

**CALL TO ORDER**

The Regular Meeting of the Cobb County Board of Commissioners was held on Tuesday, May 10, 2022 at 9:00 a.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 Gambrell  
Commissioner Jerica Richardson (attended the meeting via WebEx per O.C.G.A. § 50-14-1(g)(3))  
Commissioner Monique Sheffield

Chairwoman Cupid called the meeting to order at 9:03 a.m.

**PRESENTATIONS**

1. **To present a proclamation designating May as National Drug Court Month in Cobb County.**

Commissioner Birrell presented a proclamation designating May as *National Drug Court Month* in Cobb County.

2. **To present a proclamation designating May as Older Americans Month in Cobb County.**

Commissioner Gambrell presented a proclamation designating May as *Older Americans Month* in Cobb County.

3. **To present a proclamation designating May as Mental Health Awareness Month in Cobb County.**

Chairwoman Cupid presented a proclamation on behalf of Commissioner Richardson designating May as *Mental Health Awareness Month* in Cobb County.

4. **To present a proclamation designating May 15-21, 2022 as National Public Works Week in Cobb County.**

Chairwoman Cupid presented a proclamation designating May 15-21, 2022 as *National Public Works Week* in Cobb County and recognized the dedicated efforts of Cobb County's engineers, managers, and employees at all levels of government and the private sector who are responsible for planning, designing, rebuilding, improving, and protecting the infrastructure and facilities that are essential to the health, safety and comfort of our citizens.

5. To recognize the recipient of the 2022 Martha Logue Excellence in Leadership Award on behalf of the Cobb EXCEL Alumni Association.

This item was withdrawn from the agenda and will be brought forward at a later date.

6. To recognize Fleet Management for ranking 6<sup>th</sup> in the National Association of Fleet Administrators (NAFA) 100 Best Fleets in North America.

Commissioner Birrell recognized Fleet Management for ranking 6<sup>th</sup> in the National Association of Fleet Administrators (NAFA) 100 Best Fleets in North America.

7. To recognize Cobb County Public Safety professionals for outstanding service provided to the community.

Commissioner Sheffield and Ron Davis with the Austell Community Task Force recognized Cobb County Public Safety professionals for outstanding service provided to the community.

#### Truist Park Update

8. To present an annual update on Truist Park and The Battery.

Bill Volckmann, Chief Financial Officer, announced that due to a scheduling conflict this item was withdrawn and will be brought back before the Board at a later date.

#### PUBLIC COMMENT

1. Jan Barton addressed the Board regarding the Agenda and Zoning.
2. Dave McFarland addressed the Board regarding Zoning and HUD.
3. Christine Rozman addressed the Board regarding County spending.

#### NON-AGENDA

MOTION: Motion by Cupid, second by Birrell, to **approve** the addition of the following non-agenda items to this agenda for consideration:

**ITEM NO. 51 - BOC CHAIR (Regular)** - Recommendation for the appointment of the Chief of Police.  
(See item Agenda Item No. 43 of these minutes)

**ITEM NO. 52 - COUNTY ATTORNEY (Consent)** - Authorization to settle *Cobb County v. Sporting Club at Windy Hill, LLC d/b/a Midtown Athletic Club, et al.*, Superior Court of Cobb County, Civil Action File No. 14-1-8973-40. (See item Agenda Item No. 40 of these minutes)

**ITEM NO. 53 - COUNTY ATTORNEY (Consent)** - Authorization to settle *Cobb County v. Wynne's Ridge Condominium Association, Inc., et al.*, Superior Court of Cobb County, Civil Action File No. 19-1-02435-56. (See item Agenda Item No. 41 of these minutes)

**ITEM NO. 54 - COUNTY ATTORNEY (Consent)** - Authorization to settle *Cobb County v. 23, LLC, et al.*, Superior Court of Cobb County, Civil Action File No. 19-1-0787-65. (See item Agenda Item No. 42 of these minutes)

VOTE: **ADOPTED 5-0**

### **CONSENT AGENDA**

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

#### **Superior Court Administration**

9. **To authorize a donation from Cobb County Family Law Workshop to Cobb County Legal Aid.**

To **authorize** a donation from the Cobb County Family Law Workshop in the amount of \$4,000.00 to Cobb County Legal Aid.

Funding for the Family Law Workshop's donation is available in the Family Law Workshop budget with the following budget transaction:

|           |                   |            |
|-----------|-------------------|------------|
| Decrease: | 010-225-9510-8852 | \$4,000.00 |
| Increase: | 010-225-9510-6601 | \$4,000.00 |

#### **Circuit Defender's Office**

10. **To accept a grant from the State of Georgia, through the Georgia Public Defender Council, of Coronavirus State Fiscal Recovery Funds.**

To **accept** a grant from the State of Georgia, through the Georgia Public Defender Council, of Coronavirus State Fiscal Recovery Funds; **authorize** any corresponding budget transactions; and **further authorize** the Chairwoman to execute the Memorandum of Understanding between Cobb Judicial Circuit Public Defender's Office and the Georgia Public Defender Council and any other necessary documents for said purpose.

**Circuit Defender's Office (continued)**

|                   |              |             |
|-------------------|--------------|-------------|
| 270-240-S099-4496 | State Grants | \$83,333.33 |
| 270-240-S099-6012 | Salary       | \$83,333.33 |

**Water System**

**11. 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.

**12. To convey by quitclaim deed to the underlying property owner any County rights associated with sanitary sewer easements, where there are no sanitary sewer lines, located in Land Lots 863 and 866 of the 16th District.**

To **convey** by quitclaim deed to the underlying property owner, Cobb Parkway Development, LLC, any County rights associated with sanitary sewer easements, where there are no sanitary sewer lines, located in Land Lots 863 and 866 of the 16th District; and **authorize** the Chairwoman to execute the necessary documents.

**13. To approve Change Order No. 1 to the contract with Ray Campbell Contracting Company, Inc. for the 2020 Stormwater Management Mowing Contract, Work Order Contract Number 3, Program No. SW2089.**

To **approve** Change Order No. 1 to the contract with Ray Campbell Contracting Company, Inc., in an amount not to exceed \$140,260.00 and an extension of services through December 31, 2022, for the 2020 Stormwater Management Mowing Contract, Work Order Contract Number 3, Program No. SW2089; **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:

|                      |                  |          |              |
|----------------------|------------------|----------|--------------|
| Increase Encumbrance | 510-5005758-6496 | SW2089-C | \$140,260.00 |
| GAE 51008252006      |                  |          |              |

Transfer from

Stormwater Multi-year Budget

|                               |                   |          |              |
|-------------------------------|-------------------|----------|--------------|
| Drainage Contract R&M Service | 510-500-5758-6496 | SW9999-Z | \$140,260.00 |
|-------------------------------|-------------------|----------|--------------|

Transfer To:

2020 Stormwater Mgmt. Mowing

|                                        |                   |          |              |
|----------------------------------------|-------------------|----------|--------------|
| Contract Drainage Contract R&M Service | 510-500-5758-6496 | SW2089-C | \$140,260.00 |
|----------------------------------------|-------------------|----------|--------------|

14. **To convey by quitclaim deed to Cobb County-Marietta Water Authority property related to the Factory Shoals Water Tank, located in Land Lot 589 of the 18th District.**

To **authorize** conveyance by quitclaim deed to Cobb County-Marietta Water Authority, property related to the Factory Shoals Water Tank, located in Land Lot 589 of the 18th District; and **authorize** the Chairwoman to execute the necessary documents.

**Transportation**

15. **To authorize the creation of one new Street Light District.**

To **authorize** the creation of one new Street Light District, as follows:

| <u>Commission District</u> | <u>Street Light District Name</u>     | <u>Type</u> | <u>Monthly Rate</u> |
|----------------------------|---------------------------------------|-------------|---------------------|
| 1                          | The Park at Kyle Farm, Phases 3 and 4 | Residential | \$3.80              |

Available in the Street Light District Fund approved FY22 Operating Budget, as follows:

Available: 235-050-SLD1-4712/6472 Street Light Energy Revenue/Electricity

16. **To authorize termination of the existing North and South Fixed Based Operator Leases with Hawthorne Global Aviation Services, LLC (Hawthorne), and approve an Amended, Restated, and Consolidated Lease and Operating Agreement with Hawthorne for continued Fixed Based Operator Services at Cobb County International Airport – McCollum Field.**

To **authorize** the termination of the existing North and South Fixed Based Operator Leases with Hawthorne Global Aviation Services, LLC (Hawthorne); **approve** a new 35-year term Amended, Restated, and Consolidated Lease and Operating Agreement, to include two 5-year term renewal options, with Hawthorne for continued Fixed Based Operator services and hangar development of the Southeast Hangar Site at Cobb County International Airport – McCollum Field; and **further authorize** the Chairwoman to execute the necessary documents.

17. **To adopt a resolution authorizing submission of a revised FY22 Section 5307 Grant request to the Federal Transit Administration under the American Rescue Plan Act of 2021 (ARPA) for transit operating activities and authorize the reallocation of previously appropriated Section 5307 Grant Program ARPA funding.**

To **adopt** a resolution authorizing submission of a revised FY22 Section 5307 Grant request to the Federal Transit Administration under the American Rescue Plan Act of 2021 (ARPA), in an amount not to exceed \$10,390,867.00, for transit operating activities; **authorize** the reallocation of appropriated Section 5307 Grant Program ARPA funding; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman, or her designee as previously approved by the Board, to execute the necessary documents. A copy of said resolution is attached and made a part of these minutes.

Reallocate previously appropriated Federal Transit Administration FY22 Section 5307 Grant Program ARPA funding in the Transit Grant Fund, as follows:

|                   |                   |                      |                |
|-------------------|-------------------|----------------------|----------------|
| Decrease Revenue: | 203-050-T084-4439 | FTA 5307 - Capital   | \$3,700,000.00 |
| Increase Revenue: | 203-050-T084-4442 | FTA 5307 - Operating | \$3,700,000.00 |

Available from previously appropriated Federal Transit Administration FY22 Section 5307 Grant Program ARPA funding in the Transit Grant Fund, as follows:

|           |                   |                      |                |
|-----------|-------------------|----------------------|----------------|
| Available | 203-050-T084-4442 | FTA 5307 - Operating | \$6,690,867.00 |
|-----------|-------------------|----------------------|----------------|

18. **To approve the Department of Transportation updated Disadvantaged Business Enterprise Program Plan.**

To **approve** the updated Department of Transportation Disadvantaged Business Enterprise Program Plan; **authorize** submission of the updated Disadvantaged Business Enterprise Plan to the Federal Transit Administration; and **further authorize** the Chairwoman to execute the necessary documents.

19. **Withdrawal of Developer's Memorandum of Agreement with Mable Oak Development, LLC for roadway and transportation improvements on Veterans Memorial Highway and Burrus Road.**

This item was withdrawn from this Agenda.

20. **To approve a Grant Contract with the Georgia Department of Transportation for Airfield Maintenance at Cobb County International Airport – McCollum Field.**

To **approve** a Grant Contract with the Georgia Department of Transportation, in an amount not to exceed \$550,000.00, for Airfield Maintenance at Cobb County International Airport – McCollum Field; and **authorize** the Chairwoman to execute the necessary documents by electronic signature via DocuSign.

21. **To approve Amendment No. 1 to the Exchange Agreement regarding the exchange of property between Cobb County and Venture Communities, LLC to allow for a proposed Department of Transportation satellite facility off Leland Drive.**

To **approve** Amendment No. 1 to the Exchange Agreement regarding the exchange of property between Cobb County and Venture Communities, LLC to allow for a proposed Department of Transportation satellite facility off Leland Drive; and **authorize** the Chairwoman to execute the necessary documents.

**Public Services Agency**

**PARKS**

22. **To accept grant funds in the amount of \$151,701.00 from the Georgia Recreation & Park Association for a Building Opportunities for Out-of-School Time (BOOST) Grant.**

To **accept** the GRPA BOOST Grant (2022); **authorize** the corresponding budget transactions; and **further authorize** the Chief Financial Officer, PARKS Director or Chairwoman to execute the necessary documents.

|                       |                   |                        |              |
|-----------------------|-------------------|------------------------|--------------|
| Increase Revenue:     | 270-105-G293-4508 | Local Grants           | \$151,701.00 |
| Increase Expenditure: | 270-105-G293-6193 | Recreation Programming | \$151,701.00 |

**Support Services Agency**

**Support Services Administration**

23. **To authorize an Agreement for Purchase and Sale for the acquisition of certain real property located at 2394 Sewell Mill Road, 2424 Sewell Mill Road and a portion of a larger unnumbered parcel on Sewell Mill Road, Marietta, Georgia, and specifically identified as Cobb County Tax Parcel ID Nos. 16095800240, 16091400600 and a portion of 16095800010, Marietta, Georgia comprised of approximately 3.5 acres +/- the precise dimensions of which to be determined by a new survey.**

To **authorize** a contract with Young Men's Christian Association of Metropolitan Atlanta, Inc. for the acquisition of certain real property located at 2394 Sewell Mill Road, 2424 Sewell Mill Road and a portion of a larger unnumbered parcel on Sewell Mill Road, Marietta, Georgia, and specifically identified as Cobb County Tax Parcel ID Nos. 16095800240, 16091400600 and a portion of 16095800010, comprised of an area of approximately 3.5 acres +/-, for consideration in the amount of \$975,000.00; **approve** the terms and conditions set forth in the Agreement for Purchase and Sale; **authorize** payment of associated land acquisition costs; **authorize** closing of the purchase of the property substantially as provided in those agreements; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute all

**Support Services Administration (continued)**

necessary documents and take all other action necessary or appropriate to accomplish the foregoing purposes.

Funding will be available with the following transfer:

|                                         |                               |              |
|-----------------------------------------|-------------------------------|--------------|
| Decrease Expenditure: 230-130-1000-8820 | Fire Undesignated Contingency | \$975,000.00 |
| Increase Expenditure: 230-130-1000-8015 | Site Acquisition              | \$975,000.00 |

The exact amount of related acquisition costs, which include title search, title insurance premium, surveys, tax proration, closing costs, and any other necessary expenses, will not be known until the settlement statement is available. This budget transfer will not be processed until the total amount is disclosed within the settlement statement and all funds will be transferred accordingly at that time.

**Information Services**

24. **To approve the transfer of funding that was appropriated for FY 2022 capital improvement projects and to authorize the Purchasing Director to purchase technology and implementation services greater than \$100,000.00 from Prosys Information Systems (Prosys) for the Commvault Enterprise Backup and Recovery Upgrade/Replacement Project.**

To **approve** the transfer of funding that was appropriated for FY 2022 capital improvement projects; authorize the Purchasing Director to purchase technology infrastructure, licensing and implementation services under provisions of U.S. General Services Administration Schedule 70 Contract GS-35F-0349S with Prosys Information Systems, Inc., in an amount not to exceed \$489,570.40; **authorize** the Purchasing Director to purchase server hardware and storage hardware under the provisions of Georgia Department of Administrative Services Contract Number 99999-001-SPD0000139-0005 with Prosys Information Systems, Inc., in an amount not to exceed \$428,245.90; **authorize** a contingency fund in the amount of \$182,183.70; and **further authorize** the corresponding budget transactions.

Funding is available with the following budget transfers:

|                |                   |                       |                |
|----------------|-------------------|-----------------------|----------------|
| Transfer from: | 010-035-0400-8005 | Preliminary Estimates | \$1,100,000.00 |
| Transfer to:   | 010-035-0400-6349 | Subscription Fees     | \$478,930.40   |
|                | 010-035-0400-6326 | Professional Services | \$10,640.00    |
|                | 010-035-0400-8420 | Computer Equipment    | \$357,491.70   |
|                | 010-035-0400-6258 | Acct. Equipment       | \$70,754.20    |
|                | 010-035-0400-8005 | Contingency           | \$182,183.70   |

**Purchasing**

25. **To approve a contract with Exmark Manufacturing Company, Inc.; Morige Manufacturing, Inc.; and Textron Specialized Vehicles Inc. for tractors, mowers, and other equipment, parts, and services.**

To **approve** a contract with Exmark Manufacturing Company, Inc.; Morige Manufacturing, Inc.; and Textron Specialized Vehicles Inc. for tractors, mowers, and other equipment, parts, and services that will be available to Cobb County Government but also, on a national level, to all state and local governmental entities, public and private primary, secondary and higher education entities, non-profit entities, and agencies for the public benefit under the auspices of the OMNIA Partners, Public Sector cooperative purchasing program, and **authorize** the Chairwoman to execute the necessary documents.

**Public Safety Agency**

26. **To authorize the reappointment of Division Chief Nick Adams and Captain Thomas Bates to the Georgia Region III EMS Council.**

To **authorize** the reappointment of Division Chief Nick Adams and Captain Thomas Bates to the Georgia Region III EMS Council, and **further authorize** the Chairwoman to execute all necessary documents.

**Police Department**

27. **To approve an agreement between Cobb County Police Department and Forensic Logic, LLC.**

To **approve** an agreement between the Cobb County, Police Department and Forensic Logic, LLC.; and **authorize** the Purchasing Director to execute a Purchase Order and any other necessary documents.

Funding is available in the Police FY2022 budget as follows:

010-130-2100-6491

Annual Maintenance & Support Contracts

**Fire Department**

**28. To authorize the purchase of two replacement apparatus from Wade Ford for fire and emergency response.**

To **authorize** the purchase of two (2) replacement apparatus, in the amount of \$80,866.04, from Wade Ford for fire and emergency response; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available within the approved FY22 Fire Budget with the following budget appropriation:

|                      |                   |                             |             |
|----------------------|-------------------|-----------------------------|-------------|
| Increase Revenue     | 230-130-1000-4980 | Fire Fund - Fund Balance    | \$80,866.04 |
| Increase Expenditure | 230-130-1000-8610 | Specially Equipped Vehicles | \$80,866.04 |

**29. To authorize the purchase of two replacement apparatus from Ten-8 for fire and emergency response.**

To **authorize** the purchase of two (2) replacement apparatus, in the amount of \$2,625,000.00, from Ten-8 for fire and emergency response; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available within the approved FY22 Fire Budget with the following budget appropriation:

|                       |                   |                             |                |
|-----------------------|-------------------|-----------------------------|----------------|
| Increase Revenue:     | 230-130-1000-4980 | Fire Fund - Fund Balance    | \$2,625,000.00 |
| Increase Expenditure: | 230-130-1000-8610 | Specially-Equipped Vehicles | \$2,625,000.00 |

**Emergency Management**

**30. To authorize the acceptance of funds from the Emergency Management Performance Grant, known as the Performance Partnership Agreement Grant in Georgia, from the Georgia Emergency Management Agency.**

To **authorize** the acceptance of the Emergency Management Performance Grant (EMPG), considered the Performance Partnership Agreement Grant in Georgia, from the Georgia Emergency Management Agency (GEMA) for the purchase of personnel services, training, equipment and supplies; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding will be available with the following appropriations:

|                       |                   |                    |             |
|-----------------------|-------------------|--------------------|-------------|
| Increase Revenue:     | 270-130-F071-4493 | GEMA               | \$50,000.00 |
| Increase Expenditure: | 270-130-F071-8820 | Undesignated Cont. | \$50,000.00 |

**Risk Management**

31. **To approve a contract with Arthur J. Gallagher Risk Management Services for professional services including marketing insurance and other risk management consultation services for a period of three years with two one-year options.**

To **approve** a contract with Arthur J. Gallagher Risk Management Services, Inc. for professional services including marketing insurance and other risk management consultation services, for a period of three years with two one-year options for a fee of \$75,000.00 per year; and **authorize** the Chairwoman to execute the necessary documents.

Funding is available in the Risk Management Fund budget 710-055-8011-6326.

32. **To authorize the appropriation of fund balance within the Claims Fund for FY2022 in support of Board approved equipment replacements, property loss settlements and other liability reimbursements.**

To **authorize** the appropriation of fund balance, in the amount of \$2,500,000.00, within the Claims Fund for FY2022; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

|                       |                   |                                  |                |
|-----------------------|-------------------|----------------------------------|----------------|
| Increase Revenue:     | 710-055-8011-4980 | Fund Balance Appropriation       | \$2,500,000.00 |
| Increase Expenditure: | 710-055-8011-6454 | Professional Liability Insurance | \$2,500,000.00 |

**Finance**

33. **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.

34. **To approve the Tenth Amendment to the current Grant Administration Agreement with W. Frank Newton, Inc. for the provision of grant administrative services for Cobb County's supplemental Fiscal Year 2022 for Community Services Block Grant (CSBG) CARES and Emergency Food and Shelter Program (EFSP) Phase ARPA-R programs and establish a fee schedule.**

To **approve** the Tenth Amendment to the current Grant Administration Agreement with W. Frank Newton, Inc. for the provision of administrative service for Cobb County's supplemental for the provision of grant administrative services for Cobb County's supplemental Fiscal Year 2022 for Community Services Block Grant (CSBG) CARES and Emergency Food and Shelter Program (EFSP) Phase ARPA-R programs and establish a fee schedule; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the Tenth Amendment and any other necessary documents.

**Finance # 34 (continued)**

The contract fees for administration of the various federal and state grant programs are paid entirely with grant funds. No monies from the County's general fund are used. The addition or deletion of grant funds/programs received by the County may result in changes to contract fees to include the possible termination of the grant agreement in the event HUD grant funding is no longer provided. Funding for administrative fees will be included in each of the budgets for the various grant programs being administered.

**CDBG**

35. **To authorize the acceptance of Phase 39 Emergency Food and Shelter National Board Program grant funds from the Federal Emergency Management Agency and authorize the allocation of funds to Cobb County for program administration carried out by W. Frank Newton, Inc.**

To **authorize** the acceptance of Phase 39 Emergency Food and Shelter Program grant funds from the Federal Emergency Management Agency and **authorize** the allocation of funds to Cobb County for program administration carried out by W. Frank Newton, Inc.; **authorize** all corresponding budget transactions, and **further authorize** the Chairwoman to execute the necessary documents.

FEMA will send program funds directly to the participating non-profit organizations; thus Phase 39 budget appropriations are for the administrative portion of the grant only:

|                       |                   |                   |            |
|-----------------------|-------------------|-------------------|------------|
| Increase Revenues     | 270-390-G706-4432 | Federal Grants    | \$3,900.00 |
| Increase Expenditures | 270-390-G706-6312 | Contract with WFN | \$3,900.00 |

36. **To authorize acceptance and allocation of additional funding of Federal Fiscal Year 2022 Community Services Block Grant CARES funds provided by the Georgia Department of Human Services.**

To **authorize** an amendment for Federal Fiscal Year 2022 Community Services Block Grant CARES funding appropriations provided by the Georgia Department of Human Services; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

The revised budget appropriations will account for the receipt and expenditure of CSBG CARES additional funds.

**CobbWorks**

37. **To authorize the transfer of Workforce Investment and Opportunity (WIOA) funds from the Dislocated Worker grant to the Adult Program for CobbWorks Inc. to provide employment and training services.**

To **authorize** a transfer of Workforce Investment and Opportunity funds from the Dislocated Worker Program grant award in the amount of \$700,000.00 to the Adult Program to provide employment and training services; **authorize** the corresponding budget transactions; and **further authorize** the Chairman to execute the necessary documents.

**CobbWorks continued**

Funding is available in the Adult Program with the following appropriations:

**Transfer from existing grant #31-21-22-03-004:**

|                                 |                     |
|---------------------------------|---------------------|
| 276-120-WF22-WF22DW-P-6326/4430 | \$630,000.00        |
| 276-120-WF22-WF22DW-A-6312/4430 | \$70,000.00         |
| <b>Total</b>                    | <b>\$700,000.00</b> |

**Transfer to new grant #31-19-20-03-004:**

|                                 |                     |
|---------------------------------|---------------------|
| 276-120-WF22-WF22TR-P-6326/4430 | \$630,000.00        |
| 276-120-WF22-WF22TR-A-6312/4430 | \$70,000.00         |
| <b>Total</b>                    | <b>\$700,000.00</b> |

**County Manager**

38. **To authorize advertisement for and conduct of a public hearing prior to expending more than \$100,000.00 for professional services for an assessment of and recommendations on how to improve efficiency of County operations and services.**

To **authorize** the advertisement for and conduct of a public hearing prior to expending more than \$100,000.00 for professional services for an assessment of and recommendations on how to improve efficiency of County operations and services.

**County Clerk**

39. **To approve minutes.**

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

- April 25, 2022 - Agenda Work Session
- April 26, 2022 - BOC Regular Minutes

**County Attorney**

40. **To authorize settlement of *Cobb County v. Sporting Club at Windy Hill, LLC d/b/a Midtown Athletic Club, et al*, Civil Action File No. 14-1-8973-40, Cobb County Superior Court.**

To **authorize** settlement of *Cobb County v. Sporting Club at Windy Hill, LLC d/b/a Midtown Athletic Club, et al*, Civil Action File No. 14-1-8973-40, Cobb County Superior Court, pursuant to the direction and within the terms as discussed in Executive Session on May 9, 2022, and **authorize** counsel to prepare and execute any necessary documents for the purposes of settling ongoing litigation.

Funding is available in account 345-050-E004-E402-8748-E4020-R.

41. To authorize settlement of Cobb County v. Wynne's Ridge Condominium Association, Inc., et al, Civil Action File No. 19-1-02435-56, Cobb County Superior Court.

To **authorize** settlement of *Cobb County v. Wynne's Ridge Condominium Association, Inc., et al*, Civil Action File No. 19-1-02435-56, Cobb County Superior Court, pursuant to the direction and within the terms as discussed in Executive Session on May 9, 2022 and **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.

42. To authorize settlement of Cobb County v. Highway 23, LLC, et al, Civil Action File No. 19-1-07187-65, Cobb County Superior Court.

To **authorize** settlement of *Cobb County v. Highway 23, LLC, et al*, Civil Action File No. 19-1-07187-65, Cobb County Superior Court, pursuant to the direction and within the terms as discussed in Executive Session on May 9, 2022, and authorize counsel to prepare and execute any necessary documents for the purposes of settling ongoing litigation.

Funding is available in account 347-050-X260-X260-8748-X2603-R.

**CONSENT VOTE: ADOPTED 5-0** with Commissioner Gambrill in opposition to Item # 17 and Item # 21.

## **REGULAR AGENDA**

### **BOC Chair**

43. To recommend the appointment of the Chief of Police.

Motion by Cupid, second by Birrell, to **approve** the appointment of Mr. Stuart VanHoozer as the Chief of Police effective May 10, 2022.

VOTE: ADOPTED 5-0

### **Transportation**

44. To determine that circumstances are such that it is necessary to proceed with condemnation proceedings by Declaration of Taking under O.C.G.A §32-3-4, et. seq., on two parcels on Bob Callan Trunk Trail, Phase 2, Segment B, State P.I. No. 0012808, Cobb County Project No. TR475.

Motion by Richardson, second by Gambrill, to **determine** that circumstances are such that it is necessary to proceed with condemnation proceedings by Declaration of Taking under O.C.G.A. §32-3-4, et. seq.; **authorize** the commencement of condemnation proceedings on two parcels on Bob Callan Trunk Trail, Phase 2, Segment B, State P.I. No. 0012808, Cobb County Project No. TR475; **adopt** Resolutions and Orders in form substantially similar to the attached and as approved by the County Attorney's Office; and **further authorize** the Chairwoman to execute the necessary documents. Attachments 1 attached and made a part of these minutes.

VOTE: ADOPTED 5-0

45. **To approve Change Order No. 1 (final) to Project No. D2864 to the 2021 Countywide Unit Price Contract with Butch Thompson Enterprises, Inc., for drainage system repairs on Green Valley Road, CCDOT Contract No.001755.**

Motion by Sheffield, second by Birrell, to **approve** Change Order No. 1 (final) to Project No. D2864 to the 2021 Countywide Unit Price Contract with Butch Thompson Enterprises, Inc., a savings to the project in the amount of \$66,121.20, for drainage system repairs on Green Valley Road, CCDOT Contract No. 001755; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2005 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Decrease Encumbrance

GAE 34010122136: 340-050-7502-D286-8762-D2864-C Turnkey Construction \$40,471.20

Transfer from: 340-050-7502-D286-8762-D2864-C Turnkey Construction \$40,471.20

Transfer to: 340-050-7502-D283-8761-D2831-C Preliminary Estimate \$40,471.20

A non-refundable deduction of \$650.00 was assessed on this project, which reduced the encumbrance balance.

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.

Green Valley Road 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).

SPLOST Project Summary as of April 6, 2022 Green Valley Road Drainage  
Budget: \$207,663.00 Expended: \$151,366.80

A savings to the Water System DOT Projects – Relocate Lines Adopted CIP Budget, with the following budget transfers:

Decrease Encumbrance GAE 510100122136

510-500-5756-6496-W5045-C Drainage Contract R&M Svc. \$25,000.00

Transfer from: 877 Green Valley Road - Utility Allowance

|                           |                           |             |
|---------------------------|---------------------------|-------------|
| 510-500-5756-6496-W5045-C | Drainage Contract R&M Svc | \$25,000.00 |
| 510-500-5756-8265-W5045-M | Materials and Supplies    | \$ 500.00   |
| 510-500-5756-8810-W5045-T | Contingency               | \$ 500.00   |
|                           | Total:                    | \$26,000.00 |

Transfer to: DOT Projects - Relocate Lines

510-500-5756-8005-W4069-Z Preliminary Estimate \$26,000.00

VOTE: **ADOPTED 5-0**

46. **To approve a contract with Glosson Enterprises, LLC for Church Road Sidewalk, Project No. X2774, CCDOT Contract No. 001641.**

Motion by Sheffield, second by Birrell, to **approve** a contract with Glosson Enterprises, LLC, in an amount not to exceed \$1,612,626.40, for Church Road Sidewalk, Project No. X2774, CCDOT Contract No. 001641; **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 transfers:

|                |                                |                      |                |
|----------------|--------------------------------|----------------------|----------------|
| Transfer from: | 347-050-X270-X270-8761-X2774-C | Preliminary Estimate | \$ 997,000.00  |
|                | 347-050-X270-X270-8761-X2769-C | Preliminary Estimate | \$ 552,911.40  |
| Transfer to:   | 347-050-X270-X270-8762-X2774-C | Turnkey Construction | \$1,549,911.40 |

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.

Church 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 4 include construction of sidewalks and other pedestrian improvements along roadways in the vicinity of schools, activity centers, multi-modal facilities (transit stops/shelters, etc.), and other congested areas, to include pedestrian bridges where needed.

SPLOST Project Summary as of April 6, 2022: Church Road Sidewalk

|         |                |           |              |
|---------|----------------|-----------|--------------|
| Budget: | \$1,524,309.68 | Expended: | \$209,509.35 |
|---------|----------------|-----------|--------------|

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  | \$71,475.00        |
| Transfer to:   | Church Road Sidewalk          |                       |                    |
|                | 510-500-5756-8260-W4436-C     | Construction          | \$62,715.00        |
|                | 510-500-5756-8265-W4436-M     | Material and Supplies | \$ 7,500.00        |
|                | 510-500-5756-8810-W4436-T     | Contingency           | <u>\$ 1,260.00</u> |
|                |                               | Total:                | \$71,475.00        |

VOTE: **ADOPTED 5-0**

47. **To authorize the procurement of Transportation Management Center technology infrastructure for Advanced Transportation Management Systems, Project No. B2511.**

Motion by Cupid, second by Sheffield, to **authorize** the procurement of Transportation Management Center technology infrastructure, in an amount not to exceed \$299,356.41, for Advanced Transportation Management Systems, Project No. B2511; and **further authorize** the corresponding budget transactions.

Available in the 2022 SPLOST Transportation Improvements Program Fund, with the following budget transfers:

|                |                                |                             |              |
|----------------|--------------------------------|-----------------------------|--------------|
| Transfer from: | 348-050-B250-B250-8005-B2510-A | Preliminary Estimate        | \$299,356.41 |
| Transfer to:   | 348-050-B250-B250-6326-B2511-P | Professional Services       | \$ 3,250.00  |
|                | 348-050-B250-B250-6349-B2511-P | IT Subscription Service Fee | \$111,925.02 |
|                | 348-050-B250-B250-8420-B2511-P | Computer Equipment          | \$184,181.39 |

The 2022 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 14, 2020, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Traffic Management, Transportation Technology, and Planning.

Advanced Transportation Management Systems is an eligible project/program under the Traffic Management, Transportation Technology, and Planning Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 18). SPLOST funding for Traffic Management, Transportation Technology, and Planning will be used to replace and upgrade the county's traffic signal infrastructure, install traffic signals at locations that satisfy traffic signal warrant(s) as established in the current version of the Manual on Uniform Traffic Control Devices, optimize the operations of the traffic system, improve the county's

transportation technology systems and develop long- and short-term planning strategies.

SPLOST Project Summary as of April 6, 2022: ATMS – Transportation Management Center Infrastructure Technology (new project as of 05/10/22)

|         |        |           |        |
|---------|--------|-----------|--------|
| Budget: | \$0.00 | Expended: | \$0.00 |
|---------|--------|-----------|--------|

VOTE: **ADOPTED 5-0**

48. **To approve an Extension and Amendment to the Transit System Award Agreement with First Transit, Inc., exercising the first one-year term renewal option for complete operations, maintenance, and administrative support services for CobbLinc.**

Motion by Cupid, second by Birrell, to **approve** an Extension and Amendment to the Transit System Award Agreement with First Transit, Inc., in an amount not to exceed \$25,029,466.00, exercising the first one-year term renewal option for complete operations, maintenance, and administrative support services for CobbLinc, effective July 1, 2022 through June 30, 2023; and **authorize** the Chairwoman to execute the necessary documents.

**Transportation Item # 48 continued**

Available in the approved FY22 Transit Operating Budget, as follows:

|                                   |                       |                 |
|-----------------------------------|-----------------------|-----------------|
| Available: 200-050-4802/4805-6327 | Operator Service Fees | \$25,029,466.00 |
|-----------------------------------|-----------------------|-----------------|

VOTE: ADOPTED 5-0

49. **To authorize advertisement for and conduct of a public hearing for operations, maintenance, and administrative support services for CobbLinc, and authorize the issuance of a Request for Proposals to secure the required transit services.**

Motion by Cupid, second by Sheffield, to **authorize** advertisement for and conduct of a public hearing for operations, maintenance, and administrative support services for CobbLinc; and **authorize** the issuance of a Request for Proposals to secure the required transit services.

VOTE: ADOPTED 5-0

**Public Services Agency**

**PARKS**

50. **To approve a contract with Lyman Davidson Dooley, Inc. for Professional Services for the Design, Cost Estimating, Bidding Assistance and Construction Administration services for the development of the Osborne Area Recreation/Community Center located at 675 Smyrna Powder Spring Road, SW. Marietta, GA. 30060, under the 2016 & 2022 PARKS SPLOST Program.**

Motion by Sheffield, second by Birrell, to **approve** a contract with Lyman Davidson Dooley, Inc. in an amount not to exceed \$570,700.00, for Professional Services for the Design, Cost Estimating, Bidding Assistance and Construction Administration Services for the development of the Osborne Area Recreation/Community Center under the 2016 & 2022 PARKS SPLOST Program; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2016 & 2022 PARKS SPLOST Program as follows:

347-105-X063-X0630E-81  
8120

|                              |              |
|------------------------------|--------------|
| Osborne Rec/Community Center | \$570,700.00 |
|------------------------------|--------------|

**PARKS Item # 50 continued**

The 2016 & 2022 SPLOST, adopted by the Board of Commissioners on July 22, 2014 and May 26, 2020 respectively, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Parks, Recreation and Cultural Affairs Improvements.

Property acquisition and construction of a new Recreation/Community Center is an eligible project under the 2016 & 2022 PARKS SPLOST Program (Cobb County 2016 SPLOST, Page

31) (Cobb County 2022 SPLOST, Page 39). The new Osborne Area Recreation/Community Center will provide a public facility that includes recreational and leisure programming, meeting and classroom space, and other elements that will serve the needs and desires of the surrounding community.

SPLOST Project Summary as of April 6, 2022 (Osborne Area Recreation/Community Center):

|                 |                     |                   |             |
|-----------------|---------------------|-------------------|-------------|
| \$10,000,000.00 | (2016 PARKS SPLOST) | Expended to Date: | \$45,750.00 |
| \$2,000,000.00  | (2016 SPLOST RAP)   | Expended to Date: | \$0.00      |
| \$2,000,000.00  | (2022 PARKS SPLOST) | Expended to Date: | \$0.00      |

VOTE: **ADOPTED 5-0**

51. **To approve a contract with Carroll Daniel Construction Company, for Pre-Construction and Overhead (General Conditions) fees for Construction Manager at-Risk services for the development of the Osborne Area Recreation/Community Center located at 675 Smyrna Powder Springs Road, SW, Marietta, GA, 30060, under the 2016 & 2022 PARKS SPLOST Program.**

Motion by Sheffield, second by Birrell, to **approve** a contract with Carroll Daniel Construction Company for Pre-Construction and Overhead (General Conditions) fees in an amount not to exceed \$650,000.00, for Construction Manager at Risk services for the development of the Osborne Area Recreation/Community Center under the 2016 & 2022 PARKS SPLOST Program; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2016 & 2022 PRCA SPLOST Program as follows:

347-105-X063-X0630C-8125 Osborne Rec/Community Center \$650,000.00

The 2016 & 2022 SPLOST, adopted by the Board of Commissioners on July 22, 2014, and May 26, 2020 respectively, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Parks, Recreation and Cultural Affairs Improvements.

Property acquisition and construction of a new Recreation/Community Center is an eligible project under the 2016 & 2022 PARKS SPLOST Program (Cobb County 2016 SPLOST, Page 31) (Cobb County 2022 SPLOST, Page 39). The new Osborne Area Recreation/Community Center will provide a public facility that includes recreational and leisure programming, meeting and classroom space, and other elements that will serve the needs and desires of the surrounding community.

**PARKS Item # 51 continued**

SPLOST Project Summary as of April 6, 2022 (Osborne Area Recreation/Community Center):

|                 |                   |                              |
|-----------------|-------------------|------------------------------|
| \$10,000,000.00 | 2016 PARKS SPLOST | Expended to Date: \$45,750.0 |
| \$2,000,000.00  | 2016 SPLOST RAP   | Expended to Date: \$0.00     |
| 2,000,000.00    | 2022 PARKS SPLOST | Expended to Date: \$0.00     |

VOTE: **ADOPTED 5-0**

**Support Services Agency**

**Support Services Administration**

52. **To authorize a contract for the sale of a 3,880 square foot structure and approximately 1.81 acres of property located at 835 Corner Rd, old Fire Station 13, also referenced as 920 Lost Mountain Road, in Marietta, Georgia, to Cobb County Board of Education through the brokerage firm of McWhirter Realty Partners, LLC.**

Motion by Gambrell, second by Richardson, to **declare** surplus and **authorize** a contract for the sale of a 3,880 square foot structure and approximately 1.81 acres of property located at 835 Corner Rd, Old Fire Station 13, also known as 920 Lost Mountain Road, in Marietta, Georgia, to Cobb County Board of Education through the brokerage firm of McWhirter Realty Partners, LLC. for the price of \$370,000.00; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to take such action and execute the necessary documents to implement the foregoing purposes.

Fund 345-2011 SPLOST

|                          |                           |
|--------------------------|---------------------------|
| Increase Revenue         | 345-130-E102-4944-EPS31 C |
| Sale of Salvage Property | \$28,461.20               |
| Increase Expenditure     | 345-130-E102-8135EPS31-C  |
| Other Capital Exp.       | \$28,461.20               |

Fund 345 - Fire Fund

|                       |                   |                          |
|-----------------------|-------------------|--------------------------|
| Increase Revenue:     | 230-130-1000-4944 | Sale of Salvage Property |
| Increase Expenditure: | 230-130-1000-8820 | Undesignated Contingency |

Proceeds after related expenses will be posted to the Fire Fund.

VOTE: **ADOPTED 5-0**

**Property Management**

**53. To authorize the reallocation of 2016 SPLOST Fire Station 7 project savings to the Fire Training Facility, 2016 SPLOST Program X1050-U.**

Motion by Gambrill, second by Birrell, to **authorize** the reallocation of 2016 SPLOST Fire Station 7 project savings, in the amount of \$141,666.94, to the 2016 SPLOST Fire Training Facility building renovation project, Program X1050-U; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2016 SPLOST budget with the following transfer:

|                                 |                 |              |
|---------------------------------|-----------------|--------------|
| From: 347-130-X102-8005-X1022-A | Fire Station 7  | \$141,666.94 |
| To: 347-130-X105-8005-X1050-U   | Training Center | \$141,666.94 |

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, Public Safety improvements.

The Fire Training facility is an eligible capital improvement project/program under the 2016 SPLOST and is an approved project of the Public Safety Improvements (Cobb County 2016 SPLOST, p.28) which provides for improvements to facilities and equipment.

SPLOST X1050 Project Summary as of April 6, 2022:

|                  |                  |
|------------------|------------------|
| Current Budget   | \$34,656,343.25  |
| Expended         | \$21,925,634.16  |
| This Agenda Item | \$141,666.94     |
| Project Balance  | \$12,872,376.03* |

\*Project X1050 includes funding allotted for both Fire Training and Firing Range projects.

VOTE: **ADOPTED 5-0**

**APPOINTMENTS**

**54. To announce the appointment of Michael McNeely to the One Percent Special Purpose Local Option Sales Tax Citizens' Oversight Committee.**

Commissioner Sheffield announced the appointment of Michael McNeely to the One Percent Special Purpose Local Sales Tax Citizens' Oversight Committee for a concurrent term to expire on December 31, 2024. This appointment replaces Roger Sanbothe.

Chairwoman Cupid called for a brief recess from 10:33 a.m. - 10:48 a.m.

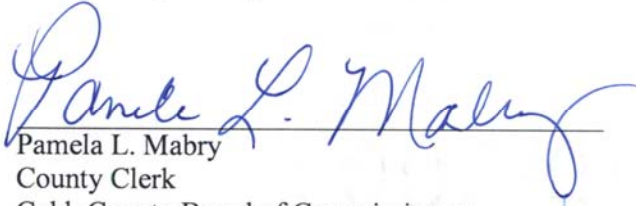
The Board held a press conference to introduce Stuart VanHoozer as the new Chief of the Cobb County Police Department.

**MINUTES OF REGULAR MEETING  
COBB COUNTY BOARD OF COMMISSIONERS  
MAY 10, 2022  
9:00 AM**

**Page | 22**

**ADJOURNMENT**

The meeting was adjourned at 11:38 a.m.

  
Pamela L. Mabry  
County Clerk  
Cobb County Board of Commissioners

## RESOLUTION

*Resolution authorizing the filing of a revised 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, Urbanized Area Formula Grants (49 U.S.C. § 5307) and other federal statutes administered by the Federal Transit Administration, under the American Rescue Plan Act of 2021.*

**WHEREAS**, the Federal Transit Administration has been delegated authority to award federal financial assistance under the American Rescue Plan Act of 2021 (ARPA) for transit operating activities; and

**WHEREAS**, the grant or cooperative agreement for federal financial assistance will impose certain obligations upon Cobb County; however, funding allocated under the ARPA will provide 100 percent federal funds for eligible costs, therefore, no additional County funding will be required; 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 Section 5307 Funding ARPA Grant application with the Federal Transit Administration, Department of Transportation, United States of America, in an amount not to exceed \$10,390,867.00; and

1. That the Chairwoman of the Cobb County Board of Commissioners, or her designee, is authorized to execute and file an application on behalf of Cobb County with the Federal Transit Administration for federal assistance authorized by 49 U.S.C. § 5307, or other federal statutes authorizing a project administered by the Federal Transit Administration.
2. That the Chairwoman 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 Chairwoman 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 Chairwoman 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 May 10, 2022.

This 19<sup>th</sup> day of May, 2022

Lisa N. Cupid, Chairwoman  
Cobb County Board of Commissioners



Attest:

Pamela L. May  
Clerk  
Cobb County Board of Commissioners

Approved As To Form:

Kelli Rude  
COBB COUNTY ATTORNEY'S OFFICE

APPROVE  
PER MINUTES OF  
COBB COUNTY  
BOARD OF COMMISSIONERS

5/10/22

**REVISED FY22 FTA Section 5307 Program Grant Project List  
American Rescue Plan Act (ARPA) Funding**

| <b>Operating Projects</b>                              | <b>Project Cost</b>     |
|--------------------------------------------------------|-------------------------|
| Operating Assistance                                   | \$ 10,390,867.00        |
| <i>Subtotal - Operating Projects (100%)</i>            | <i>\$ 10,390,867.00</i> |
| <b>Total - FY22 Section 5307 Program (ARPA) Budget</b> | <b>\$ 10,390,867.00</b> |

*Revised May 10, 2022*

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 Commissioners this date.

This 10<sup>th</sup> of May 2022

# ATTACHMENT 1

|                                  |                                                                                                                                                                                                                  |
|----------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| PROJECT NAME:                    | Bob Callan Trunk Trail, Phase 2, Segment B                                                                                                                                                                       |
| PROJECT NUMBER:                  | TR475                                                                                                                                                                                                            |
| PARCEL NUMBER:                   | 1                                                                                                                                                                                                                |
| PROPERTY OWNER:                  | Interstate North Office Park, Section II, Inc.<br>3330 Cumberland Blvd., Suite 300<br>Atlanta, GA 30339                                                                                                          |
| TAX PARCEL I.D. NUMBER:          | 17091800070                                                                                                                                                                                                      |
| ACQUISITION:                     |                                                                                                                                                                                                                  |
| Fee Simple Right-of-Way:         | 5,559.35 square feet (0.007% of total tract)                                                                                                                                                                     |
| Permanent Easement:              | 1,926.29 square feet (0.002% of total tract)                                                                                                                                                                     |
| Temporary Construction Easement: | 3,864.72 square feet (0.005% of total tract)                                                                                                                                                                     |
| APPROXIMATE REMAINING PROPERTY:  | 16.21 acres                                                                                                                                                                                                      |
| LOCATION OF STRUCTURE:           | More than 35 feet                                                                                                                                                                                                |
| CONTACTS:                        |                                                                                                                                                                                                                  |
| First:                           | 11/24/2021                                                                                                                                                                                                       |
| Last:                            | 4/19/2022                                                                                                                                                                                                        |
| ACQUISITION AGENT:               | John Vasicak                                                                                                                                                                                                     |
| ZONING:                          | O&I                                                                                                                                                                                                              |
| HIGHEST & BEST USE:              | O&I                                                                                                                                                                                                              |
| MISCELLANEOUS:                   | Negotiations to acquire the required right-of-way and easements from the property owner are underway. In order meet project deadlines, condemnation authority is requested. Ongoing negotiations are continuing. |

\*May 10, 2022

## ATTACHMENT 1

|                                 |                                                                                                                                                                                                                  |
|---------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| PROJECT NAME:                   | Bob Callan Trunk Trail, Phase 2, Segment B                                                                                                                                                                       |
| PROJECT NUMBER:                 | TR475                                                                                                                                                                                                            |
| PARCEL NUMBER:                  | 2                                                                                                                                                                                                                |
| PROPERTY OWNER:                 | Sporting Club at Windy Hill, LLC<br>135 Interstate North Parkway<br>Atlanta, GA 30339                                                                                                                            |
| TAX PARCEL I.D. NUMBER:         | 17091900100                                                                                                                                                                                                      |
| ACQUISITION:                    |                                                                                                                                                                                                                  |
| Fee Simple Right-of-Way:        | 3,476.21 square feet (0.015% of total tract)                                                                                                                                                                     |
| Permanent Easement:             | 5,998.21 square feet (0.025% of total tract)                                                                                                                                                                     |
| Temporary Driveway Easement:    | 1,306.80 square feet (0.005% of total tract)                                                                                                                                                                     |
| APPROXIMATE REMAINING PROPERTY: | 5.48 acres                                                                                                                                                                                                       |
| LOCATION OF STRUCTURE:          | More than 35 feet                                                                                                                                                                                                |
| CONTACTS:                       |                                                                                                                                                                                                                  |
| First:                          | 1/24/2022                                                                                                                                                                                                        |
| Last:                           | 4/19/2022                                                                                                                                                                                                        |
| ACQUISITION AGENT:              | John Vasicak                                                                                                                                                                                                     |
| ZONING:                         | O&I                                                                                                                                                                                                              |
| HIGHEST & BEST USE:             | O&I                                                                                                                                                                                                              |
| MISCELLANEOUS:                  | Negotiations to acquire the required right-of-way and easements from the property owner are underway. In order meet project deadlines, condemnation authority is requested. Ongoing negotiations are continuing. |

\*May 10, 2022

