliminary Estimate | \$24,915.00 |
| Transfer to:   | 347-050-X220-X220-8762-X2284-C | Turnkey Construction | \$24,915.00 |

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Drainage System Improvements.

Willow Glenn Drive is an eligible project/program under the Infrastructure Preservation – Drainage System Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 9). Drainage System Improvements include repair and replacement of roadway drainage systems throughout the County.

SPLOST Project Summary as of January 6, 2021:

|                             |         |             |           |        |
|-----------------------------|---------|-------------|-----------|--------|
| Willow Glenn Drive Drainage | Budget: | \$50,000.00 | Expended: | \$0.00 |
|-----------------------------|---------|-------------|-----------|--------|

VOTE: **ADOPTED 5-0**

23. **To approve Change Order No. 2 (final) to the contract with D&H Construction Company, Inc., for drainage system repairs on Lost Mountain Lane, Project No. X2263, CCDOT Contract No. 001521.**

Motion by Gambrell, second by Cupid, to **approve** Change Order No. 2 (final) to the contract with D&H Construction Company, Inc., a savings to the project in the amount of \$49,085.57, for drainage system repairs on Lost Mountain Lane, Project No. X2263, CCDOT Contract No. 001521; **authorize** the corresponding budget transactions; and **further authorize** the Chair to execute the necessary documents.

A savings to the 2016 SPLOST Transportation Improvements Program Fund, as follows:

Decrease GAE 34705262024:

|                |                                                     |             |
|----------------|-----------------------------------------------------|-------------|
|                | 347-050-X220-X220-8762-X2263-C Turnkey Construction | \$34,308.57 |
| Transfer from: | 347-050-X220-X220-8762-X2263-C Turnkey Construction | \$34,308.57 |
| Transfer to:   | 347-050-X220-X220-8761-X2263-C Preliminary Estimate | \$34,308.57 |

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Drainage System Improvements.

Lost Mountain Lane is an eligible project/program under the Infrastructure Preservation - Drainage System Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 9). Drainage System Improvements include repair and replacement of roadway drainage systems throughout the County.

SPLOST Project Summary as of January 6, 2021:

|                             |         |              |           |              |
|-----------------------------|---------|--------------|-----------|--------------|
| Lost Mountain Lane Drainage | Budget: | \$395,000.00 | Expended: | \$354,713.18 |
|-----------------------------|---------|--------------|-----------|--------------|

A savings to the Water System DOT Projects - Relocate Lines Adopted CIP Budget, as follows  
Decrease GAE 51005262024::

|                |                                          |                      |                    |
|----------------|------------------------------------------|----------------------|--------------------|
|                | 510-500-5756-8260-W4417-C                | Construction         | \$14,777.00        |
| Transfer from: | Lost Mountain Lane Drainage Improvements |                      |                    |
|                | 510-500-5756-8260-W4417-C                | Construction         | \$14,777.00        |
|                | 510-500-5756-8265-W4417-M                | Materials & Supplies | \$ 1,000.00        |
|                | 510-500-5756-8810-W4417-T                | Contingency          | <u>\$ 1,540.00</u> |
|                |                                          | Total:               | \$17,317.00        |
| Transfer to:   | DOT Projects – Relocate Lines            |                      |                    |
|                | 510-500-5756-8005-W4069-Z                | Preliminary Estimate | \$17,317.00        |

VOTE: **ADOPTED 5-0**

24. **To approve Project No. X2752-TO#1 to the 2020 Master Task Order Contract with AECOM Technical Services, Inc., for preliminary engineering design of Davis Road Sidewalk, CCDOT Contract No. 001545.**

Motion by Birrell, second by Gambrill, to **approve** Project No. X2752-TO#1 to the 2020 Master Task Order Contract with AECOM Technical Services, Inc., in an amount not to exceed \$107,370.00, for preliminary engineering design of Davis Road Sidewalk, CCDOT Contract No. 001545; **authorize** the corresponding budget transaction; and **further authorize** the Chair to execute the necessary documents.

Available in the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

|                |                                |                      |              |
|----------------|--------------------------------|----------------------|--------------|
| Transfer from: | 347-050-X270-X270-8761-X2752-C | Preliminary Estimate | \$107,370.00 |
| Transfer to:   | 347-050-X270-X270-8722-X2752-E | Engineering          | \$107,370.00 |

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Sidewalks.

Davis Road Sidewalk is an eligible project/program under the Pedestrian Improvements – Sidewalks Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 14). Pedestrian Improvements within Commission District 3 include construction of sidewalks and other pedestrian improvements along roadways in the vicinity of schools, activity center multi-modal facilities (transit stops/shelters, etc.), and other congested areas, to include pedestrian bridges where needed.

SPLOST Project Summary as of January 6, 2021:

|                     |         |              |           |        |
|---------------------|---------|--------------|-----------|--------|
| Davis Road Sidewalk | Budget: | \$802,996.97 | Expended: | \$0.00 |
|---------------------|---------|--------------|-----------|--------|

VOTE: **ADOPTED 5-0**

25. **To approve a Construction Engineering Agreement with CSX Transportation, Inc., for construction of West Atlanta Street Trail, Project No. X2412.**

Motion by Birrell, second by Gambrill, to **approve** a Construction Agreement with CSX Transportation, Inc., in an estimated total amount of \$25,685.00, for construction of West Atlanta Street Trail, Project No. X2412; **authorize** the corresponding budget transaction; and **further authorize** the Chair to execute the necessary documents.

Available in the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

|                |                                |                      |             |
|----------------|--------------------------------|----------------------|-------------|
| Transfer from: | 347-050-X240-X240-8761-X2412-C | Preliminary Estimate | \$25,685.00 |
| Transfer to:   | 347-050-X240-X240-8789-X2412-U | Utility - Railroad   | \$25,685.00 |

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Thoroughfare and Mobility Improvements.

West Atlanta Street Trail is an eligible project/program under the Congestion Relief and Mobility Improvements – Thoroughfare and Mobility Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 21). Local Match for Future Federal/State/Other Funding includes required local match for the West Atlanta Street Trail project, to be funded by Federal Transit Administration Surface Transportation Program grant funds. Improvements include the construction of trail and other pedestrian improvements.

SPLOST Project Summary as of January 6, 2021:

|                           |         |                |           |              |
|---------------------------|---------|----------------|-----------|--------------|
| West Atlanta Street Trail | Budget: | \$2,200,000.00 | Expended: | \$364,760.62 |
|---------------------------|---------|----------------|-----------|--------------|

VOTE: **ADOPTED 5-0**

26. **To approve Amendment No. 1 to the Cobb Framework Agreement with the City of Smyrna for Railroad Quiet Zone Improvements at Nickajack Road, Project No. X2313.**

Motion by Sheffield, second by Richardson, to **approve** Amendment No. 1 to the Cobb Framework Agreement with the City of Smyrna for Railroad Quiet Zone Improvements at Nickajack Road, Project No. X2313; **approve** the corresponding budget transactions; and **authorize** the Chair to execute the necessary documents.

Available in the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

|                       |                                |                      |             |
|-----------------------|--------------------------------|----------------------|-------------|
| Increase Revenue:     | 347-050-X230-X230-4506-X2313-U | Other Local Revenue  | \$36,841.25 |
| Increase Expenditure: | 347-050-X230-X230-8781-X2313-U | Preliminary Estimate | \$36,841.25 |

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Intersection Improvements.

Railroad Quiet Zone Improvements (joint project with Smyrna) is an eligible project/program under the Safety and Operational Improvements – Intersection Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 17). Railroad Quiet Zone Improvements (joint project with Smyrna) include railroad quiet zone installation at a crossing to be determined.

SPLOST Project Summary as of January 6, 2021:  
Railroad Quiet Zone Improvements at Nickajack Road

|         |              |          |             |
|---------|--------------|----------|-------------|
| Budget: | \$599,999.51 | Expended | \$26,642.21 |
|---------|--------------|----------|-------------|

VOTE: **ADOPTED 5-0**

27. **To approve an Intergovernmental Agreement with the City of Smyrna regarding annual maintenance fees for Railroad Quiet Zone Improvements at Nickajack Road, Project No. X2313.**

Motion by Sheffield, second by Cupid, to **approve** an Intergovernmental Agreement with the City of Smyrna regarding annual maintenance fees for Railroad Quiet Zone Improvements at Nickajack Road, Project No. X2313; **approve** the corresponding budget transactions; and **authorize** the Chair to execute the necessary documents.

Available in the Department's FY21 approved Operating budget, as follows:

|            |                   |                                          |            |
|------------|-------------------|------------------------------------------|------------|
| Available: | 010-050-0750-6491 | Annual Maintenance and Support Contracts | \$5,855.00 |
|------------|-------------------|------------------------------------------|------------|

Revenue from the City of Smyrna for 25 percent of actual costs will be posted as follows:

|                   |                     |
|-------------------|---------------------|
| 010-050-0750-4506 | Other Local Revenue |
|-------------------|---------------------|

VOTE: **ADOPTED 5-0**

28. **To approve an Agreement with Norfolk Southern Railway Company for Railroad Quiet Zone Improvements at Nickajack Road, Project No. X2313.**

Motion by Sheffield, second by Richardson, to **approve** an Agreement with Norfolk Southern Railway Company, in a total estimated amount of \$571,965.00, for Railroad Quiet Zone Improvements at Nickajack Road, Project No. X2313; **authorize** the corresponding budget transaction; and **further authorize** the Chair to execute the necessary documents.

Available in the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

|                |                                |                      |              |
|----------------|--------------------------------|----------------------|--------------|
| Transfer from: | 347-050-X230-X230-8781-X2313-U | Preliminary Estimate | \$571,965.00 |
| Transfer to:   | 347-050-X230-X230-8789-X2313-U | Utility - Railroad   | \$571,965.00 |

The 2016 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 22, 2014, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Intersection Improvements.

Railroad Quiet Zone Improvements (joint project with Smyrna) is an eligible project/program under the Safety and Operational Improvements – Intersection Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 17). Railroad Quiet Zone Improvements (joint project with Smyrna) include railroad quiet zone installation at a crossing to be determined.

SPLOST Project Summary as of January 6, 2021:

|                                                    |                                            |
|----------------------------------------------------|--------------------------------------------|
| Railroad Quiet Zone Improvements at Nickajack Road | Budget: \$599,999.51 Expended: \$26,642.21 |
|----------------------------------------------------|--------------------------------------------|

VOTE: **ADOPTED 5-0**

29. **To approve Change Order No. 3 to the contract with Cooper and Company General Contractors, Inc., for Construction Management at Risk construction services for CobbLinc Bus Fueling Station and Bus Wash Facility Renovations, Project No. 4826-3, CCDOT Contract No. 001246.**

Motion by Birrell, second by Gambrill, to **approve** Change Order No. 3 to the contract with Cooper and Company General Contractors, Inc., a no-cost time extension through March 31, 2021, for Construction Management at Risk construction services for CobbLinc Bus Fueling Station and Bus Wash Facility Renovations, Project No. 4826-3, CCDOT Contract No. 001246; and **authorize** the Chair to execute the necessary documents.

VOTE: **ADOPTED 5-0**

**APPOINTMENTS**

30. **To approve the reappointment of Ollie Davis to the Public Library Board.**

Motion by Sheffield, second by Richardson, to **approve** the reappointment of Ollie Davis to the Public Library Board for a three-year term to expire on December 31, 2023.

VOTE: **ADOPTED 5-0**

31. **To announce the reappointment of Galt Porter to the Planning Commission**

Commissioner Sheffield **announced** the reappointment of Galt Porter to the Planning Commission for a concurrent term to expire on December 31, 2024.

32. **To announce the reappointment of Wayne Blackstone to the Animal Services Board.**

Commissioner Sheffield and Richardson **announced** the reappointment of Wayne Blackstone to the Animal Services Board for a concurrent term to expire on December 31, 2024.

33. **To announce the reappointment of Toby Carmichael to the Animal Services Board.**

Commissioner Sheffield **announced** the reappointment of Toby Carmichael to the Animal Services Board for a concurrent term to expire on December 31, 2024.

34. **To announce the reappointment of Geraldine Savage Aldridge to the Historic Preservation Commission.**

Commissioner Sheffield **announced** the reappointment of Geraldine Savage Aldridge to the Historic Preservation Commission for a concurrent term to expire on 12/31/2024.

35. **To announce the reappointment of Marta G. Stewart to the Home Builders Advisory Board.**

Commissioner Sheffield **announced** the reappointment of Marta G. Stewart to the Home Builders Advisory Board for a concurrent term to expire on December 31, 2024.

36. **To announce the reappointment of Harvey Williams to Keep Cobb Beautiful.**

Commissioner Sheffield **announced** the reappointment of Harvey Williams to Keep Cobb Beautiful for a two-year term to expire on December 31, 2022.

37. **To announce the reappointment of Jeff Padgett to Keep Cobb Beautiful.**

Commissioner Sheffield **announced** the reappointment of Jeff Padgett to Keep Cobb Beautiful for a two-year term to expire on December 31, 2022.

38. **To announce the reappointment of Barry Krebs to Keep Cobb Beautiful.**

Commissioner Sheffield **announced** the reappointment of Barry Krebs to Keep Cobb Beautiful for a two-year term to expire on December 31, 2022.

39. **To announce the reappointment of Lindsay Edwards to the One Percent Special Purpose Local Option Sales Tax Citizens' Oversight Committee.**

Commissioner Sheffield **announced** the reappointment of Lindsay Edwards to the One Percent Special Purpose Local Option Sales Tax Citizens' Oversight Committee for a concurrent term to expire on December 31, 2024.

40. **To announce the reappointment of Roger Sandbothe to the One Percent Special Purpose Local Option Sales Tax Citizens' Oversight Committee.**

Commissioner Sheffield **announced** the reappointment of Roger Sandbothe to the One Percent Special Purpose Local Option Sales Tax Citizens' Oversight Committee for a concurrent term to expire on December 31, 2024.

41. **To announce the reappointment of Dania Aponte to the Transit System Advisory Board.**

Commissioner Sheffield **announced** the reappointment of Dania Aponte to the Transit Advisory Board for a concurrent term to expire on December 31, 2024.

42. **To announce the reappointment of Allison Bickers to the Transit System Advisory Board.**

Commissioner Sheffield **announced** the reappointment of Allison Bickers to the Transit System Advisory Board for a two-year term to expire on February 13, 2022

43. **To approve the reappointment of Abby Shiffman to the Public Library Board of Trustees.**

Motion by Richardson, second by Cupid, to **approve** the reappointment of Abby Shiffman to the Library Board of Trustees for a three-year term to expire December 31, 2023.

VOTE: ADOPTED 5-0

44. **To announce the reappointment of Bryant McDaniel to the Board of Zoning Appeals.**

Commissioner Richardson **announced** the reappointment of Bryant McDaniel to the Board of Zoning Appeals for a concurrent term to expire on December 31, 2024.

45. **To announce the appointment of Daniel Matalon to the Neighborhood Safety Commission.**

Commissioner Richardson **announced** the appointment of Daniel Matalon to the Neighborhood Safety Commission for a three-year term to expire on September 30, 2023. This appointment replaces Neil Fusillo.

46. **To announce the appointment of William J. de St. Aubin to the One Percent Special Purpose Option Sales Tax Citizen's Oversight Committee.**

Commissioner Richardson **announced** the appointment of William J. de St. Aubin to the One Percent Special Purpose Local Option Sales Tax Citizen's Oversight Committee for a concurrent term to expire December 31, 2024. This appointment will replace Damaris Gay.

47. **To announce the appointment of Felicia McDade to the One Percent Special Purpose Option Sales Tax Citizen's Oversight Committee.**

Commissioner Richardson **announced** the appointment of Felicia McDade to the One Percent Special Purpose Local Option Sales Tax Citizen's Oversight Committee for a concurrent term to expire December 31, 2024. This appointment will replace James Brock.

48. **To announce the appointment of Jacquelyn Bettadapur to the One Percent Special Purpose Option Sales Tax Citizen's Oversight Committee.**

Commissioner Richardson **announced** the appointment of Jacquelyn Bettadapur to the One Percent Special Purpose Local Option Sales Tax Citizen's Oversight Committee for a concurrent term to expire December 31, 2024. This appointment will replace Bill Carver.

49. **To announce the reappointment of JoAnn Birrell to the Airport Advisory Board, Post 1.**

Chairwoman Cupid **announced** the reappointment of JoAnn Birrell to the Airport Advisory Board for a two-year term to expire on 12/31/2022.

50. **To announce the Vice Chair for 2021.**

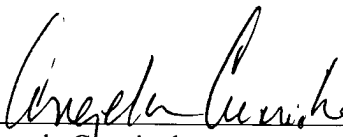
Chairwoman Cupid **announced** Monique Sheffield as the Vice Chair for 2021.

**PUBLIC COMMENT**

1. **Ashley Jones** addressed the Board regarding rental assistance.
2. **Dennie Willson** addressed the Board regarding property frontage drainage issues.
3. **Monica Delancy** addressed the Board regarding rental assistance.
4. **D.A. King** addressed the Board regarding the 287g program.
5. **Patricia Furr** addressed the Board regarding air quality near residence.
6. **Ron Sifen** addressed the Board regarding Transportation issues.

**ADJOURNMENT**

The meeting was adjourned at 9:59 p.m.

  
Angela Cunningham  
Deputy County Clerk  
Cobb County Board of Commissioners

**RESOLUTION**

*Resolution authorizing the filing of an application with the Federal Transit Administration, an operating administration of the United States Department of Transportation, for Federal transportation assistance authorized by Chapter 53 of Title 49 of the U.S. Code (49 U.S.C. § 5301, et. seq.), and 23 U.S.C. § 149, the Congestion Mitigation and Air Quality Improvement Program ("CMAQ"), and other Federal statutes administered by the Federal Transit Administration.*

**WHEREAS**, the Federal Transit Administration has been delegated authority to award Federal financial assistance for a transportation project; and

**WHEREAS**, the grant or cooperative agreement for Federal financial assistance will impose certain obligations upon Cobb County, and may require Cobb County to provide the local share of the project cost; and

**WHEREAS**, Cobb County has provided or will provide all annual certifications and assurances to the Federal Transit Administration required for the project.

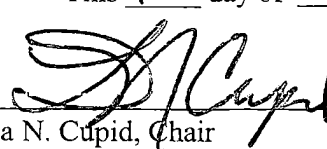
**NOW, THEREFORE, BE IT RESOLVED** that the Cobb County Board of Commissioners authorize the filing of a CMAQ grant request by Cobb County with the Federal Transit Administration, Department of Transportation, United States of America in an amount not to exceed \$1,700,000.00; and

1. That the Chair of the Cobb County Board of Commissioners, or her designee, is authorized to execute and file an application for Federal assistance on behalf of Cobb County with the Federal Transit Administration for Federal assistance authorized by 23 U.S.C. § 149, or other Federal statutes authorizing a project administered by the Federal Transit Administration.
2. That the Chair of the Cobb County Board of Commissioners, or her designee, is authorized to execute and file with its application the annual certifications and assurances and other documents the Federal Transit Administration requires before awarding a Federal assistance grant or cooperative agreement.
3. That the Chair of the Cobb County Board of Commissioners, or her designee, is authorized to execute grant and cooperative agreements with the Federal Transit Administration on behalf of Cobb County.

**CERTIFICATION**

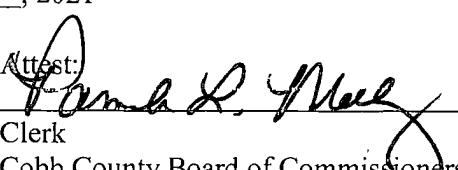
The undersigned duly qualified Chair of the Cobb County Board of Commissioners, acting on behalf of the Cobb County Board of Commissioners, certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Cobb County Board of Commissioners held on January 26, 2021.

This 9<sup>TH</sup> day of Feb., 2021

  
Lisa N. Cupid, Chair  
Cobb County Board of Commissioners



Attest:

  
Clerk

Cobb County Board of Commissioners

**APPROVED**  
PER MINUTES OF  
COBB COUNTY  
BOARD OF COMMISSIONERS

1/26/21

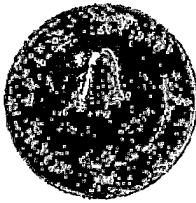
Approved As To Form:

REFERENCE ITEM 7

  
COBB COUNTY ATTORNEY'S OFFICE

**FY21 FTA Congestion Mitigation and Air Quality Program  
Project List  
Federal Award Identification No. GA 2019-006-01  
GRANT BUDGET**

| <b>Operating Projects (20% Local Match)</b>                | <b>Project Cost</b>            |
|------------------------------------------------------------|--------------------------------|
| CobbLinc Year 3 Weekend Service Modifications              | \$ 1,700,000.00                |
| <b><i>Subtotal - CMAQ Operating Projects (80%/20%)</i></b> | <b><i>\$ 1,700,000.00</i></b>  |
| <i>Current Approved Super Grant Budget</i>                 | <i>\$ 29,173,638.00</i>        |
| <i>FY21 TAP Funding - Approval Pending</i>                 | <i>\$ 1,000,000.00</i>         |
| <b>Amended Total Super Grant Budget</b>                    | <b><u>\$ 31,873,638.00</u></b> |



COBB COUNTY  
BOARD OF COMMISSIONERS

100 Cherokee Street, Suite 300  
Marietta, Georgia 30090-7000  
770.528.3305 • fax: 770.528.2606

Lisa Cupid  
Chairwoman

CERTIFIED MAIL  
7014 1820 0000 0594 1013

January 7, 2021

The Honorable Derek Norton, Mayor  
City of Smyrna  
City Hall  
P.O. Box 1226 / 2800 King Street  
Smyrna, Georgia 30080

**Re: Petition for Annexation – Land Lot 0880, 17<sup>th</sup> District, Parcel 0030, 2<sup>nd</sup> Section, 2810 Spring Road, Cobb County, Georgia; Notice of Non-Objection.**

Dear Mayor Norton:

We are in receipt of the above-referenced annexation request. Please accept this response to the annexation proposal for 2810 Spring Road. The subject property is currently zoned OI and is within an area identified as Regional Activity Center/Office Sub-category (RAC/off) according to the Cobb County Future Land Use Map. The applicant is seeking to rezone the subject property along with two adjacent tracts totaling approximately 8.7 acres to MU-conditional for a mixed-use development consisting of retail/restaurant space, commercial office space, 350 apartments, and a 188-room hotel. According to our HB 489 Intergovernmental Agreement, the proposed zoning is compatible; however, the agreement mentions a maximum density of 12 units per acre for apartments. The subject property is located within the Cumberland Regional Activity Center, which in recent years has experienced development of multi-family housing at densities significantly higher than 12 units per acre. The County's Comprehensive Plan deems developments within Cumberland and the RAC Future Land Use category of the size, scale, and intensity comparable to that which has been proposed, to be appropriate. With these factors in mind, the County will not object to the pending request.

In summary, please accept this letter as the County's formal **notice of non-objection** to the proposed annexation. Please see the attached comments from the Cobb County Water System, Department of Transportation and Stormwater Management Division. If you have questions or need any additional information, please contact the office of Jason Gaines, Planning & Economic Development Manager, at (770) 528-2018.

**Re: Petition for Annexation – Land Lot 0880, 17<sup>th</sup> District, Parcel 0030, 2<sup>nd</sup> Section, 2810 Spring Road, Cobb County, Georgia; Notice of Non-Objection.**

Sincerely,

  
Lisa Cupid, Chairwoman

cc: Jackie McMorris, County Manager – Via Email  
Jimmy Gisi, Deputy County Manager – Via Email  
H. William Rowling, Jr., County Attorney- Via Email  
Brian Johnson, Senior Associate County Attorney, Via Email  
Jessica Guinn, Community Development Director – Via Email  
Pamela Mabry, County Clerk – Via Email  
Rusty Martin, Director of Community Development, City of Smyrna  
Joey Staubes, Planner II, City of Smyrna

**Re: Petition for Annexation – Land Lot 0880, 17<sup>th</sup> District, Parcel 0030, 2<sup>nd</sup> Section, 2810 Spring Road, Cobb County, Georgia; Notice of Non-Objection.**

[signature page continued]

Sincerely,



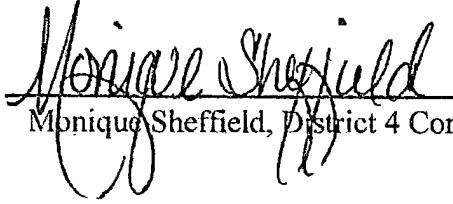
Jerica Richardson, District 2 Commissioner

cc: Jackie McMorris, County Manager – Via Email  
Jimmy Gisi, Deputy County Manager – Via Email  
H. William Rowling, Jr., County Attorney- Via Email  
Brian Johnson, Senior Associate County Attorney, Via Email  
Jessica Guinn, Community Development Director – Via Email  
Pamela Mabry, County Clerk – Via Email  
Rusty Martin, Director of Community Development, City of Smyrna  
Joey Staubes, Planner II, City of Smyrna

**Re: Petition for Annexation – Land Lot 0880, 17<sup>th</sup> District, Parcel 0030, 2<sup>nd</sup> Section, 2810 Spring Road, Cobb County, Georgia; Notice of Non-Objection.**

[signature page continued]

Sincerely,



Monique Sheffield, District 4 Commissioner

cc: Jackie McMorris, County Manager – Via Email  
Jimmy Gisi, Deputy County Manager – Via Email  
H. William Rowling, Jr., County Attorney- Via Email  
Brian Johnson, Senior Associate County Attorney, Via Email  
Jessica Guinn, Community Development Director – Via Email  
Pamela Mabry, County Clerk – Via Email  
Rusty Martin, Director of Community Development, City of Smyrna  
Joey Staubes, Planner II, City of Smyrna

**Water service for this property is currently provided by the CCWS 8-inch line in Spring Road.**

**Wastewater flow from the site is treated at the R. L. Sutton WRF where there currently is sufficient capacity. Permit issuances are subject to continued WRF compliance with EPD discharge requirements.**

**Because CCWS will continue to own and maintain water and sewer facilities in public rights-of-way and public easements, there would be no infrastructure loss.**

Tim Davidson  
Plan Review Engineer  
Cobb County Water System  
770-419-6312

REFERENCE ITEM

**APPLICANT: Smyrna**

**ANNEXATION/REZONING  
PETITION NO:**

**PRESENT ZONING: OI**

**PETITION FOR: MU-Conditional**

**LL/LD: 880/17**

\*\*\*\*\*

|                                                          |
|----------------------------------------------------------|
| <b>TRANSPORTATION COMMENTS &amp;<br/>RECOMMENDATIONS</b> |
|----------------------------------------------------------|

The following comments and recommendations are based on office review of the subject annexation/rezoning case:

Reviewed plans do not show detailed plans and/or specific uses. Additional concerns/comments will be provided after plans have been submitted to Cobb County via the formal Plan Review Process.

Spring Road is classified as an arterial roadway and is under the City of Smyrna's jurisdiction. Proposed access to Spring Road is subject to review and approval by the City of Smyrna.

Spring Hill Parkway is classified as a major roadway and is under the County's jurisdiction. R/W does not appear to meet the minimum requirements.

Recommend applicant consider entering into a development agreement pursuant to O.C.G.A. 36-71-13 for dedication of the following system improvements to mitigate traffic concerns: a) donation of right-of-way along Spring Hill Parkway 40' from centerline of the roadway.

Recommend applicant be required to meet all Cobb County Development Standards and Ordinances related to project improvements.

Recommend applicant verify that minimum intersection sight distance is available for potential driveway access onto Spring Hill Parkway. If it is not, implement remedial measures, subject to the Department's approval, to achieve the minimum requirement.

Recommend curb, gutter and sidewalk improvements along Spring Hill Parkway property frontage.

Recommend coordination with Georgia Department of Transportation because the property is adjacent to Interstate 285.

Plans to be submitted for Cobb County Plan Review and approval.

|                       |
|-----------------------|
| <b>REFERENCE ITEM</b> |
|-----------------------|

The stormwater on this site is private. Any redevelopment will need to provide stormwater management that will not adversely affect downstream storm drain systems within the County and State.

**L. Carl Carver, PE**  
Engineer IV

Cobb County Water System  
Stormwater Management Division  
680 South Cobb Drive  
Marietta, GA 30060-3113  
Office: (770) 419-6453

REFERENCE ITEM

COBB COUNTY BOARD OF COMMISSIONERS

RESOLUTION

ADOPTING ALL BUDGET AMENDMENTS  
SET FORTH IN AGENDA ITEMS ON THIS DATE

WHEREAS, Georgia Law, O.C.G.A. § 36-81-3 (b), requires each unit of government to operate under an annual balanced budget adopted by ordinance or resolution; and

WHEREAS, Cobb County Code 2-49 provides for revisions to the adopted budget during the year only by formal action of the commission in a regular meeting; and

WHEREAS, in official opinion date February 24, 1999, the Attorney General of the State of Georgia concluded that all amendments to the budgets of local government must be adopted by ordinance or resolution;

NOW, THEREFORE, BE IT RESOLVED the Cobb County Board of Commissioners does hereby adopt all such budget amendments as are set forth in agenda items which are adopted by the Board of Commissioners without change this date, as well as other such budget amendments as shall be specifically detailed in motions adopted by the Board of Commissions this date.

This 26<sup>th</sup> of January 2021

**A RESOLUTION OF THE COBB COUNTY BOARD OF COMMISSIONERS FOR THE PURPOSE OF LEVYING TAXES SUFFICIENT TO PROVIDE FOR THE PAYMENT OF THE COBB COUNTY SCHOOL DISTRICT (GEORGIA) SHORT-TERM CONSTRUCTION NOTES, SERIES 2021, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$98,940,000 AND THE INTEREST THEREON, AND FOR OTHER PURPOSES:**

**WHEREAS**, pursuant to Article IX, Section V, Paragraph V of the Constitution of the State of Georgia and a resolution adopted on December 17, 2020, as supplemented on January 21, 2021 (as so supplemented, the "Board of Education Resolution") by the Board of Education of Cobb County (the "Board of Education"), for and on behalf of the Cobb County School District (the "School District"), the Board of Education authorized obtaining a temporary loan in the principal amount of \$98,940,000 for the purpose of providing moneys to pay or to be applied toward the cost of the current expenses of acquiring, constructing, equipping and upgrading various school facilities and improvements of the School District and to pay the expenses incident thereto incurred by the School District during the calendar year 2021; and

**WHEREAS**, in the Board of Education Resolution the Board of Education has recommended to the Board of Commissioners of Cobb County the levy of an ad valorem tax on all property in the School District sufficient to pay the principal of and interest on the Notes (hereinafter defined) in the event the proceeds of a 1% sales and use tax for educational purposes (as identified more fully in the Board of Education Resolution, the "Special Educational Sales Tax") and other available funds of the School District are insufficient to repay the Notes; and

**WHEREAS**, based on the Board of Education's recommendation, it is mandatory by law upon the Board of Commissioners of Cobb County to levy an ad valorem tax within the 20 mill limit prescribed by law upon all property subject to taxation within the School District, which

School District embraces all the territory comprising Cobb County, except the area embraced within the independent school system of the City of Marietta, Georgia, to the extent necessary to produce moneys in an amount sufficient, together with any other funds of the School District lawfully available for such purpose including, without limitation, proceeds of the Special Educational Sales Tax, to provide for the payment of the principal of and interest on the Notes as the same become due and payable.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Cobb County, and it is hereby resolved by authority of same, that for the purpose of paying the principal of and interest on the \$98,940,000 principal amount of Cobb County School District (Georgia) Short-Term Construction Notes, Series 2021 (the "Notes"), as same become due and payable, there will be levied an ad valorem tax within the 20 mill limit prescribed by law on all property subject to taxation within the School District to the extent necessary to produce moneys sufficient, together with any other funds of the School District lawfully available for such purpose including, without limitation, proceeds of the Special Educational Sales Tax, to provide for the payment on December 15, 2021 of the following amounts:

| <u>Principal</u> | <u>Interest</u> | <u>Total</u>     |
|------------------|-----------------|------------------|
| \$98,940,000     | \$1,306,832.50  | \$100,246,832.50 |

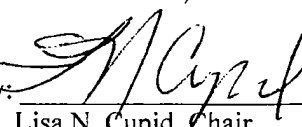
which moneys are hereby irrevocably pledged and appropriated to the payment of the principal and interest on the Notes.

**BE IT FURTHER RESOLVED** by the authority aforesaid, and it is hereby resolved by authority of the same, that all resolutions, if any, in conflict with this resolution, be and the same are hereby repealed.

SO ADOPTED this January 26, 2021.

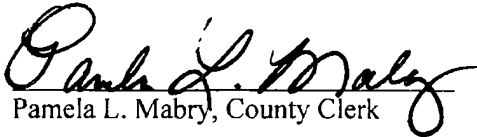
COBB COUNTY, GEORGIA

By:

  
Lisa N. Cupid, Chair,  
Board of Commissioners of Cobb County



Attest:

  
Pamela L. Mabry, County Clerk

**APPROVED**  
PER MINUTES OF  
COBB COUNTY  
BOARD OF COMMISSIONERS

1/26/21

## COUNTY CLERK'S CERTIFICATE

### GEORGIA, COBB COUNTY

I, Pamela L. Mabry, Clerk of the Board of Commissioners of Cobb County, **DO HEREBY CERTIFY** that the foregoing is a true and correct copy of a resolution duly adopted by the said Board of Commissioners at an open public meeting duly called and lawfully assembled on January 26, 2021, in connection with the issuance of \$98,940,000 principal amount of Cobb County School District (Georgia) Short-Term Construction Notes, Series 2021, the original of which resolution being duly recorded in the Minute Book of the Board of Commissioners, which Minute Book is in my custody and control.

**WITNESS** my hand and the official seal of the Board of Commissioners Cobb County, this January 26, 2021.

(S E A L)



for Robin L. Stone  
County Clerk  
Robin L. Stone  
Deputy County Clerk

REFERENCE ITEM

RESOLUTION

*Resolution authorizing the filing of an application with the Federal Transit Administration, an operating administration of the United States Department of Transportation, for Federal transportation assistance authorized by Chapter 1 of Title 23 of the United States Code (23 U.S.C. § 133 – Surface Transportation Program) and other Federal statutes administered by the Federal Transit Administration.*

**WHEREAS**, the Federal Transit Administration has been delegated authority to award Federal financial assistance for a transportation project; and

**WHEREAS**, the grant or cooperative agreement for Federal financial assistance will impose certain obligations upon Cobb County, and may require Cobb County to provide the local share of the project cost; and

**WHEREAS**, Cobb County has provided or will provide all annual certifications and assurances to the Federal Transit Administration required for the project.

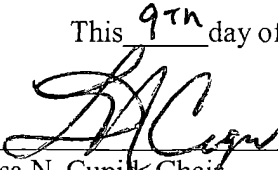
**NOW, THEREFORE, BE IT RESOLVED** that the Cobb County Board of Commissioners authorize the filing of a grant application by Cobb County with the Federal Transit Administration, Department of Transportation, United States of America in an amount not to exceed **\$1,000,000.00**; and

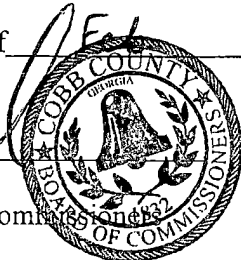
1. That the Chair of the Cobb County Board of Commissioners, or her designee, is authorized to execute and file an application for Federal assistance on behalf of Cobb County with the Federal Transit Administration for Federal assistance authorized by 23 U.S.C. § 133, or other Federal statutes authorizing a project administered by the Federal Transit Administration.
2. That the Chair of the Cobb County Board of Commissioners, or her designee, is authorized to execute and file with its application the annual certifications and assurances and other documents the Federal Transit Administration requires before awarding a Federal assistance grant or cooperative agreement.
3. That the Chair of the Cobb County Board of Commissioners, or her designee, is authorized to execute grant and cooperative agreements with the Federal Transit Administration on behalf of Cobb County.

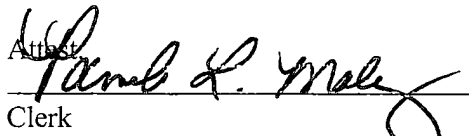
**CERTIFICATION**

The undersigned duly qualified Chair of the Cobb County Board of Commissioners, acting on behalf of the Cobb County Board of Commissioners, certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Cobb County Board of Commissioners held on January 26, 2021.

This 9<sup>th</sup> day of Feb, 2021

  
Lisa N. Cupitt, Chair  
Cobb County Board of Commissioners



  
Pamela L. Maley  
Clerk  
Cobb County Board of Commissioners

**APPROVED**  
PER MINUTES OF  
COBB COUNTY  
BOARD OF COMMISSIONERS

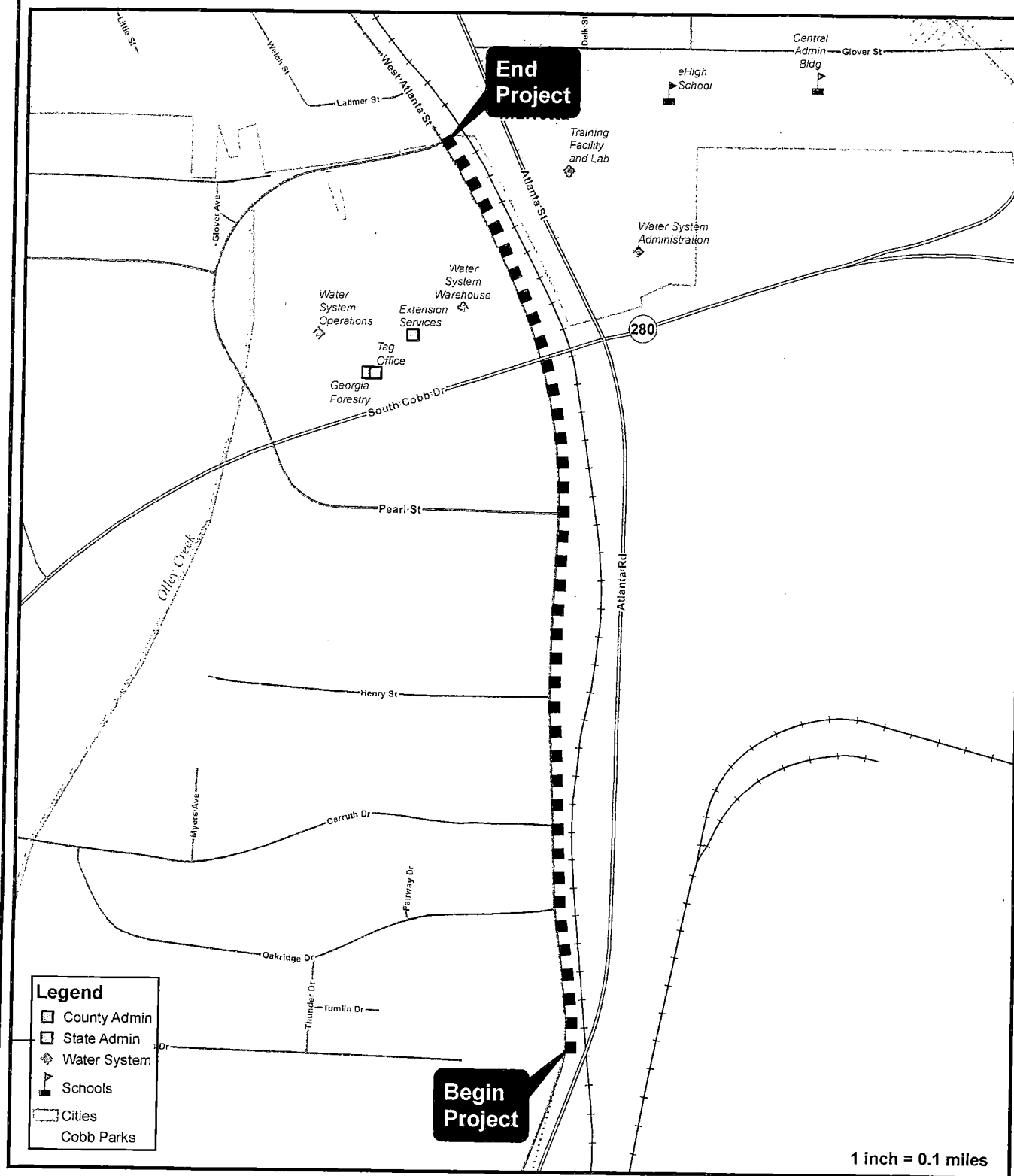
1/26/21

Approved As To Form:

 **REFERENCE ITEM** 18

COBB COUNTY ATTORNEY'S OFFICE

# LOCATION MAP



- Legend**
- County Admin
  - State Admin
  - ◆ Water System
  - ▲ Schools
  - Cities
  - Cobb Parks

**Begin Project**

**End Project**

1 inch = 0.1 miles



Department of Transportation

**PROJECT:**  
West Atlanta Street Trail  
Project No. X2412

DATE: January 26, 2021



Notes: Commission District 3

REFERENCE ITEM

18

**FY21 FTA Transportation Alternatives Program  
Project List  
Federal Award Identification No. GA 2019-006-01  
GRANT BUDGET**

| <b>Capital Projects (20% Local Match)</b>               | <b>Project Cost</b>            |
|---------------------------------------------------------|--------------------------------|
| West Atlanta Street Trail                               | \$ 1,000,000.00                |
| <b><i>Subtotal - TAP Capital Projects (80%/20%)</i></b> | <b><i>\$ 1,000,000.00</i></b>  |
| <i>Current Approved Super Grant Budget</i>              | <i>\$ 29,173,638.00</i>        |
| <i>FY21 CMAQ Funding - Approval Pending</i>             | <i>\$ 1,700,000.00</i>         |
| <b>Amended Total Super Grant Budget</b>                 | <b><u>\$ 31,873,638.00</u></b> |