

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 28, 2021
7:00 PM**

The Regular Meeting of the Cobb County Board of Commissioners was held on Tuesday, September 28, 2021 at 7:00 p.m. in the second-floor public meeting room at 100 Cherokee Street, Cobb County Building, Marietta, Georgia. Present and comprising a quorum of the Board were:

Chairwoman Lisa Cupid
Commissioner JoAnn Birrell
Commissioner Keli Gambrill
Commissioner Jerica Richardson
Commissioner Monique Sheffield

CALL TO ORDER

Chairwoman Cupid called the meeting to order at 7:03 p.m.

PRESENTATIONS

1. **To present a Certificate of Recognition to the Teótl Foundation for their contributions to Cobb County.**

Chairwoman Cupid presented a Certificate of Recognition to the Teótl Foundation for their contributions to Cobb County.

2. **To present a proclamation to Reverend Stephen L. Mints, Sr. for his 30 years of community service in Cobb County.**

Commissioner Birrell presented a proclamation to Reverend Stephen L. Mints, Sr. for his unwavering commitment to our community, his leadership, and for 30 years of community service in Cobb County.

3. **To present a proclamation to Mrs. Deane Bonner in honor of her 86th birthday.**

Commissioner Birrell presented a proclamation to Deane Bonner in honor of her 86th Birthday, unwavering commitment to our community, leadership, and many years of public service.

PUBLIC HEARING

4. **To conduct a public hearing to establish a contract with a consulting firm to provide professional consulting services for a Unified Development Code for Cobb County.**

Jessica Guinn, Community Development Agency Director, presented information regarding the establishment of a contract where contract fees will likely exceed \$100,000.00 for professional consulting services for a Unified Development Code.

Chairwoman Cupid opened the public hearing and asked those persons wishing to speak to come forward. Following two speakers, the public hearing was closed.

No official action was taken by the Board.

5. **To conduct a public hearing for employment of consultation services where contract fees will exceed \$100,000.00 to conduct a classification and compensation study.**

Tony Hagler, Human Resources Director presented information regarding the employment of consultant service where contract fees will exceed \$100,000.00 to conduct a classification and compensation study.

Chairwoman Cupid opened the public hearing and asked those persons wishing to speak to come forward. Following one speaker, the public hearing was closed.

No official action was taken by the Board.

PUBLIC COMMENT

1. Mary Houser addressed the Board regarding the Emergency Paid Administrative Leave Policy.
2. Leroy Emkin addressed the Board regarding Covid.
3. Kelly Markham addressed the Board regarding Covid.
4. Brooke Schutz addressed the Board regarding Emergency Paid Administrative Leave Policy.
5. Sabrina Mao addressed the Board regarding Tax related matters.
6. Mary Carzoli addressed the Board regarding Covid.

Non- Agenda

Motion by Birrell, second by Richardson, to **approve** the addition of the following non-agenda item:

- To **authorize** settlement of Cobb County v. WAH7 Forest Ridge, LLC. (See Item 29 of these minutes).

VOTE: **ADOPTED 5-0**

CONSENT AGENDA

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

Juvenile Court

6. **To authorize the application for grant funds from the Criminal Justice Coordinating Council for the Family Treatment Court Program.**

To **authorize** the application for grant funds from the Criminal Justice Coordinating Council for the Family Treatment Court Program.

7. **To authorize the application, acceptance and appropriation of grant funds from the Criminal Justice Coordinating Council (CJCC) under the Victims of Crimes Act (VOCA) continuation grant program and the Coronavirus Aid Relief and Economic Security (CARES) Act supplemental award to support the Juvenile Court of Cobb County, Court Appointed Special Advocate (CASA) Program.**

To **authorize** the application, acceptance and appropriation of funding from the Victims of Crime Act Grant Program and the Coronavirus Aid Relief and Economic Security Act Supplement Award for the period of October 1, 2021 through September 30, 2022; **authorize** the transfer of all personnel from Unit F053 to Unit F061 and F062 in the grant fund; **authorize** the corresponding budget transactions and **further authorize** the Chairwoman to execute the necessary documents.

Increase revenue	270-190-F061-4467	(CJCC)	\$164,644.00
	270-190-F062-4467	(CJCC)	\$ 41,161.00
		TOTAL	\$205,805.00
Increase expenditure	270-190-F061-6012	(Salaries)	\$124,857.00
	270-190-F061-6034	(FICA)	\$ 9,552.00
	270-190-F061-6052	(Workers Comp)	\$ 1,636.00
	270-190-F062-6044	(Retirement)	\$ 32,318.00
	270-190-F061-6036	(Medical Insurance)	\$ 26,524.00
	270-190-F061-6400	(Training)	\$ 1,575.00
	270-190-F061-6394	(Registration)	\$ 500.00
	270-190-F062-6326	(Professional Services)	\$ 8,843.00
		TOTAL	\$205,805.00

Water System

8. **To approve a work order under the FY21-FY22 Unit Price Contract for Water, Sewer, and Miscellaneous Services with K. M. Davis Contracting, Co., Inc. for Shiloh Station Sewer Reroute, Program No. S2084.**

To **approve** a work order under the FY21-FY22 Unit Price Contract for Water, Sewer, and Miscellaneous Services with K. M. Davis Contracting Co., Inc., in the amount of \$179,328.00, for Shiloh Station Sewer Reroute, Program No. S2084; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:

Unidentified New/Replacement Sewer Lines

Preliminary Estimates	510-500-5755-8005	S2503-Z	\$184,918.00
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Transfer to:

Shiloh Station Sewer Reroute

Construction	510-500-5755-8260	S2084-C	\$179,328.00
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Easements & Right-of-Way	510-500-5755-8020	S2084-R	\$ 1,000.00
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Materials & Supplies	510-500-5755-8265	S2084-M	\$ 1,000.00
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Contingency	510-500-5755-8810	S2084-T	\$ 3,590.00
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Total			\$184,918.00
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9. **To approve additions to the List of Prequalified Contractors for Water and Sewer Line Construction.**

To **approve** the additions to the List of Prequalified Contractors for Water and Sewer Line Construction.

Transportation

10. To approve the Thirteenth Amendment to the Agreement with Cubic Transportation Systems, Inc., for repair, maintenance, and support services of the Breeze Fare Collection System, CCDOT Contract No. 001750.

To **approve** the Thirteenth Amendment to the Agreement with Cubic Transportation Systems, Inc., in an amount not to exceed \$91,460.04, for repair, maintenance, and support services of the Breeze Fare Collection System, for the period of October 1, 2021 through September 30, 2022, CCDOT Contract No. 001750; and **authorize** the Chairwoman to execute the necessary documents.

Funding will be available in the FY22 adopted Transit Fund Operating Budget, as follows:

Available:	200-050-4802-6491	Annual Maintenance	\$91,460.04
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Support Services Agency

Support Services Administration

11. To approve a Restatement and Amendment to Agreement for Purchase and Sale of county surplus property located adjacent to 6587 Factory Shoals Rd, Mableton, GA, in Land Lot 300, 18th District, 2nd Section, Cobb County, Georgia to Hussein Abaza and Ruba Al-Raghib.

To **approve** a Restatement and Amendment to Agreement for Purchase and Sale of county surplus property located adjacent to 6587 Factory Shoals Rd, Mableton, GA, in Land Lot 300, 18th District, 2nd Section, Cobb County, Georgia to Hussein Abaza and Ruba Al-Raghib, in the form as attached; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to take such action and execute the necessary documents to implement the foregoing purposes.

The following adjustments are necessary to amend the previous approved funding statement:

Reverse transaction from April 13, 2021

Decrease Revenue:	340-050-7512-4944	(Sale of Salvage Property)	\$33,000.00
Decrease Expenditure:	340-050-7512-8741-D12A0-R		\$33,000.00
Increase Revenue:	340-050-7512-4944	(Sale of Salvage Property)	\$26,079.00
Increase Expenditure:	340-050-7512-8741-D12A0-R		\$26,079.00

Information Services

12. **To authorize advertisement for and conduct a public hearing prior to expending more than \$100,000.00 for professional services to reconfigure, customize and provide support for a Customer Relationship Management System (CRM).**

To **authorize** the advertisement for and conduct of a public hearing prior to expending more than \$100,000.00 for professional services to reconfigure, customize and provide support for a Customer Relationship Management System.

13. **To authorize the Purchasing Director to purchase Mobile Data Computers (MDCs) and accessories greater than \$100,000.00 for Cobb County Sheriff's Office, under provisions of the National Cooperative Purchasing Alliance 01-97 (NCPA 01-97) with PCN Strategies, Inc.**

To **authorize** the Purchasing Director to purchase MDCs and accessories, in an amount not to exceed \$258,117.00, under provisions of the National Cooperative Purchasing Alliance 01-97 with PCN Strategies, Inc.; and **authorize** the corresponding budget transactions.

Funding is available in the Capital Projects Fund 380, Information Services MDC Replacements, Unit 4514, as follows:

380-035-4514-6258	\$258,117.00
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Property Management

14. **To authorize use of capital maintenance contingency funds for purchase and installation of HVAC controls at Cobb & Douglas Public Health Headquarters.**

To **authorize** use of capital maintenance contingency funds, in the amount of \$119,800.00, for purchase and installation of HVAC controls at Cobb & Douglas Public Health Headquarters, located at 1650 County Services Parkway, Marietta; **approve** a purchase order with Siemens Industry, Inc.; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in in the Property Management FY21 budget as follows:

Decrease Expenditure:	010-110-3640-8810 (Designated Contingency)	\$119,800.00
Increase Expenditure:	010-110-3640-6594 (Interfund Expense)	\$119,800.00
Increase Revenue:	380-110-4726-4960 (Interfund Revenue)	\$119,800.00
Increase Expenditure:	380-110-4726-8435 (HVAC Equipment)	\$119,800.00

15. To authorize use of capital maintenance contingency funds to complete exterior work at Stratton and South Cobb Regional Libraries.

To **authorize** use of capital maintenance contingency funds, in the amount of \$205,000.00, to complete exterior work at Stratton Library, located at 1100 Powder Springs Road, Marietta, and South Cobb Regional Library, located at 805 Clay Road, Mableton; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding will be available with the following transactions:

Decrease Expenditure:	010-110-3640-8810 (Designated Contingency)	\$205,000.00
Increase Expenditure:	010-110-3640-6594 (Interfund Expense)	\$205,000.00
Increase Revenue:	380-110-4726-4960 (Interfund Revenue)	\$205,000.00
Increase Expenditure:	380-110-4726-8035 (Other Capital)	\$205,000.00

Public Safety Agency

Police Department

16. To approve an agreement with the Georgia Association of Chiefs of Police for the State of Georgia Law Enforcement Certification Program.

To **approve** an agreement with Georgia Association of Chiefs of Police for the State of Georgia Law Enforcement Certification Program; and **authorize** the Chairwoman to execute the necessary documents.

Fire Department

17. To authorize the application for grant funding through Federal Emergency Management Agency Assistance to Firefighters Grant Program.

To **authorize** the application for grant funding through the FEMA Assistance to Firefighters Grant Program, in an amount not to exceed \$3.5 million; and **further authorize** the Chairwoman to execute the necessary documents.

If funding is approved, CCFES will bring forth subsequent agenda items to the Board of Commissioners to accept and appropriate funding.

18. **To authorize the application for grant funding through the Federal Emergency Management Agency Staffing for Adequate Fire & Emergency Response Grant Program.**

To **authorize** the application for grant funding through the FEMA Staffing for Adequate Fire & Emergency Response Grant Program, in an amount not to exceed \$1,000,000.00; and **further authorize** the Chairwoman to execute the necessary documents.

If funding is approved, CCFES will bring forth subsequent agenda items to the Board of Commissioners to accept and appropriate funding.

19. **To approve an extension agreement to a five-year ambulance contract with Metro Atlanta Ambulance for providing indigent and county required ambulance services in designated EMS zones.**

To **approve** an extension agreement to a five-year ambulance contract with Metro Atlanta Ambulance for providing indigent and county required ambulance services in designated EMS zones and **authorize** the Chairwoman to execute the necessary documents.

Funding is provided in the FY21 and FY22 budgets.

20. **To approve an extension agreement to a five-year ambulance contract with Puckett Emergency Medical Services for providing indigent and county required ambulance services in designated EMS zones.**

To **approve** an extension agreement to a five-year ambulance contract with Puckett Emergency Medical Services for providing indigent and county required ambulance services in designated EMS zones and **authorize** the Chairwoman to execute the necessary documents.

Funding is provided in the FY21 and FY22 budgets.

Community Development

21. **To approve annexation notices of Intent to Object and Basis of Objection per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for annexation of a 10.01-acre tract located at 1326 Old Bells Ferry Road into the City of Marietta.**

To **approve** annexation notices of Intent to Object and Basis of Objection per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for annexation of Land Lot 931, 16th District, Parcel 001; 10.01-acre tract located at 1326 Old Bells Ferry Road into the City of Marietta. A copy of the annexation notices of Intent to Object and Basis of Objection letter is attached and made a part of these minutes.

22. **To approve an annexation Notice of Non-Objection per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for annexation of three parcels and one portion of a parcel that total 5.91 acres; located at 1555, 1565, and 1575 Roberta Dr.; unaddressed Saine Dr. (portion of a parcel) into the City of Marietta.**

To **approve** an annexation Notice of Non-Objection per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for annexation of three parcels and one portion of a parcel that total 5.91 acres; located at 1555, 1565, and 1575 Roberta Dr.; unaddressed Saine Dr. (portion of a parcel) into the City of Marietta. A copy of the annexation Notice of Non-Objection letter is attached and made a part of these minutes.

Internal Audit

23. **To approve an amendment to the resolution establishing the Cobb County Audit Committee.**

To **approve** an amendment to the resolution establishing the Cobb County Audit Committee; authorize the reduction of the composition corresponding to the original resolution; and **further authorize** the Chairwoman to execute the necessary documents. A copy of said resolution is attached and made a part of these minutes.

Finance

24. **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.

25. **To authorize the Finance Department's Risk Management Division to bind insurance coverage for Property Insurance including Boiler Machinery, Excess Casualty, Crime Insurance, Fiduciary Liability, Cyber Liability, Aviation Liability, Marine Liability, Terrorism Insurance, and Mable House Historic Property Insurance coverage effective October 1, 2021.**

To **authorize** the Finance Department's Risk Management Division to bind insurance coverage for Property Insurance including Boiler Machinery, Excess Casualty, Crime Insurance, Fiduciary Liability, Cyber Liability, Aviation Liability, Marine Liability, Terrorism Insurance, and Mable House Historic Property Insurance coverage effective October 1, 2021; and **further authorize** the Chairwoman to execute the necessary documents.

Funding will be available in the FY2022 adopted budget under 710-055-8011.

26. **To approve the carry forward of previously approved and appropriated funding from the FY2021 budget into the FY2022 budget in order to avoid a delay in service.**

To **approve** the carry forward of previously approved and appropriated funding from the FY2021 budget into the FY2022 budget in order to avoid a delay in service; and **authorize** the corresponding budget transactions.

Funding will be available with the appropriation of FY2021 budgetary savings (fund balance) at year end.

Transactions will be completed upon the start of fiscal year 2022.

County Manager

27. To approve the top three ranked consultants to prepare a comprehensive strategic plan for Cobb County Government.

To **approve** the top ranked consultants to prepare a comprehensive strategic plan for Cobb County Government.

County Clerk

28. To approve minutes.

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

- September 13, 2021 - Agenda Work Session
- September 14, 2021 - BOC Regular Meeting
- September 14, 2021 - BOC Work Session
- September 21, 2021 - BOC Zoning

County Attorney

29. To authorize settlement of Cobb County v. WAH7 Forest Ridge, LLC, et al, Civil Action File No. 19-1-2337-40, Cobb County Superior Court.

To **authorize** the settlement of Cobb County v. WAH7 Forest Ridge, LLC, et al, Civil Action File No. 19-1-2337-40, Cobb County Superior Court, pursuant to the direction and within the terms as discussed in Executive Session on September 27, 2021, and **further authorize** counsel to prepare and execute any necessary documents for the purposes of settling ongoing litigation.

Funding is available in account 347-050-X240-X240-8748-X2401-R.

CONSENT VOTE: **ADOPTED 5-0**

REGULAR AGENDA

BOC Chair

30. **To approve an allocation of emergency funding to provide rental housing relief for qualified Cobb County residents who have been adversely affected by COVID-19 and fees related to that process.**

Motion by Cupid, second by Sheffield, to **approve** an allocation of emergency funding to provide rental housing relief for qualified Cobb County residents who have been adversely affected by COVID-19; **authorize** the corresponding budget transactions; to **further authorize** the Chairwoman to execute the Amendment to the Grant Administration Agreement, Memorandums of Understanding with HomeFree-USA, Star-C Corporation, MUST Ministries, Inc., The Center for Family Resources and Sweetwater Mission, Inc., and any other necessary documents for said purpose.

Decrease Expenditure	278-055-ERA0-8820	Contingency	\$6,559,902.84
WFN			
Increase Expenditure	278-425-ER21-6326	Professional Services	\$ 196,797.09
STARC			
Increase Expenditure	278-425-ER22-6574	Contributions	\$1,156,928.32
Increase Expenditure	278-425-ER22-6326	Professional Services	\$ 115,692.83
HomeFree			
Increase Expenditure	278-425-ER23-6574	Contributions	\$1,156,928.32
Increase Expenditure	278-425-ER23-6326	Professional Services	\$ 115,692.83
Must Ministries			
Increase Expenditure	278-425-ER24-6574	Contributions	\$1,156,928.32
Increase Expenditure	278-425-ER24-6326	Professional Services	\$ 115,692.83
Center for Family Resources			
Increase Expenditure	278-425-ER25-6574	Contributions	\$1,156,928.32
Increase Expenditure	278-425-ER25-6326	Professional Services	\$ 115,692.83
Sweetwater Mission			
Increase Expenditure	278-425-ER26-6574	Contributions	\$1,156,928.32
Increase Expenditure	278-425-ER26-6326	Professional Services	\$ 115,692.83

VOTE: **ADOPTED 5-0**

Transportation

31. **To authorize advertisement for and conduct of a public hearing prior to expending \$100,000.00 or more to perform engineering design services for various projects in the 2016 SPLOST Transportation Improvements Program, and to authorize the issuance of Requests for Proposals or Task Orders to secure required services.**

Motion by Gambrill, second by Richardson, to **authorize** advertisement for and conduct of a public hearing prior to expending \$100,000.00 or more to perform engineering design services for various projects in the 2016 SPLOST Transportation Improvements Program; and **further authorize** the issuance of Requests for Proposals or Task Orders to secure required services, as shown on the attached list of upcoming projects for the second half of 2021.

VOTE: **ADOPTED 5-0**

32. **To approve a Consultant Services Agreement with Parsons Transportation Group, Inc., for transportation planning and engineering services on Cobb Parkway at Windy Hill Road Grade Separation Scoping Study, Project No. X2540, CCDOT Contract No. 001751.**

Motion by Richardson, second by Birrell, to **approve** a Consultant Services Agreement with Parsons Transportation Group, Inc., in an amount not to exceed \$400,000.00, for transportation planning and engineering services on Cobb Parkway at Windy Hill Road Grade Separation Scoping Study, Project No. X2540, CCDOT Contract No. 001751; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Transfer from:	347-050-X250-X250-8721-X2540-E	Preliminary Estimate	\$400,000.00
Transfer to:	347-050-X250-X250-8722-X2540-E	Engineering	\$400,000.00

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 funding to address, inter alia, Traffic Management, Traffic Signals, and Planning.

Cobb Parkway at Windy Hill Road Grade Separation 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). Planning Studies include long-and short-term multimodal transportation studies.

SPLOST Project Summary as of September 1, 2021: Cobb Parkway and Windy Hill Road Grade Separation

Budget:	\$400,000.00	Expended:	\$0.00
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VOTE: **ADOPTED 5-0**

33. **To approve Change Order No. 1 and Supplemental Agreement No. 1 to the contract with Glosson Enterprises, LLC for Hickory Grove Place Sidewalk, Project No. X2749, CCDOT Contract No. 001460.**

Motion by Birrell, second by Sheffield, to **approve** Change Order No. 1 to the contract with Glosson Enterprises, LLC, a savings to the project in the amount of \$103,485.00, for sidewalk construction on Hickory Grove Place, Project No. X2749, CCDOT Contract No. 001460; **approve** Supplemental Agreement No. 1 to the contract, in an amount not to exceed \$126,490.00, resulting in a net increase to the project in an amount not to exceed \$23,005.00; **approve** a contract time extension through December 31, 2021; and **authorize** the Chairwoman 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-X2743-C	Preliminary Estimate	\$23,005.00
Transfer to:	347-050-X270-X270-8762-X2749-C	Turnkey Construction	\$23,005.00
Increase GAE 34707142053:	347-050-X270-X270-8762-X2749-C	Turnkey Construction	\$23,005.00

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.

Hickory Grove Place 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 September 1, 2021: Hickory Grove Place Sidewalk

Budget:	\$253,387.00	Expended:	\$97,977.68
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VOTE: **ADOPTED 5-0**

34. To approve a contract with Advanced Sports Construction, LLC, for drainage system repairs on Jane Drive, Project No. D2852, CCDOT Contract No. 001716.

Motion by Sheffield, second by Birrell, to **approve** a contract with Advanced Sports Construction, LLC, in an amount not to exceed \$169,939.00, for drainage system repairs on Jane Drive, Project No. D2852, CCDOT Contract No. 001716; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Available in the 2005 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Transfer from:	340-050-7502-D285-8761-D2852-C	Preliminary Estimate	\$159,939.00
Transfer to:	340-050-7502-D285-8762-D2852-C	Turnkey Construction	\$159,939.00

The 2005 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on June 14, 2005, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Drainage System Improvements.

Jane Drive is an eligible project/program under the Infrastructure Preservation – Drainage System Improvements Component of the 2005 SPLOST Transportation Improvements (Cobb County 2005 SPLOST, pp. 3, 23). Drainage System Improvements include the maintenance and repair of existing drainage facilities and to construct new improvements within the roadway right-of-way to enhance roadway drainage.

SPLOST Project Summary as of September 1, 2021: Jane Drive Drainage

Budget:	\$200,000.00	Expended:	\$0.00
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Available in the Water System DOT Projects – Relocate Lines Adopted CIP Budget, with the following budget transfers:

Transfer from:	DOT Projects – Relocate Lines		
	510-500-5756-8005-W4069-Z	Preliminary Estimate	\$11,200.00
Transfer to:	6400 Jane Drive Drainage – Utility Allow.		
	510-500-5756-6496-W5040-C	Drainage Contract R&M Svc.	\$10,000.00
	510-500-5756-8265-W5040-M	Materials & Supplies	\$ 1,000.00
	510-500-5756-8810-W5040-T	Contingency	<u>\$ 200.00</u>
		Total:	\$11,200.00

VOTE: ADOPTED 5-0

35. To approve a contract with Butch Thompson Enterprises, Inc., for drainage system repairs on Timber Creek Lane, Project No. X22108, CCDOT Contract No. 001708.

Motion by Sheffield, second by Birrell, to **approve** a contract with Butch Thompson Enterprises, Inc., in an amount not to exceed \$223,884.00, for drainage system repairs on Timber Creek Lane, Project No. X22108, CCDOT Contract No. 001708; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	347-050-X200-X200-8779-X2000-C	Construction Supervision	\$193,884.00
Transfer to:	347-050-X220-X220-8762-X22108-C	Turnkey Construction	\$193,884.00

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.

Timber Creek 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 September 1, 2021: Timber Creek Lane Drainage

Budget:	\$20,000.00	Expended:	\$0.00
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Available in the Water System DOT Projects – Relocate Lines Adopted CIP Budget, with the following budget transfers:

Transfer from:	DOT Projects – Relocate Lines		
	510-500-5756-8005-W4069-Z	Preliminary Estimate	\$31,600.00
Transfer to:	Timber Creek Lane Drainage - Utility Allow.		
	510-500-5756-6496-W5042-C	Drainage Contract R&M Svc.	\$30,000.00
	510-500-5756-8265-W5042-M	Materials & Supplies	\$ 1,000.00
	510-500-5756-8810-W5042-T	Contingency	<u>\$ 600.00</u>
		Total:	\$31,600.00

VOTE: ADOPTED 5-0

36. To approve a contract with Chatfield Contracting, Inc., for drainage system repairs on Starcrest Lane, Project No. X22110, CCDOT Contract No. 001725.

Motion by Birrell, second by Richardson, to **approve** a contract with Chatfield Contracting, Inc., in an amount not to exceed \$311,672.00, for drainage system repairs on Starcrest Lane, Project No. X22110, CCDOT Contract No. 001725; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	347-050-X200-X200-8779-X2000-C	Construction Supervision	\$291,672.00
Transfer to:	347-050-X220-X220-8762-X22110-C	Turnkey Construction	\$291,672.00

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.

Starcrest 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 September 1, 2021: Starcrest Lane Drainage

Budget:	\$25,000.00	Expended:	\$2,600.00
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Available in the Water System DOT Projects – Relocate Lines Adopted CIP Budget, with the following budget transfers:

Transfer from:	DOT Projects – Relocate Lines		
	510-500-5756-8005-W4069-Z	Preliminary Estimate	\$21,400.00
Transfer to:	Starcrest Lane Drainage - Utility Allow.		
	510-500-5756-6496-W5041-C	Drainage Contract R&M Svc.	\$20,000.00
	510-500-5756-8265-W5041-M	Materials & Supplies	\$ 1,000.00
	510-500-5756-8810-W5041-T	Contingency	<u>\$ 400.00</u>
		Total:	\$21,400.00

VOTE: ADOPTED 5-0

37. **To ratify previous action by the County Manager authorizing emergency repairs on Wanda Circle, and approve Project No. D2856 to the 2021 Countywide Unit Price Contract with Chatfield Contracting, Inc., for said repairs, CCDOT Contract No. 001748.**

Motion by Sheffield, second by Richardson, to **ratify** previous action by the County Manager authorizing emergency repairs on Wanda Circle, in response to a sinkhole; approve Project No. D2856 to the 2021 Countywide Unit Price Contract with Chatfield Contracting, Inc., in an amount not to exceed \$165,866.00, for said repairs, CCDOT Contract No. 001748; **authorize** the corresponding budget transaction; and **further authorize** the Chairman to execute the necessary documents.

Available in the 2005 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Transfer from:	340-050-7502-D283-8761-D2831-C	Preliminary Estimate	\$165,866.00
Transfer to:	340-050-7502-D285-8762-D2856-C	Turnkey Construction	\$165,866.00

The 2005 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on June 14, 2005, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Drainage System Improvements.

Wanda Circle is an eligible project/program under the Infrastructure Preservation – Drainage System Improvements Component of the 2005 SPLOST Transportation Improvements (Cobb County 2005 SPLOST, pp. 3, 23). Drainage System Improvements include the maintenance and repair of existing drainage facilities and to construct new improvements within the roadway right-of-way to enhance roadway drainage.

SPLOST Project Summary as of September 1, 2021: Wanda Circle Drainage (new project as of 09/28/21)

Budget:	\$0.00	Expended:	\$0.00
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VOTE: **ADOPTED 5-0**

PUBLIC COMMENT

1. Hugh Norris addressed the Board regarding Covid.
2. Monica Delancy addressed the Board regarding We Thrive in Riverside Renters Association.
3. Christine Rozman addressed the Board regarding Covid and the freedom to choose.
4. John Gargis addressed the Board regarding public comment.
5. William Burns addressed the Board regarding flooding on his property.
6. Iris Odum addressed the Board regarding flooding on her property.

APPOINTMENTS

38. To announce the reappointment of Richard Rubio to the Neighborhood Safety Commission.

Commissioner Gambrill **announced** the reappointment of Richard Rubio to the Neighborhood Safety Commission for a three-year term to expire on September 30, 2024.

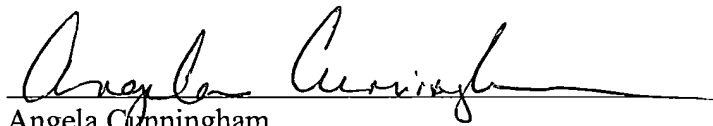
39. To approve the appointment of Irene Barton to the Department of Behavioral Health and Development Disabilities (DBHDD) Advisory Council.

Motion by Cupid, second by Richardson, to **approve** the appointment of Irene Barton to Post 2 of the Region I Behavioral Health and Development Disabilities Board (DBHDD) for a three-year term to expire on August 31, 2024. This appointment will fill a vacant Post.

VOTE: **ADOPTED 5-0**

ADJOURNMENT

The meeting was adjourned at 9:15 p.m.



Angela Cunningham
Deputy County Clerk
Cobb County Board of Commissioners



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
7020 0090 0000 6545 2642

September 1, 2021

The Honorable Steve Tumlin
Mayor
City of Marietta
205 Lawrence Street
Marietta, Georgia 30060

Re: Petition for Annexation— Land Lot 931, 16th District, Parcel 001; 1326 Old Bells Ferry Road, Cobb County, Georgia; Notice of Intent to Object.

Dear Mayor Tumlin:

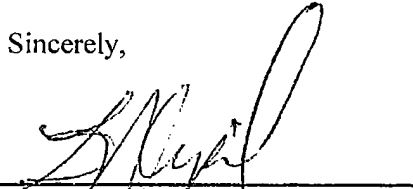
We are in receipt of the above-referenced annexation and rezoning request. Please accept this response to the annexation proposal for 1326 Old Bells Ferry Road. The subject property is currently zoned R-20 and is within an area identified as Industrial Compatible (IC) according to the Cobb County Future Land Use Plan (FLUP). Upon annexation, the applicant proposes to rezone the site to RA-6 for the purpose of a residential development consisting of 56 townhomes. This property has been zoned R-20 since December 26, 1972. No application for rezoning of the property was previously submitted to Cobb County.

Based on the HB 489 Intergovernmental Agreement (IGA) with the City of Marietta, the annexation petition is objectionable. The proposed City of Marietta zoning of RA-6 is not one of the zoning districts listed as consistent with an Industrial Compatible (IC) FLUP area in Appendix A of the IGA.

In summary, please accept this letter as the County's formal **notice of intent to object** to the proposed annexation. We welcome the opportunity to negotiate the details of this matter in an informal setting. Please see the attached comments from the Cobb County departments. If you have questions or need any additional information, please contact David Webb, Intergovernmental Coordinator at 770-528-2199.

Re: Petition for Annexation-- Land Lot 931, 16th District, Parcel 001; 1326 Old Bells Ferry Road, Cobb County, Georgia; Notice of Intent to Object.

Sincerely,



Lisa N. 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
Jason Gaines, Division Manager, Planning and Economic Development- Via Email
Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

Re: Petition for Annexation– Land Lot 931, 16th District, Parcel 001; 1326 Old Bells Ferry Road, Cobb County, Georgia; Notice of Intent to Object.

[signature page continued]

Sincerely,

Keli Gambrell

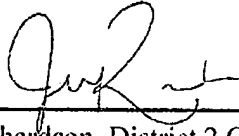
Keli Gambrell, District 1 Commissioner

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
Jason Gaines, Division Manager, Planning and Economic Development- Via Email
Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

Re: Petition for Annexation– Land Lot 931, 16th District, Parcel 001; 1326 Old Bells Ferry Road, Cobb County, Georgia; Notice of Intent to Object.

[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
Jason Gaines, Division Manager, Planning and Economic Development- Via Email
Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

Re: Petition for Annexation– Land Lot 931, 16th District, Parcel 001; 1326 Old Bells Ferry Road, Cobb County, Georgia; Notice of Intent to Object.

[signature page continued]

Sincerely,



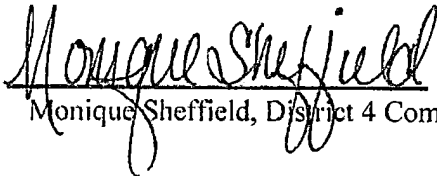
JoAnn K. Birrell, District 3 Commissioner

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
Jason Gaines, Division Manager, Planning and Economic Development- Via Email
Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

Re: Petition for Annexation– Land Lot 931, 16th District, Parcel 001; 1326 Old Bells Ferry Road, Cobb County, Georgia; Notice of Intent to Object.

[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
Jason Gaines, Division Manager, Planning and Economic Development- Via Email
Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

County Staff Comments- Marietta Annexation- 1326 Old Bells Ferry Road -August 2021

Water service for 1326 Old Bells Ferry Road is provided by the existing CCWS water main in Old Bells Ferry Road.

Wastewater for the parcels can be treated at the Noonday 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
Cobb County Water System
660 South Cobb Drive
Marietta, GA 30060
770-419-6312

Planning- Historic Preservation

I have no comment.

Mandy Elliott
Planner III/Historic Preservation Planner
Cobb County Community Development Agency
Planning Division
P. O. Box 649
Marietta, GA 30064
www.cobbcounty.org
770-528-2010

Cobb County Fire Marshal's Office

No objection to the proposed annexation.

Rock Toler
Deputy Fire Marshal – South Inspection District
Cobb County Fire Marshal's Office
(770) 528-8360
1595 County Services Pkwy
Marietta GA, 30008

Cemetery Preservation

No Comments

Helga Hong
Cobb County Cemetery Preservation Commission

Stormwater Management

The stormwater comments are as follows:

1. Undisturbed stream will need to be required with impervious setbacks.
2. A small amount of floodplain is in the northeast corner of the property.
3. The site drains through an established Cobb County neighborhood.
4. There is an upstream detention pond which will need to be evaluated to properly determine the existing condition pre-developed stormwater runoff from the site.

Thanks

Carl

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

GIS

No objections from a GIS/Addressing perspective.

Thanks,

Brad Gordon

GIS Supervisor

Community Development - GIS Section

Cobb County Government

P (770) 528.2002

Cobb DOT

See attached comments

APPLICANT: MARIETTA

**ANNEXATION/REZONING
PETITION NO:**

PRESENT ZONING: R-20

PETITION FOR: RA-6

LL/LD: 931/16

TRANSPORTATION COMMENTS & RECOMMENDATIONS

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.

Recommend curb, gutter, and sidewalk along Old Bells Ferry Road property frontage.

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 along Old Bells Ferry Road and if it is not, implement remedial measures, subject to the Department's approval, to achieve the minimum requirement.

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



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
7020 0090 0000 6545 2659

September 17, 2021

The Honorable Steve Tumlin
Mayor
City of Marietta
205 Lawrence Street
Marietta, Georgia 30060

Re: Petition for Annexation– Land Lot 208, 17th District, Parcels 028, 029, 040 and 051; 1555, 1565, and 1575 Roberta Dr.; unaddressed Saine Dr. (portion of a parcel), Cobb County, Georgia; Notice of Non-Objection

Dear Mayor Tumlin:

We are in receipt of the above-referenced annexation and rezoning request for 5.91 acres. Please accept this response to the annexation proposal for 1555, 1565, and 1575 Roberta Dr. along with a portion of an unaddressed parcel on Saine Dr (PIN 17020800510). The applicant is proposing to leave a part of parcel 17020800510 within unincorporated Cobb County. The section of the unaddressed Saine Dr. property to remain unincorporated is part of an application for rezoning in Cobb County (case Z-77-2021).

The subject properties are currently zoned CF and RSL, and are within an area identified as a Neighborhood Activity Center (NAC) according to the Cobb County Future Land Use Plan (FLUP). The various Cobb County zoning districts recommended by the FLUP in a NAC area allow a maximum of 5 units per acre. Upon annexation, the applicant proposes to rezone the site to the City of Marietta zoning district PRD-SF for the purpose of a residential development consisting of 42 townhomes. The proposed density if the properties are annexed and rezoned is 7.10 units per acre.

The properties located at 1555, 1565, and 1575 Roberta Dr. have been zoned CF (Future Commercial) since December 26, 1972. The unaddressed parcel at 0 Saine Dr. (PIN 17020800510) was part of an approved rezoning to RSL (mixed supportive and non-supportive) on September 16, 2008. The case number for the rezoning was Z-41-2008.

It appears that portions of two roads, Roberta Drive and Saine Drive would have City of Marietta property on both sides of the road if approved by the City of Marietta Mayor and City Council. Therefore, in accordance with O.C.G.A. § 36-36-7(c), if the annexation is approved, please consult with Cobb County DOT to determine which portions of Roberta Drive and Saine Drive would become part of the City of Marietta for road maintenance.

Re: Petition for Annexation– Land Lot 208, 17th District, Parcels 028, 029, 040 and 051; 1555, 1565, and 1575 Roberta Dr.; unaddressed Saine Dr. (portion of a parcel), Cobb County, Georgia; Notice of Non-Objection

Based on the HB 489 Intergovernmental Agreement (IGA) with the City of Marietta, the annexation petition complies with Appendix A for a Cobb County Neighborhood Activity Center.

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 departments. If you have questions or need any additional information, please contact David Webb, Intergovernmental Coordinator at 770-528-2199.

RESOLUTION

Reference No. 20014

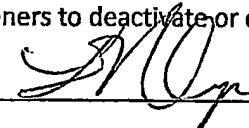
- WHEREAS,** Under the leadership of the Board of Commissioners, Cobb County Government (the County) is committed to providing a consistent level of quality service to its residents and business community at the lowest cost possible; and
- WHEREAS,** The Board of Commissioners has been confronted with an increasing challenge to adopt a balanced budget. The County's financial resources and the public's demand for services continue to diverge; and
- WHEREAS,** The Board of Commissioners desires to strengthen its efforts to provide added levels of transparency, demonstrate accountability in the use of public money, and monitor the efficiency in the delivery of services of Cobb County citizens; and
- WHEREAS,** The Board of Commissioners appreciates the efforts of the Citizens Oversight Committee and previously accepted its recommendation to create an audit committee;

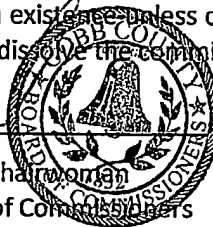
NOW

THEREFORE,

We, the Cobb County Board of Commissioners, do hereby resolve that the Cobb County Audit Committee is hereby extended and said Committee shall be comprised as follows:

- (1) The Audit Committee shall consist of five (5) members;
- (2) Committee members shall include the Chair of the Board of Commissioners, one District Commissioner, one Elected Official, and two (2) citizens with expertise in the areas of accounting, auditing, internal control, and local government operations;
- (3) District Commissioners will serve on a rotating basis annually - District 3 Commissioner will serve for 2022; District 4 Commissioner will serve for 2023; District 2 Commissioner will serve for 2024; and District 1 Commissioner will serve for 2025. The rotation cycle will continue to be repeated in subsequent years unless changed by formal action of the Board of Commissioners;
- (4) Elected Officials and citizen members will be appointed by a majority vote of the Board of Commissioners;
- (5) Elected Officials and citizen members will serve at the pleasure of the Board of Commissioners and may be removed at any time, with or without cause;
- (6) The Chair of the Board of Commissioners shall serve as the Chair of the committee and all other officers shall be elected by the committee;
- (7) The committee will determine its purpose and develop its charter and present the same to the Board of Commissioners for adoption;
- (8) The committee has no power to incur debt or contractually bind Cobb County unless specifically authorized by resolution of the Board of Commissioners;
- (9) Committee members will receive no compensation; and
- (10) The committee shall continue in existence unless other action is taken by the Board of Commissioners to deactivate or dissolve the committee.


Lisa N. Cupid, Chairwoman
Cobb County Board of Commissioners



APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

9/28/21

Reference No. 23

Resolution

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 28th of September 2021

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