

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
OCTOBER 11, 2022
9:00 AM**

The Regular Meeting of the Cobb County Board of Commissioners was held on Tuesday, October 11, 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 Gambrill
Commissioner Jerica Richardson
Commissioner Monique Sheffield

CALL TO ORDER

Chairwoman Cupid called the meeting to order at 9:05 a.m.

PRESENTATIONS

1. To present the 2021 Annual Pension Report.

Bill Volckmann, Chief Finance Officer, introduced Roger Tutterow, Cobb County Employee Pension Board of Trustees Chairman, who presented information regarding the 2021 Annual Pension Report.

A copy of the information presented is attached and made a part of these minutes.

No official action was taken by the Board.

2. To present a proclamation recognizing the week of October 09, 2022, as *Fire Prevention Week*.

Commissioner Sheffield presented a proclamation designating the week of October 09, 2022, as *Fire Prevention Week*.

3. To present a certificate of recognition to Juan Violantes for outstanding community leadership.

Commissioner Sheffield presented a Certificate of Recognition to Juan Violantes in honor of 15 years of service to his community.

PUBLIC HEARING

4. **To conduct a Public Hearing prior to expending \$100,000.00 or more to secure engineering design services for various projects in the 2022 PARKS SPLOST Program.**

Michael Brantley, PARKS Director, requested a public hearing be conducted prior to expending \$100,000.00 or more to secure engineering design services for various projects in the 2022 PARKS SPLOST Program.

Chairwoman Cupid opened the Public Hearing and asked those wishing to speak to come forward to address the Board. Following four speakers, the Public Hearing was closed.

No official action was taken by the Board.

5. **To conduct a public hearing on the 2040 Cobb County Comprehensive Plan Five Year Update, approve the plan, authorize the submittal of the approved plan and resolution to the Department of Community Affairs, and further authorize the Chairwoman to execute the necessary documents.**

Jessica Guinn, Director, introduced Philip Westbrook, Senior Planner, Community Development Agency who presented information regarding the 2040 Cobb County Comprehensive Plan Five Year Update and requested a public hearing prior to approval.

Chairwoman Cupid opened the Public Hearing and asked those wishing to speak to come forward to address the Board. Following six speakers, the Public Hearing was closed and the following motion was made:

Motion by Cupid, second by Sheffield, to **approve** the 2040 Cobb County Comprehensive Plan Five Year Update; **authorize** the submittal of the approved plan and resolution to the Department of Community Affairs, and further authorize the Chairwoman to execute the necessary documents. A copy of the approved 2040 Cobb County Comprehensive Plan Five Year Update and resolution is attached and made a part of these minutes.

VOTE: **ADOPTED 5-0**

Clerk's Note: Chairwoman Cupid called for a brief recess at 10:32 a.m.; the meeting reconvened at 10:44 a.m.

PUBLIC COMMENT

1. Kevin Redman addressed the Board regarding HB 1154 (Home Rule).
2. Jaquelyn Betterdapor addressed the Board regarding HB 1154 (Home Rule).
3. Megan Dominy addressed the Board regarding HB 1154 (Home Rule).
4. Pamela Reardon addressed the Board regarding HB 1154, the Comp Plan and Stormwater fees.
5. Leroy Emkin addressed the Board regarding HB 1154 (Home Rule).
6. Christine Rozeman addressed the Board regarding HB 1154 (Home Rule).

Chairwoman Cupid requested input from the Board regarding the 2nd public comment and the following motion was made:

Motion by Cupid, second by Richardson, to move the 2nd public comment forward in the Agenda.

VOTE: **FAILED 2-3**, Commissioner Birrell, Commissioner Gambrell and Commissioner Sheffield opposed

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.

District Attorney

6. **To authorize the acceptance of grant funds from the Criminal Justice Coordinating Council's FY2023 Victims of Crime Act and Coronavirus Emergency Supplemental Funding grant programs to support the District Attorney's Victim Witness Unit.**

To **authorize** the acceptance of grant funds from the Criminal Justice Coordinating Council's FY2023 Victims of Crime Act and Coronavirus Emergency Supplemental Funding grant programs through the Prosecuting Attorney's Council of Georgia in the amount of \$1,088,738.00 to support the District Attorney's Victim Witness Unit; **authorize** the corresponding budget and personnel transactions; **authorize** the transfer of all authorized personnel from Units G335 and G336 to Units G338, G339, and G340 in the grant fund; **authorize** the District Attorney's Office and Finance Department to sign programmatic and finance reports for the Cobb District Attorney Victim Witness Unit; **authorize** the District Attorney to renew contracts previously approved by the County Attorney with Kennesaw State University; and **further authorize** the Chairman to execute the necessary documents.

This award is funded under three separate award numbers, so funding will be distributed in three Accounting Units. Funding will be available in the grant fund with the following budget appropriations:

Increase Revenue:	270-170-G338-4467	CJCC	\$942,433.00
Increase Revenue:	270-170-G339-4467	CJCC	\$117,305.00
Increase Revenue:	270-170-G340-4467	CJCC (CESF)	\$ 29,000.00
Increase Expenditure:	270-170-G338-6012 etc personnel services, pay & fringe		\$852,457.00
	270-170-G338-6116	supplies	\$ 23,176.00
	270-170-G338-6326	Professional Services	\$ 66,800.00
	270-170-G339-6012 etc personnel services, pay & fringe		\$117,305.00
	270-170-G340-6012 etc personnel services, pay & fringe		\$ 29,000.00

7. **To authorize the continuation of Grant Fund Unit F047 through September 30, 2023 which will continue to fund the position of Elder Abuse Multi-Disciplinary Team Coordinator, a partner position with the District Attorney and LiveSafe Resources, Inc.**

To **authorize** the continuation of Grant Fund Unit F047 through September 30, 2023; **authorize** the corresponding budget and personnel transactions; and **further authorize** the Chairwoman to execute the necessary documents.

8. **To authorize the acceptance of funding from the Criminal Justice Coordinating Council, Victims of Crime Act Grant Program FY22 funding year for continuation of funding for the Family Advocacy Center.**

To **authorize** the acceptance of funding from the Criminal Justice Coordinating Council, Victims of Crime Act Grant Program FY22 funding year for continuation of funding for the Family Advocacy Center in the amount of \$100,000.00; **authorize** the corresponding budget and personnel transactions; authorize the District Attorney's Office and Finance Department to sign programmatic and finance reports for the Family Advocacy Center; and **further authorize** the Chairwoman to execute the necessary documents.

Increase Revenue:	270-170-F074-4467	CJCC	\$100,000.00
Increase Expenditure:	270/170-F074-6012 & etc	Salary and Fringe	\$100,000.00

Water System

9. **To approve a Public Private Partnership Memorandum of Understanding between the Georgia Department of Transportation (GDOT) and Cobb County for GDOT Project I-285/I-20 West Interchange, GDOT P.I. 0013918.**

To **approve** a Public Private Partnership Memorandum of Understanding between the Georgia Department of Transportation and Cobb County for GDOT Project I-285/I-20 West Interchange, GDOT P.I. 0013918, and **authorize** the Chairwoman to execute the necessary documents.

10. **To convey by quitclaim deed to the underlying property owners any County rights associated with a relocated drainage easement in Land Lot 115 of the 16th District.**

To **convey** by quitclaim deed to the underlying property owners, Judith M. Sparks and Randolph William Sparks, any rights associated with a relocated drainage easement in Land Lot 115 of the 16th District; and **authorize** the Chairwoman to execute the necessary documents.

Transportation

11. **To authorize the creation of one new residential Street Light District for Winslow at Brookstone.**

To **authorize** the creation of one new residential Street Light District for Winslow at Brookstone. A copy of the location map is attached and made a part of these minutes.

Available in the Street Light District Fund approved FY23 Operating Budget, as follows:

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

PARKS

12. **To approve a third extension of the Cobblestone Golf Management Agreement for Ninety (90) days with Affiniti Golf Partners, LLC to allow for additional time to facilitate RFP negotiations for a management company.**

To **approve** a third extension to the First Amendment of the Cobblestone Management Agreement with Affiniti Golf Partners, LLC for 90 days with a new ending date of January 25, 2023; and **authorize** the Chairwoman to execute the necessary documents.

Support Services Agency

Purchasing

13. **To authorize the advertisement and conduct of a public hearing to establish indefinite delivery contracts for architectural and engineering services in four design and engineering categories.**

To **authorize** the advertisement and conduct of a public hearing to establish indefinite delivery contracts for architectural and engineering services in four design and engineering categories: Architectural, HVAC, Roofing, and Structural Engineering Design Services.

Fleet Management

14. **To authorize the use of available State Contracts, Sourcewell (formerly NJPA), and other Contracted Pricing Agreements, for the procurement of replacement vehicles per Fleet Management's prioritized Vehicle Replacement Schedule.**

To **authorize** the use of available state contracts, Sourcewell (formerly NJPA), and other Contracted Pricing Agreements, for the procurement of replacement vehicles per Fleet Management's prioritized Vehicle Replacement Schedule, in an amount not to exceed \$6,000,000.00; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the FY2023 Fleet Management Capital and Accountable Equipment Budget and is not related to SPLOST funding.

010-060-1650-084-8605 Autos, Vans, Trucks, & Motorcycles \$6,000,000.00

Fire Department

Community Development

15. **To review a summary of the appeal hearing conducted by the License Review Board on September 15, 2022 for Bar 44, LLC d/b/a Bar 44.**

To **affirm** the decision of the License Review Board, following the review of the summary of the appeal hearing of September 15, 2022 to approve the application for a liquor, beer, wine and Sunday sales pouring license for Bar 44, LLC d/b/a Bar 44, 2755 Canton Rd., Marietta, GA 30066, Abdul-Wahab Alade Aminu, licensee.

Human Resources

16. **To approve the workers' compensation excess insurance policy for the period of October 1, 2022 through September 30, 2023 with Safety National Casualty Corporation.**

To **approve** the workers' compensation excess insurance policy for workers' compensation excess coverage for the period of October 1, 2022 through September 30, 2023; and **authorize** the Chairwoman to execute any documents required to secure an insurance binder with Safety National Casualty Corporation.

Funding is available in the workers' compensation fund. No additional funding is necessary.

Finance

17. **To authorize the increase of fund balances and/or retained earnings in FY2023 budgets by amounts equal to prior-year expenditures that rolled forward into FY2023 but have not yet been processed for payment. This is an administrative task necessary to ensure FY2023 budgets are increased by an amount equal to existing encumbrances from FY2022.**

To **authorize** the increase of fund balances and/or retained earnings in FY2023 budgets by amounts equal to prior-year expenditures that rolled forward into FY2023 but have not yet been processed for payment; **authorize** the decrease of both revenue and expenditure budgets in FY2023 by any of these amounts later accrued back to FY2022; and **further authorize** the Chairwoman to execute the necessary documents.

Fund Balance/Retained Earnings Revenue Budgets in FY2023 will be increased as follows:

General Fund (010)	010-014-0140-4980	\$17,157,534.89
Transit Fund (200)	200-050-4802-4992	\$ 395,314.52
Fire Fund (230)	230-130-1000-4980	\$14,070,776.68
Street Light District Fund (235)	235-050-SLD1-4980	\$ 16,284.70
Parking Deck Fund (240)	240-110-4820-4980	\$ 2,391.27
E-911 Fund (260)	260-130-0200-4980	\$ 389,245.05
Water Fund (500)	500-500-5100-4992	\$ 7,724,107.59
SW&B Fund (600)	600-700-4900-4992	\$ 66,697.05
Golf Course Fund (650)	650-105-0027-4992	\$ 11.19
Medical/Dental Claims Fund (700)	700-095-8012-4980	\$ 407.38
Risk Management Fund (710)	710-055-8011-4980	\$ 759,875.06

Decrease the FY2023 modified budgets to remove both the revenue and expenditure budgets for any items that rolled into FY2023 and that were subsequently accrued back to FY2022.

18. **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.

County Attorney

19. To authorize the settlement of *Diane F. Morneault and Gary Morneault v. Cobb County, Georgia*, a political subdivision of the state of Georgia, Civil Action File No.: 20-A-1113, in the State Court of Cobb County, Georgia, pursuant to the direction and within the terms as discussed in Executive Session on August 22, 2022.

To **authorize** the settlement of *Diane F. Morneault and Gary Morneault v. Cobb County, Georgia* ("Cobb County"), a political subdivision of the state of Georgia, Civil Action File No. 20-A-1113, pursuant to the direction and within the terms as discussed in Executive Session on August 22, 2022; and **authorize** counsel to prepare and execute any necessary documents for the purposes of settling ongoing litigation.

Funding is available in account: 710-055-8011-6608

County Clerk

20. To approve minutes.

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

- September 26, 2022 - Agenda Work Session
- September 27, 2022 - BOC Work Session
- September 27, 2022 - BOC Regular Meeting

CONSENT VOTE: **ADOPTED 5-0**

REGULAR AGENDA

Sheriff

21. **To authorize the Purchasing Director to purchase two, model year 2024, Blue Bird All American Rear Engine Prison Transport buses from Yancy Bus Sales and Services, greater than \$100,000.00, for the Cobb County Sheriff's Office. This is a 2016 SPLOST project, Sheriff's Equipment, Program X1070.**

Motion by Cupid, second by Birrell, to **authorize** the Purchasing Director to purchase two, model year 2024, Blue Bird All American Rear Engine Prison Transport buses from Yancy Bus Sales and Services, under sealed bid #22-6682, in an amount not to exceed \$499,822.00; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2016 SPLOST Sheriff's Office Equipment/Renovations Program Fund with the following budget transactions:

Decrease	347-210-X107-8005-X1070-C (Preliminary Estimates)	\$499,822.00
Expenditure:		
Increase	347-210-X107-8610-X1070-P (Specially Equipped Vehicles)	\$499,822.00
Expenditure:		

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, Countywide Improvements.

Sheriff's Equipment/Renovations is an eligible project/program under the 2016 SPLOST and is an approved project of the Countywide Improvements Work Program (Cobb County 2016 SPLOST, p.6) which provides for capital equipment replacement, including vehicles.

SPLOST Project Summary as of September 7, 2022:

Current Budget:	\$28,025,000.00
Current Expenditures:	\$ 8,129,227.62

VOTE: **ADOPTED 5-0**

22. To ratify emergency action by the County Manager and approve the purchase of plumbing fixtures from Apex Supply to address critical flooding issues at the Cobb County Adult Detention Center.

Motion by Cupid, second by Birrell, to **ratify** emergency action by the County Manager and approve the payment of purchase order #38917, to Apex Supply Plumbing Marietta, in an amount not to exceed \$299,371.80; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2016 SPLOST Sheriff's Office Equipment/Renovations Program Fund with the following budget transactions:

Decrease	347-210-X107-8005-X1070-C (Preliminary Estimates)	\$299,371.80
Expenditure:		
Increase	347-210-X107-6494-X1070-P (Building & Grounds R&M Services)	\$299,371.80
Expenditure:		

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, Countywide Improvements.

Sheriff's Equipment/Renovations in an eligible project/program under the 2016 SPLOST and is an approved project of the Countywide Improvements Work Program (Cobb County 2016 SPLOST, p.6) which provides for capital renovations, including plumbing.

SPLOST Project Summary as of September 7, 2022:

Current Budget:	\$28,025,000.00
Current Expenditures:	\$8,129,227.62

VOTE: **ADOPTED 5-0**

Transportation

23. To approve a contract with Wilson Construction Management, LLC for Mack Dobbs Road, Project No. X2606, CCDOT Contract No. 001512.

Motion by Gambrill, second by Richardson, to **approve** a contract with Wilson Construction Management, LLC, in an amount not to exceed \$4,317,114.94 for Mack Dobbs Road, Project No. X2606, CCDOT Contract No. 001512; **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-X260-X260-8761-X2606-C	Preliminary Estimate	\$2,070,600.00
	347-050-X260-X260-8761-X2606-C	RAP Allocation - Preliminary Est.	\$1,000,000.00
	347-050-X230-X230-8005-X2309-R	Preliminary Estimate	\$ 84,300.00
	347-050-X290-X290-8761-X2900-C	Preliminary Estimate	\$ 565,242.66
Transfer to:	347-050-X260-X260-8762-X2606-C	Turnkey Construction	\$3,720,142.66

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, Roadway Improvements.

Mack Dobbs Road is an eligible project/program under the Safety and Operational Improvements - Roadway Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 19). Mack Dobbs Road (Joint project with Kennesaw) includes safety and operational improvements, turn lanes, sidewalks.

SPLOST Project Summary as of September 7, 2022: Mack Dobbs Road (Joint Project with Kennesaw)

Budget:	\$3,100,000.13	Expended:	\$493,272.98
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Adjusted SPLOST Project Summary, following requested budget transfers:

Adjusted Budget:	\$6,820,142.79
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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	\$623,911.28
Transfer to:	Mack Dobbs Road Improvements		
	510-500-5756-8260-W4424-C	Construction	\$596,972.28
	510-500-5756-8265-W4424-M	Material and Supplies	\$ 15,000.00
	510-500-5756-8810-W4424-T	Contingency	\$ 11,939.00
		Total:	\$623,911.28

VOTE: ADOPTED 5-0

24. **To approve a contract with Deep South Industrial Services, Inc., for Resurfacing - 2022 Crack Sealing Countywide Thoroughfares, Project No. X2919, CCDOT Contract No. 001912.**

Motion by Cupid, second by Birrell, to **approve** a contract with Deep South Industrial Services, Inc., in an amount not to exceed \$518,664.91, for Resurfacing - 2022 Crack Sealing Countywide Thoroughfares, Project No. X2919, CCDOT Contract No. 001912; **authorize** the corresponding budget transaction; 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-X290-X290-8761-X2900-C	Preliminary Estimate	\$518,664.91
Transfer to:	347-050-X290-X290-8762-X2919-C	Turnkey Construction	\$518,664.91

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, resurfacing.

Resurfacing - 2022 Crack Sealing Countywide Thoroughfares is an eligible project/program under the Infrastructure Preservation - Resurfacing Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 8). Resurfacing includes milling, patching, leveling, and resurfacing of various roadways throughout the County.

SPLOST Component Summary as of September 7, 2022: Resurfacing

Budget:	\$98,879,352.66	Encumbered/Expended:	\$94,798,125.89
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VOTE: **ADOPTED 5-0**

25. To approve Change Order No. 1 (final) to the contract with Butch Thompson Enterprises, Inc., for drainage system repairs on Briarleigh Chase, Project No. X22125, CCDOT Contract No. 001823.

Motion by Sheffield, second by Birrell, to **approve** Change Order No. 1 (final) to the contract with Butch Thompson Enterprises, Inc., a savings to the project in the amount of \$51,327.72, for drainage system repairs on Briarleigh Chase, Project No. X22125, CCDOT Contract No. 001823; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Decrease Encumbrance

GAE 34704122262: 347-050-X220-X220-8762-X22125-C Turnkey Construction \$31,327.72

Transfer from: 347-050-X220-X220-8762-X22125-C Turnkey Construction \$31,327.72

Transfer to: 347-050-X220-X220-8005-X22125-C Preliminary Estimate \$31,327.72

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.

Briarleigh Chase 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).

SPLOST Component Summary as of September 7, 2022: Drainage System Improvements

Budget: \$17,610,628.96 Encumbered/Expended: \$15,272,311.05

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

Decrease Encumbrance GAE 51004122262:

	510-500-5756-6496-W5058-C	Drainage Contract R&M Svc.	\$20,000.00
Transfer from:	Briarleigh Chase Drainage -	Utility Allowance	
	510-500-5756-6496-W5058-C	Drainage Contract R&M Svc.	\$20,000.00
	510-500-5756-8265-W5058-M	Materials & Supplies	\$ 800.00
	510-500-5756-8810-W5058-T	Contingency	\$ 400.00
		Total:	\$21,200.00
Transfer to:	DOT Projects - Relocate Lines		
	510-500-5756-8005-W4069-Z	Preliminary Estimate	\$21,200.00

VOTE: **ADOPTED 5-0**

26. **To approve Change Order No. 1 (final) to the contract with Advanced Sports Construction, LLC for drainage system repairs on Tranquil Drive, Project No. B2203, CCDOT Contract No. 001798.**

Motion by Sheffield, second by Birrell, to **approve** Change Order No. 1 (final) to the contract with Advanced Sports Construction, LLC, a savings to the project in the amount of \$34,807.00, for drainage system repairs on Tranquil Drive, Project No. B2203, CCDOT Contract No. 001798; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2022 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Decrease Encumbrance

GAE 34804122252: 348-050-B220-B220-8762-B2203-C Turnkey Construction \$24,807.00

Transfer from: 348-050-B220-B220-8762-B2203-C Turnkey Construction \$24,807.00

Transfer to: 348-050-B220-B220-8005-B2200-A Preliminary Estimate \$24,807.00

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, Drainage System.

Tranquil Drive is an eligible project/program under the Infrastructure Preservation – Drainage System Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 14).

SPLOST Component Summary as of September 7, 2022: Drainage System

Budget: \$10,086,879.47 Encumbered/Expended \$1,671,922.69

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

Decrease Encumbrance GAE 51004122252:

510-500-5756-6496-W5056-C	Drainage Contract R&M Svc.	\$10,000.00
Transfer from: Tranquil Drive Drainage -	Utility Allow.	
510-500-5756-6496-W5056-C	Drainage Contract R&M Svc.	\$10,000.00
510-500-5756-8265-W5056-M	Materials & Supplies	\$ 800.00
510-500-5756-8810-W5056-T	Contingency	<u>\$ 200.00</u>
	Total:	\$11,000.00
Transfer to: DOT Projects - Relocate Lines		
510-500-5756-8005-W4069-Z	Preliminary Estimate	\$11,000.00

VOTE: **ADOPTED 5-0**

27. **To approve a contract with Excellere Construction, LLC for drainage system repairs on Caprice Drive, Project No. B2251, CCDOT Contract No. 001980.**

Motion by Gambrill, second by Richardson, to **approve** a contract with Excellere Construction, LLC, in an amount not to exceed \$252,500.00, for drainage system repairs on Caprice Drive, Project No. B2251, CCDOT Contract No. 001980; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	348-050-B220-B220-8005-B2201-A	Preliminary Estimate	\$227,500.00
Transfer to:	348-050-B220-B220-8762-B2251-C	Turnkey Construction	\$227,500.00

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, Drainage System.

Caprice Drive is an eligible project/program under the Drainage System Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 14). SPLOST funding for drainage system improvements will provide for the repair and replacement of existing drainage facilities within the county right- of-way.

SPLOST Component Summary as of September 7, 2022: Drainage System

Budget:	\$10,086,879.47	Encumbered/Expended:	\$1,671,922.69
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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	\$28,000.00
Transfer to:	Caprice Drive - Utility Allowance		
	510-500-5756-6496-W5067-C	Drainage Contract R&M Svc.	\$25,000.00
	510-500-5756-8265-W5067-M	Materials and Supplies	\$ 2,500.00
	510-500-5756-8810-W5067-T	Contingency	\$ 500.00
		Total:	\$28,000.00

VOTE: **ADOPTED 5-0**

28. To approve a contract with D & H Construction Company, Inc., for drainage system repairs on Bracken Court, Project No. B2209, CCDOT Contract No. 001839.

Motion by Birrell, second by Sheffield, to **approve** a contract with D & H Construction Company, Inc., in an amount not to exceed \$326,560.00, for drainage system repairs on Bracken Court, Project No. B2209, CCDOT Contract No. 001839; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	348-050-B220-B220-8005-B2201-A	Preliminary Estimate	\$311,560.00
Transfer to:	348-050-B220-B220-8762-B2209-C	Turnkey Construction	\$311,560.00

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, Drainage System.

Bracken Court is an eligible project/program under the Drainage System Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 14). SPLOST funding for drainage system improvements will provide for the repair and replacement of existing drainage facilities within the county right- of-way.

SPLOST Component Summary as of September 7, 2022: Drainage System

Budget:	\$10,086,879.47	Encumbered/Expended:	\$1,671,922.69
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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	\$16,800.00
Transfer to:	Bracken Court - Utility Allowance		
	510-500-5756-6496-W5068-C	Drainage Contract R&M Svc.	\$15,000.00
	510-500-5756-8265-W5068-M	Material and Supplies	\$ 1,500.00
	510-500-5756-8810-W5068-T	Contingency	\$ 300.00
		Total:	\$16,800.00

VOTE: **ADOPTED 5-0**

29. **To approve Change Order No. 3 (final) 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. 3 (final) to the contract with Glosson Enterprises, LLC, a net savings to the project in the amount of \$30,932.39, for Hickory Grove Place Sidewalk, Project No. X2749, CCDOT Contract No. 001460; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Decrease Encumbrance

GAE 34707142053: 347-050-X270-X270-8762-X2749-C Turnkey Construction \$36,288.39

Transfer from: 347-050-X270-X270-8762-X2749-C Turnkey Construction \$36,288.39

Transfer to: 347-050-X270-X270-8761-X2749-C Preliminary Estimate \$36,288.39

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).

SPLOST Project Summary as of September 7, 2022: Hickory Grove Place Sidewalk

Budget: \$276,392.00 Expended: \$228,894.76

Additional funding 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	\$4,756.00
	Hickory Grove Place Sidewalk		
	510-500-5756-8265-W5028-M	Materials & Supplies	\$ 500.00
	510-500-5756-8810-W5028-T	Contingency	<u>\$ 100.00</u>
		Total:	\$5,356.00
Transfer to:	Hickory Grove Place Sidewalk		
	510-500-5756-8260-W5028-C	Construction	\$5,356.00

Increase Encumbrance

GAE 51007142053: 510-500-5756-8260-W5028-C Construction \$5,356.00

VOTE: **ADOPTED 5-0**

30. To approve Change Order No. 3 (final) to the contract with Lumin8 Transportation Technologies, LLC for Advanced Transportation Management Systems – Intelligent Transportation System Communications, Phases 1C, 2 and 3A, Project No. X2502, CCDOT Contract No. 001699.

Motion by Cupid, second by Birrell, to **approve** Change Order No. 3 (final) to the contract with Lumin8 Transportation Technologies, LLC, a savings to the project in the amount of \$50,330.00, for Advanced Transportation Management Systems – Intelligent Transportation System Communications, Phases 1C, 2 and 3A, Project No. X2502, CCDOT Contract No. 001699; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Decrease Encumbrance GAE 347082719481:

347-050-X250-X250-8771-X2502-C Construction - Signalization \$50,330.00

Transfer from: 347-050-X250-X250-8771-X2502-C Construction - Signalization \$50,330.00

Transfer to: 347-050-X250-X250-8761-X2502-C Preliminary Estimate \$50,330.00

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

Advanced Transportation Management Systems (ATMS) – ITS Communications 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).

SPLOST Project Summary as of September 7, 2022: ATMS – ITS Communications, Phases 1C, 2 and 3A

Budget:	\$2,944,843.56	Expended:	\$2,841,600.39
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VOTE: **ADOPTED 5-0**

31. To approve Change Order No. 2 (final) to the contract with Summit Construction & Development, LLC for safety and operational improvements on Circle 75 Parkway at Windy Hill Road, Project No. X2328, CCDOT Contract No. 001659.

Motion by Richardson, second by Gambrill, to **approve** Change Order No. 2 (final) to the contract with Summit Construction & Development, LLC, a savings to the project in the amount of \$329,708.86, for safety and operational improvements on Circle 75 Parkway at Windy Hill Road, Project No. X2328, CCDOT Contract No. 001659; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Decrease Encumbrance GAE 34711182124:

347-050-X230-X230-8762-X2328-C	Turnkey Construction	\$139,508.86
Transfer from: 347-050-X230-X230-8762-X2328-C	Turnkey Construction	\$139,508.86
Transfer to: 347-050-X230-X230-8005-X2328-A	Preliminary Estimate	\$139,508.86

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

Circle 75 Parkway at Windy Hill Road is an eligible project/program under the Safety and Operational Improvements - Intersection Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 17).

SPLOST Project Summary as of September 7, 2022: Circle 75 Parkway at Windy Hill Road

Budget:	\$1,250,000.00	Expended:	\$630,115.16
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A savings to the Water System DOT Projects - Relocate Lines Adopted CIP Budget, with the following budget transfers:

Decrease Encumbrance GAE 51011182124:

510-500-5756-8260-W4444-C	Construction	\$190,200.00
Transfer from: Circle 75 Parkway at Windy Hill Road		
510-500-5756-8260-W4444-C	Construction	\$190,200.00
510-500-5756-8265-W4444-M	Material and Supplies	\$ 6,203.92
510-500-5756-8810-W4444-T	Contingency	<u>\$ 6,000.00</u>
	Total:	\$202,403.92
Transfer to: DOT Projects - Relocate Lines		
510-500-5756-8005-W4069-Z	Preliminary Estimate	\$202,403.92

VOTE: **ADOPTED 5-0**

32. **To approve Supplemental Agreement No. 2 to Project No. X2769-TO#01 to the 2018 Master Task Order Contract with Long Engineering, Inc., for engineering design of Old Alabama Road Sidewalk, CCDOT Contract No. 001308.**

Motion by Sheffield, second by Birrell, to **approve** Supplemental Agreement No. 2 to Project No. X2769-TO#01 to the 2018 Master Task Order Contract with Long Engineering, Inc., in an amount not to exceed \$134,162.00, for engineering design of Old Alabama Road Sidewalk, CCDOT Contract No. 001308; **authorize** the corresponding budget transaction; 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-X270-X270-8741-X2775-R	Preliminary Estimate	\$134,162.00
Transfer to:	347-050-X270-X270-8722-X2769-E	Engineering	\$134,162.00
Increase GAE 34704091934:	347-050-X270-X270-8722-X2769-E	Engineering	\$134,162.00

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.

Old Alabama 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 September 7, 2022: Old Alabama Road Sidewalk

Budget:	\$2,515,031.55	Expended:	\$467,965.05
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VOTE: **ADOPTED 5-0**

33. To approve Change Order No. 1 (final) to the contract with Baldwin Paving Company, Inc., for bridge replacement on Willeo Road over Willeo Creek, Project No. X2122, CCDOT Contract No. 001526.

Motion by Richardson, second by Gambrill, to **approve** Change Order No. 1 (final) to the contract with Baldwin Paving Company, Inc., a savings to the project in the amount of \$321,906.67, for bridge replacement on Willeo Road over Willeo Creek, Project No. X2122, CCDOT Contract No. 001526; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2016 SPLOST Transportation Improvements Program Fund, with the following budget transfer:

Decrease Encumbrance GAE 34712152045

:	347-050-X210-X210-8762-X2122-C	Turnkey Construction	\$321,906.67
Transfer from:	347-050-X210-X210-8762-X2122-C	Turnkey Construction	\$160,953.34
Transfer to:	347-050-X210-X210-8761-X2122-C	Preliminary Estimates	\$160,953.34

Decrease appropriation of funding from the City of Roswell to the 2016 SPLOST Transportation Improvements Program Fund, as follows:

Decrease Revenue:	347-050-X210-X210-4506-X2122-C	Other Local Revenue	\$160,953.33
Decrease Expenditure:	347-050-X210-X210-8762-X2122-C	Turnkey Construction	\$160,953.33

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, Bridges and Culverts.

Willeo Road over Willeo Creek is an eligible project under the Infrastructure Preservation – Bridges and Culverts Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 11).

SPLOST Project Summary as of September 7, 2020: Willeo Road over Willeo Creek

Budget:	\$3,055,584.48	Expended:	\$2,449,651.18
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VOTE: **ADOPTED 5-0**

34. **To approve Project No. B2310-TO#1 to the 2022 Master Task Order Contract with Barge Design Solutions, Inc., for preliminary engineering design of South Gordon Road at Pisgah Road, CCDOT Contract No. 001983.**

Motion by Sheffield, second by Birrell, to **approve** Project No. B2310-TO#1 to the 2022 Master Task Order Contract with Barge Design Solutions, Inc., in an amount not to exceed \$230,654.00, for preliminary engineering design of South Gordon Road at Pisgah Road, CCDOT Contract No. 001983; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	348-050-B230-B230-8005-B2310-A	Preliminary Estimate	\$230,654.00
Transfer to:	348-050-B230-B230-8722-B2310-E	Engineering	\$230,654.00

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, Operational & Safety Improvements.

South Gordon Road at Pisgah Road is an eligible project/program under the Operational & Safety Improvements Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 15). SPLOST funds will be used to make operational and safety improvements at intersections and corridors throughout the county.

SPLOST Project Summary as of September 7, 2022: South Gordon Road at Pisgah Road

Budget:	\$2,737,000.00	Expended:	\$0.00
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VOTE: **ADOPTED 5-0**

35. **To approve Project No. B2309-TO#1 to the 2022 Master Task Order Contract with NV5 Engineers and Consultants, Inc., for preliminary engineering design of Riverside Parkway at White Road, CCDOT Contract No. 001984.**

Motion by Sheffield, second by Birrell, to **approve** Project No. B2309-TO#1 to the 2022 Master Task Order Contract with NV5 Engineers and Consultants, Inc., in an amount not to exceed \$171,455.00, for preliminary engineering design of Riverside Parkway at White Road, CCDOT Contract No. 001984; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	348-050-B230-B230-8005-B2309-A	Preliminary Estimate	\$171,455.00
Transfer to:	348-050-B230-B230-8722-B2309-E	Engineering	\$171,455.00

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, Operational & Safety Improvements.

Riverside Parkway at White Road is an eligible project/program under the Operational & Safety Improvements Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 15). SPLOST funds will be used to make operational and safety improvements at intersections and corridors throughout the county.

SPLOST Project Summary as of September 7, 2022: Riverside Parkway at White Road

Budget:	\$1,245,250.00	Expended:	\$0.00
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VOTE: **ADOPTED 5-0**

36. **To authorize advertisement for and conduct of a public hearing prior to expending \$100,000.00 or more for engineering design services for: Big Shanty Road Widening, Project B2431; Chattahoochee River Trail Pilot, Phase 2, Project B2432; and Cumberland Core Loop - Segment E, Project B2433; and authorize issuance of a Request for Qualifications to secure required services.**

Motion by Richardson, second by Gambrill, to **authorize** advertisement for and conduct of a public hearing prior to expending \$100,000.00 or more for engineering design services for: Big Shanty Road Widening, Project B2431; Chattahoochee River Trail Pilot, Phase 2, Project B2432; and Cumberland Core Loop - Segment E, Project B2433; and **further authorize** issuance of a Request for Qualifications to secure required services.

VOTE: **ADOPTED 5-0**

Public Services Agency

PARKS

37. To authorize expenditures with AllStar Lighting & Electrical Services, Inc. to supply labor, equipment and materials to replace athletic field subsurface electrical wiring, install new LED sports field lighting fixtures, and install LED lighting on the Maintenance building, Concession Building, and Batting Cages at Sandy Plains Park, under the 2022 PARKS SPLOST program.

Motion by Birrell, second by Sheffield, to **authorize** expenditures with AllStar Lighting & Electrical Services, using a Cobb County Master Agreement, in an amount not to exceed \$397,499.87 to supply labor, equipment and materials to relocate subsurface electrical wiring and install new LED lighting fixtures at athletic fields, buildings and batting cages at Sandy Plains Park, using under the 2022 PARKS SPLOST program; **authorize** the corresponding budget transactions; and **further authorize** the Purchasing Director to execute the necessary documents.

Funding is available in the 2022 PARKS SPLOST funds approved budget as follows:

Decrease	348-105-B065-B0650A-8112	(Elec.and Lighting Upgrades)	\$397,499.87
Expenditure:			
Increase	348-105-B065-B0650C-8112	(Elec.and Lighting Upgrades)	\$397,499.87
Expenditure:			

The 2022 SPLOST, adopted by the Board of Commissioners on July 14, 2020, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, PARKS Improvements.

Parks Electrical and Lighting Upgrades (Sandy Plains Park) is an eligible project under the 2022 SPLOST (Cobb County 2022 SPLOST, Page 28). This improvement will replace existing lighting with more efficient LED lighting.

SPLOST Project Summary as of September 7, 2022 (Parks Electrical and Lighting Upgrades)

Budget:	\$3,430,000.00	Expended to Date:	\$ 0
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VOTE: **ADOPTED 5-0**

38. **To authorize a Phase I Environmental Study and Title Search of a prospective 4+/- acre piece of property directly adjacent to the Noonday Creek Trailhead from Town Center Alliance for future expansion of parkland at the Bells Ferry/Noonday Creek Trailhead and authorize acceptance of the land donation if Title Search and Phase I Environmental Study is favorable.**

Motion by Birrell, second by Cupid, to **authorize** a Phase I Environmental Study and Title Search of a prospective 4+/- acre of property from Town Center Alliance; **authorize** the acceptance of the land donation with favorable Environmental Study and Title Search; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in:

010-105-3200-6326	(Professional Services)	\$6,000.00
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VOTE: **ADOPTED 5-0**

Support Services Agency

Property Management

39. **To approve a design/build contract with Carroll Daniel Construction, with the initial phase to include only the design, project fee, and general conditions costs, for renovation of the 3rd and 4th floors and addition of an elevator at the Public Safety Building.**

Motion by Birrell, second by Cupid, to **approve** a design/build contract with Carroll Daniel Construction, with the initial phase contract amount of \$1,745,053.00 to include only the design, project fee, and general conditions costs, for renovation of the 3rd and 4th floors and addition of an elevator at the Public Safety Building, located at 185 Roswell Street, Marietta; **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:

Transfer from:	347-210-X107-8005-X1070-C	(Prelim Est)	\$1,716,875.59
	347-210-X107-8005-X1070-R	(Prelim Est)	\$28,177.41

Transfer to:	347-210-X107-8001-X10701-C	(Reno Bldgs & Structures)	\$1,745,053.00
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Create GAE in the amount of \$1,745,053.00

The 2016 Special Purpose Local Option Sales Tax (SPLOST) adopted by the Board of Commissioners on July 22, 2014, provides for countywide improvements, including capital equipment replacement and facility renovations/modifications related to the Sheriff's Office (Cobb County 2016 SPLOST, p.6)

Interior renovation at 185 Roswell Street and elevator addition are part of the ongoing renovation efforts and an approved use for 2016 SPLOST dollars.

VOTE: **ADOPTED 5-0**

40. To approve contracts with Johnson Controls Fire Protection LP, and Maxair Mechanical, Inc. for the purchase and installation of fire sprinkler system, dust collection system, and HVAC system at the new Cabinet Shop, 2016 SPLOST Project X0910.

Motion by Birrell, second by Sheffield, to **approve** a contract with Johnson Controls Fire Protection, in the amount of \$94,385.00, for the purchase and installation of the fire sprinkler system; with Maxair Mechanical, Inc., in the amount of \$84,347.00, for the purchase and installation of the dust collection system; and with Maxair Mechanical, Inc., in the amount of \$90,357.00, for purchase and installation of HVAC system at the new Cabinet Shop, located at 1970 McCollum Parkway, Kennesaw, 2016 SPLOST Program X0910; and **authorize** the corresponding budget transactions.

Funding is available in the 2016 SPLOST project budget as follows:

Johnson Controls Fire Protection 347-110-X091-8110-X0910-C (Fire Sprinkler)	\$94,385.00
Maxair Mechanical 347-110-X091-8110-X0910-C (Dust Collection)	\$84,347.00
Maxair Mechanical 347-110-X091-8435-X0910-C (HVAC)	\$90,357.00

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, Facilities improvements.

The Cabinet Shop is an eligible improvement project/program under the 2016 SPLOST and is an approved project of the Support Services Facilities Improvements (Cobb County 2016 SPLOST, P. 37) which provides for improvements to facilities and equipment.

VOTE: **ADOPTED 5-0**

County Attorney

41. To adopt a resolution amending Act 562, a local law that amended the local Act creating the Board of Commissioners of Cobb County, approved June 19, 1964 (Ga. L. 1964, Ex. Sess., p. 2075), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3893) so as to change the descriptions of the Commissioner districts; to provide for definitions and inclusions; to provide for continuation in Office of current members; to provide effective dates; to repeal conflicting laws; and for other purposes.

Motion by Richardson, second by Cupid, to **adopt** a resolution amending Act 562, a local law that amended the local Act creating the Board of Commissioners of Cobb County, approved June 19, 1964 (Ga. L. 1964, Ex. Sess., p. 2075), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3893) so as to change the descriptions of the Commissioner's districts; to provide for definitions and inclusions; to provide for continuation in Office of current members; to provide effective dates; to repeal conflicting laws; and for other purposes. A copy of said resolution and a copy of the commission district map is attached and made a part of these minutes.

Clerk's Note: Commissioner Birrell read a letter from Michael Ashton. Said letter is on file in the office of the County Clerk.

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

PUBLIC COMMENT

1. Donna Court addressed the Board regarding HB 1154 (Home Rule).
2. Mindy Segar addressed the Board regarding HB 1154 (Home Rule).
3. Mike Kumff addressed the Board regarding HB 1154 (Home Rule).
4. Judy Boyce addressed the Board regarding HB 1154 (Home Rule).
5. Debbie Fisher addressed the Board regarding HB 1154 (Home Rule).
6. Craig Harfoot addressed the Board regarding various matters.

APPOINTMENTS

42. To approve the reappointment of Jonathan Jordan to the Public Library Board of Trustees.

Motion by Richardson, second by Gambrill, to **approve** the reappointment of Jonathan Jordan to the Public Library Board of Trustees for a three-year term to expire on December 31, 2025.

VOTE: **ADOPTED 5-0**

Clerk's Note – By consensus of the Board, the BOC Work Session scheduled for 1:30 p.m. will be continued to a later date.

Chairwoman Cupid called for a lunch recess at 12:55 p.m. The meeting reconvened at 1:56 p.m.

COMMUNITY DEVELOPMENT HEARINGS

43. **To conduct an appeal hearing, pursuant to the appeal filed by the opposition, regarding WellSpun Investments, LLC d/b/a Habits Bottle Shop, 2940 Johnson Ferry Rd., Ste 4, Marietta, Georgia 30062, Salim Rajan, licensee, regarding the License Review Board's decision recommending approval of the liquor, beer, wine and Sunday sale package licenses for Habits Bottle Shop.**

Bill Rowling, County Attorney, presented an overview of the hearing procedures and allotted fifteen minutes per party to present information to the Board.

The Appeal Hearing for WellSpun Investments, LLC d/b/a Habits Bottle Shop was opened as to the appeal filed by the opposition, regarding the License Review Board's recommendation to approve the liquor, beer, wine and Sunday sales package licenses.

Sam Hensley, Jr., attorney for the Business License Division and the License Review Board, provided opening remarks, background information and introduced counsel Parks F. Huff, Attorney for WellSpun Investments, LLC d/b/a Habits Bottle Shop, applicant and Steven L. Jones, Attorney for Jackie's Fine Wine and Spirits, opposition.

Steven Jones, provided opening remarks and tendered a Hearing Brief into evidence. (Exhibit 1- opposition)

Parks Huff, provided opening remarks and tendered two land survey documents into evidence. (Exhibit 1- applicant)

Sam Hensley swore in those expected to testify and called Ellisia Webb, Cobb County Business License Division Manager, for questioning. Steven Jones, Parks Huff and the board questioned Ellisia Webb.

Sam Hensley presented additional information regarding the background of this case.

Parks Huff called Salim Rajan, licensee, and Bobby Betterson, licensed surveyor, for questions and provided closing remarks.

Steven Jones, provided closing remarks.

Motion by Richardson, second by Cupid, to **affirm** the August 18, 2022 decision of the License Review Boards to approve the liquor, beer, wine and Sunday sales package licenses for WellSpun Investments, LLC d/b/a Habits Bottle Shop, 2940 Johnson Ferry Rd., Ste 4, Marietta, GA 30062, Salim Rajan, licensee.

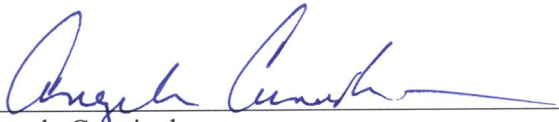
VOTE: **ADOPTED 4-1**, Commissioner Birrell opposed

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
OCTOBER 11, 2022
9:00 AM**

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ADJOURNMENT

The meeting was adjourned at 3:00 p.m.



Angela Cunningham
Deputy County Clerk
Cobb County Board of Commissioners

**COBB COUNTY
BOARD OF TRUSTEE ANNUAL REPORT
COBB COUNTY GOVERNMENT EMPLOYEES' PENSION PLAN
OTHER POST EMPLOYMENT BENEFIT (OPEB) TRUST**

COBB COUNTY BOARD OF COMMISSIONERS
PRESENTATION - OCTOBER 11, 2022

1

BOARD OF TRUSTEES & PROFESSIONAL ADVISORS

Pension Board of Trustees, 2022

- Jim Harner, Human Resources Director
- Virgil Moon, Cobb Retiree
- Roger Tutterow, Kennesaw State University (Chair)
- Bill Volckmann, Finance Director
- Craig Owens, Cobb County Sheriff

Investment Advisor

- UBS Financial Services, Inc.

Master Trustee

- SunTrust Bank

Actuary

- Cavanaugh Macdonald Consulting, LLC

Legal Advisor

- Troutman Sanders LLP

2

CHARGE TO THE BOARD

“The Board of Trustees is charged with responsibility for the selection and retention of investment managers and as custodian for the assets of the Pension Plan and Retiree Health Care (OPEB Plan). The Trustees also are responsible for the approval of investment options available for employees in the defined contribution plan.”

“Their purpose is to invest the assets of the Plan in a prudent manner such that the safety of the principal is preserved while providing reasonable returns, and in general avoiding speculative investments.”

3

WHAT DRIVES FUNDED STATUS?

Design of Benefit Plan (BOC)

Employee Contributions

Employer Contributions

Performance of Assets (BOT)

Compensation of Employees (BOC)

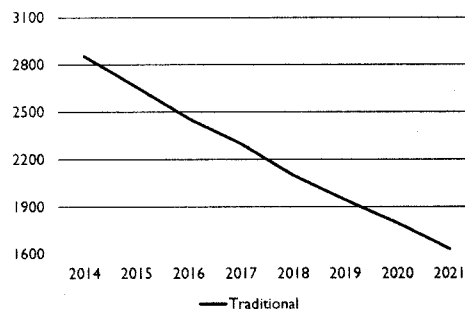
Retirement/Mortality Experience (BOC, CC Employees)

4

TRADITIONAL DEFINED BENEFIT PLAN

- Service factor 2.5% per year of service
- Employee contribution rate 8.50%
- Employee contribution rate will increase 0.25% per until it reaches 8.75% in 2023

TRADITIONAL PLAN PARTICIPANTS

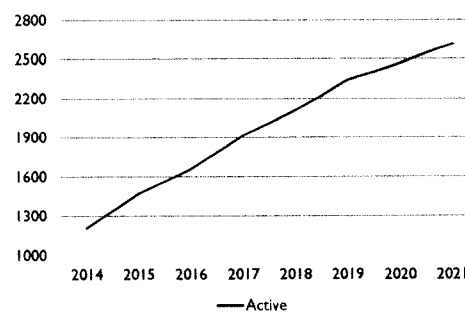


5

HYBRID PLAN

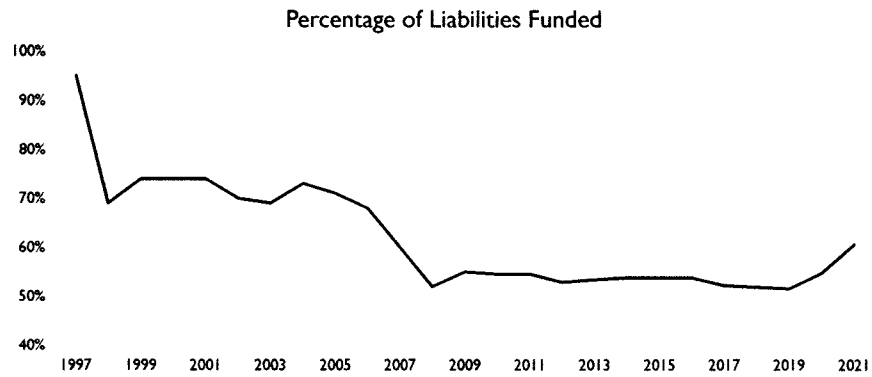
- Plan began January 1, 2010, and applies to all new employees hired thereafter
- Service factor 1.0% per year of service
- Employee contribution rate 3.0%
- Defined contribution component: Hybrid Plan allows eligible employees to make a voluntary contribution to a 457 plan. County matches up to 4%.

HYBRID PLAN PARTICIPANTS



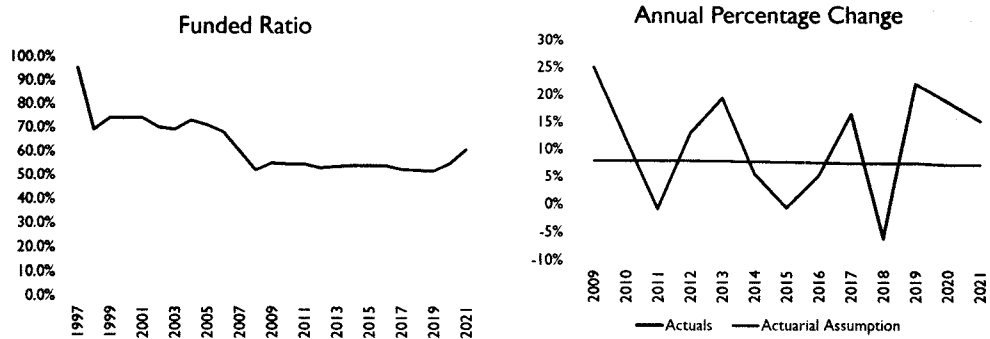
6

LONG-TERM TREND IN TRADITIONAL FUNDING



7

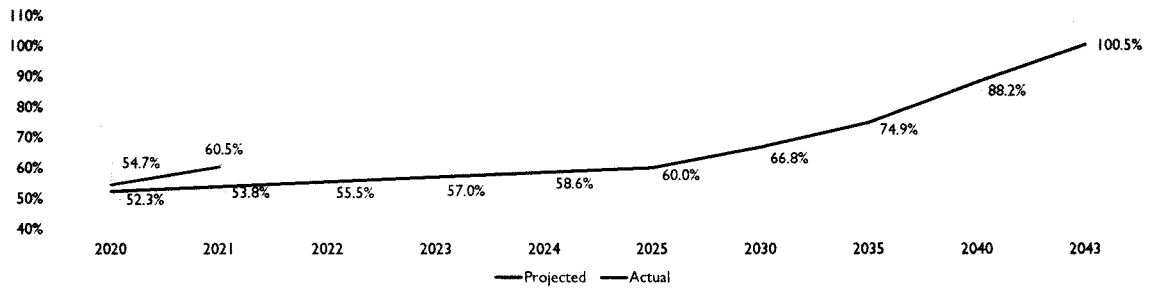
TRADITIONAL & HYBRID PLANS' PERFORMANCE



8

PROJECTED VS ACTUAL FUNDING RATIO

(PROJECTED TO BE 80% FUNDED IN 15 YEARS, 100% IN 22 YEARS)



9

2021 ANNUAL PERCENTAGE CHANGE IMPACT

- Actuarial Assumed Annual Percentage Change 7.25%
- Actual Annual Percentage Change 15.10%
- Plan Performance as of December 31, 2021
 - 3 Year 19.24%
 - 5 Year 13.56%
 - 7 Year 10.52%
 - Inception 9.00% (Since 1994)

10

ASSET PERFORMANCE (AS OF 12/31/2021)
PUBLIC PENSIONS, ASSETS < \$1B

	1 Year	3 Years	5 Years	10 Years
Portfolio Return	15.10%	19.24%	13.56%	10.52%
Policy Index	12.67%	16.12%	11.38%	9.00%
Mean Peer	14.40%	15.57%	11.07%	9.76%
Rank	44	1	1	6

**A RESOLUTION OF THE COBB COUNTY BOARD OF COMMISSIONERS APPROVING
THE 2040 COBB COUNTY COMPREHENSIVE PLAN 5 YEAR UPDATE**

WHEREAS, the Georgia Planning Act of 1989 authorizes local governments throughout the State to prepare Comprehensive Plans to be used in guiding their future growth and development; and

WHEREAS, the Minimum Standards and Procedures for Local Comprehensive Planning set forth by the State and Georgia require maintenance of the comprehensive plans by each local community, and

WHEREAS, the Minimum Standards and Procedures for Local Comprehensive Planning require that a certain minimum public participation and other procedural requirements be met as part of updating local Comprehensive Plans.

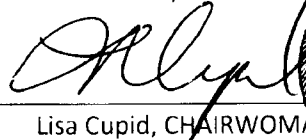
WHEREAS, Cobb County has prepared a 5-year update to its 2040 Comprehensive Plan in accordance with the State of Georgia Minimum Standards and Procedures for Local Comprehensive Planning, revised as of October 1, 2018; and

WHEREAS, the Georgia Department of Community Affairs and the Atlanta Regional Commission reviewed the 2040 Cobb County Comprehensive Plan 5 Year Update and determined that it meets the procedures outlined in the Minimum Standards and Procedures for Local Comprehensive Planning.

NOW THEREFORE, BE IT RESOLVED that the Cobb County Board of Commissioners hereby approves the 2040 Cobb County Comprehensive Plan 5 Year Update;

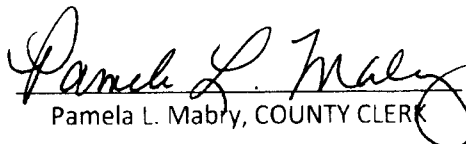
BE IT FURTHER RESOLVED, that the Cobb County Board of Commissioners hereby authorizes this resolution to be submitted to the Atlanta Regional Commission and Georgia Department of Community Affairs so that Cobb County retains its Qualified Local Government status.

This the 11th day of October 2022


Lisa Cupid, CHAIRWOMAN



Attest:


Pamela L. Mabry, COUNTY CLERK

APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

10/11/22



**COBB COUNTY
COMMUNITY DEVELOPMENT AGENCY**

*Jessica Guinn, AICP
Director*

P.O. Box 649
Marietta, GA 30061-0649
Phone (770) 528-2128 Fax: (770) 528-2126
jessica.guinn@cobbcounty.org

TO: Board of Commissioners

FROM: Phillip Westbrook

CC: Dr. Jackie McMorris, County Manger
Jessica Guinn, Community Development Director

DATE: September 28, 2022

RE: 2040 Comprehensive Plan 5-Year Update Draft – Additional Comments/Revisions

On August 9, 2022, the Board of Commissioners authorized the submittal of the 5 Year update to the ARC for regional and State review. This submittal included the revisions that were made per the memo dated July 26, 2022 that was distributed under separate cover with the August 9th Agenda Item.

On September 13, 2022, ARC and DCA notify the county of minor corrections that needed to be made in order to satisfy the State requirements. These corrections were minor and focused around a mapping error and ensuring consistency between the previous Community Work Program, the Report of Accomplishments, and the new Community Work Program.

Once the corrections were made the plan was resubmitted to DCA. On September 27, 2022, DCA and ARC notified the County that we have met all requirements and now can move forward with adopting the plan and a resolution for which a copy will need to be sent back to DCA to ensure our Qualified Local Government status extension.

This memorandum serves as a summary of the minor corrections that were made to the Cobb 2040 Comprehensive Plan 5 Year Update document.

Please note a complete draft that has incorporated the following corrections is available on the project website at www.cobbcounty.org/comp-plan

Below is a summary of DCA comments and Cobb corrections that were made. Also, below, is an addendum to the proposed land use changes, particularly ZD-10. This addendum will be added to the proposed land use change document.

LAND USE COMMENTS

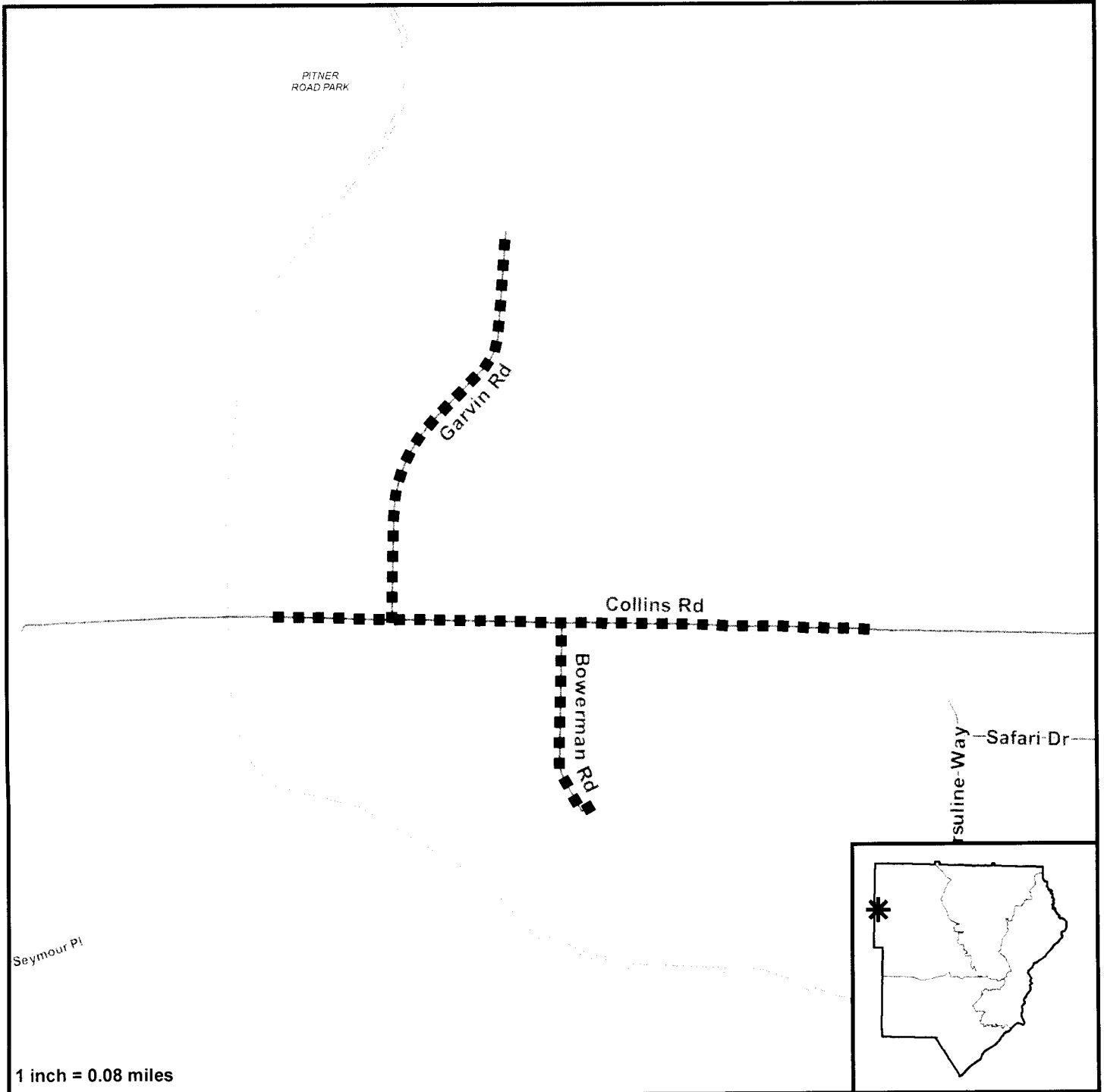
DCA COMMENT: The Priority Industrial Area and the Mableton Town Center were discussed in the narrative as future land use categories but were not clearly defined on the Future Land Use Map.

COBB RESPONSE: Map error: Revised Future Land Use Map on page 2 of "Appendix 1: Future Land Use Plan" to include the Priority Industrial Areas and Mableton Town Center.

Equal Opportunity Employer

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www.cobbcounty.org*

LOCATION MAP



WINSLOW AT BROOKSTONE
Commission District 1

Legend	
	Project Extent
	Creeks
	Cobb Parks



PROJECT:
Street Light District

Department of Transportation

DATE: October 11, 2022



RESOLUTION AMENDING LOCAL LAW

Amending Act 562, a local Act that amended the local Act creating the Board of Commissioners of Cobb County, approved June 19, 1964 (Ga. L. 1964, Ex. Sess., p. 2075), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3893) so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide effective dates; to repeal conflicting laws; and for other purposes.

WHEREAS, during the 2022 legislation session of the 156th General Assembly of the State of Georgia, the majority of the legislators representing Cobb County ("Cobb County's local delegation") supported House Bill 1256 ("HB 1256"), which redrew the electoral district lines for Districts 1 through 4 of the Cobb County Board of Commissioners in accordance with the description contained in Appendix A of HB 1256, which was attached to and made a part of HB 1256 and which was further identified as "User: HD038 Plan Name: CobbCC-HD-038-Draft3-2021 Plan Type: local";

WHEREAS, on January 25, 2022, the Cobb County Board of Commissioners considered the electoral district lines in proposed bill HB 1256 and the majority of the Board voted to adopt the revised electoral district lines set forth in that bill;

WHEREAS, HB 1256 was never voted upon by the General Assembly;

WHEREAS, the minority of Cobb County's local delegation supported House Bill 1154 ("HB 1154"), which redrew the electoral district lines for Districts 1 through 4 of the Cobb County Board of Commissioners in accordance with the description contained in Appendix A of HB 1154, which was attached to and made a part of HB 1154 and which was further identified as "User: HD046 Plan Name: CobbCC-HD046-2022 Plan Type: Local";

WHEREAS, HB 1154 was approved by the Georgia House of Representatives on February 14, 2022; approved by the Georgia Senate on February 24, 2022; and was signed by the Governor on March 2, 2022 and became effective as of March 2, 2022; and is now known as Act 562;

WHEREAS, Article 9, Section 2, Paragraph 1 of the Georgia Constitution confers upon Georgia counties the power to exercise home rule authority to amend or repeal local legislation provided the legislation does not address eight subject matters that are specifically enumerated within the Georgia Constitution or address other matters that have been preempted by general law;

WHEREAS, the drawing of electoral district lines does not fall within any of the eight enumerated subject areas set forth in the Home Rule Amendment to the Georgia Constitution where home rule authority has been preempted nor is redistricting preempted by general law;

WHEREAS, the electoral district boundary lines contained in HB 1256 were drawn by staff at the General Assembly's Office of Legislative & Congressional Reapportionment for the General Assembly, who have expertise in the drawing of electoral district lines;

WHEREAS, the electoral district lines established in HB 1256 satisfy all legal requirements contained in the United States Constitution, the Georgia Constitution, and the Voting Rights Act of 1965; and

WHEREAS, the electoral district lines established by HB 1256 satisfy the traditional redistricting principles of compactness, contiguity, respect for political boundaries, preserving communities of interest, and protection to incumbents.

NOW, THEREFORE, BE IT RESOLVED: in the exercise of its constitutional authority to amend or repeal local legislation, the Cobb County Board of Commissioners hereby amends an Act creating the Board of Commissioners of Cobb County, approved June 19, 1964 (Ga. L. 1964, Ex. Sess., p. 2075), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3893) so as to change the description of the commissioner districts, and as amended by Act 562 effective on March 2, 2022 (collectively "Local Legislation") as follows:

1. Section 2 of the Board of Commissioners' Local Legislation relating to the members of the Board of Commissioners and their districts is amended by striking it in its entirety and replacing in lieu thereof the following:

"SECTION 2.

(a) Those members of the Board of Commissioners of Cobb County who are serving as such on January 1, 2022, and any person selected to fill a vacancy in any such office shall continue to serve as such members until the regular expiration of their respective terms of office and upon the election and qualification of their respective successors.

(b) For purposes of electing members of the board of commissioners, other than the chairperson who is elected at large as provided in Section 3, Cobb County is divided into four commissioner districts. One member of the board shall be elected from each such district. Effective January 1, 2023, ~~the~~ four commissioner districts shall be and correspond to those four numbered districts described in Appendix A attached to and made a part of this Act and further identified as ~~'User: HD046 Plan Name: CobbCC-HD046-2022 Plan Type Local'~~ 'User: HD038 Plan Name: Cobb CC-HD038-Draft3-2021 Plan Type: local.' Appendix A also contains a map showing the boundary lines for the Cobb County Commission's electoral districts.

(c)(1) For the purposes of such plan:

(A) The term 'VTD' shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2020 for the State of Georgia. The separate numeric designations in a district description with are underneath a VTD heading shall mean and describe individual Blocks within a VTD as

provided in the report of the Bureau of the Census for the United States decennial census of 2020 for the State of Georgia; and

(B) Except as otherwise provided in the description of any district, whenever the description of any district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census maps for the United States decennial census of 2020 for the State of Georgia.

(2) Any part of Cobb County which is not included in any district described in subsection (b) of this section shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2020 for the State of Georgia.

(3) Any part of Cobb County which is described in subsection (b) of this section as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2020 for the State of Georgia.”

2. Section 4 of the of the Cobb County Board of Commissioners’ Local Legislation relating to the effective date of electoral district lines is deleted in its entirety and inserted in lieu thereof the following:

“SECTION 4.

(a) The members of the Board of Commissioners of Cobb County shall be elected as provided in this subsection to the districts as newly described in this section. Effective January 1, 2023, the electoral district lines for Districts 1-4 of the Board of Commissioners of Cobb County are as described in Section 2(b) of this Act and in Appendix A to this Resolution. These electoral district lines will be used for elections for Cobb County Commission Districts 1-4 occurring on or after January 1, 2023. Elections occurring between March 2, 2022 and December 31, 2022 will be based upon the electoral district lines as originally established by unamended Act 562, identified as ‘User: HD046 Plan Name: CobbCC HD046 2022 Plan Type Local.’” Appendix B, attached hereto and made a part of this Act, contains a description of those electoral lines and also contains a map showing the boundary lines for the electoral districts for the Cobb County Board of Commission as established by Act 562, unamended.

-(b) The chairperson and the members from Commissioner Districts 2 and 4 shall be elected at the general election on the Tuesday next following the first Monday in November, 2024. The members from Commissioner Districts 1 and 3 shall be elected at the general election on the Tuesday

next following the first Monday in November, 2022. All future successors to members of the board whose terms of office are to expire shall be elected at the time of the state-wide general election immediately preceding the expiration of such terms, shall take office the first day of January immediately following that election, and shall serve for terms of office of four years each. Members of the board shall serve for the terms of office specified thereof in this subsection and until their respective successors are elected and qualified.

(b) ~~(c)~~ All members of the board who are elected thereto shall be nominated and elected in accordance with Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.'

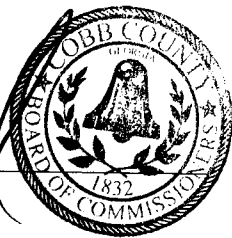
(e) ~~(d)~~ Commissioner Districts 1 through 4, as they exist immediately prior to January 1, 2023, shall continue to be designated as Commissioner Districts 1 through 4, respectively; however, but as newly described under this Act, and on and after January 1, 2023, such members of the board serving from those former Commissioner Districts 2 and 4 1-4 shall be deemed to be serving from and representing their respective districts as newly described under this section." as described in Section 2(b) and Appendix A."

3. Pursuant to Article 9, Section 2, Paragraph I(g), of the Georgia Constitution, the amendments to Cobb County's Local Legislation are enacted by the Cobb County Board of Commissioners pursuant to its constitutional home rule authority under Article 9, Section 2, Paragraph I (b)(2) of the Georgia Constitution and shall become legally effective upon the filing with the Georgia Secretary of State of a copy of the amendment, a copy of the required notice of publication, and an affidavit of a duly authorized representative of the newspaper attesting to such publication.

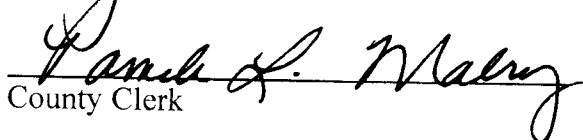
4. All local laws and parts of laws in conflict with this Act are repealed.

Adopted by the Cobb County Board of Commissioners this 11th day of Oct., 2022.

Board Chair



ATTEST:

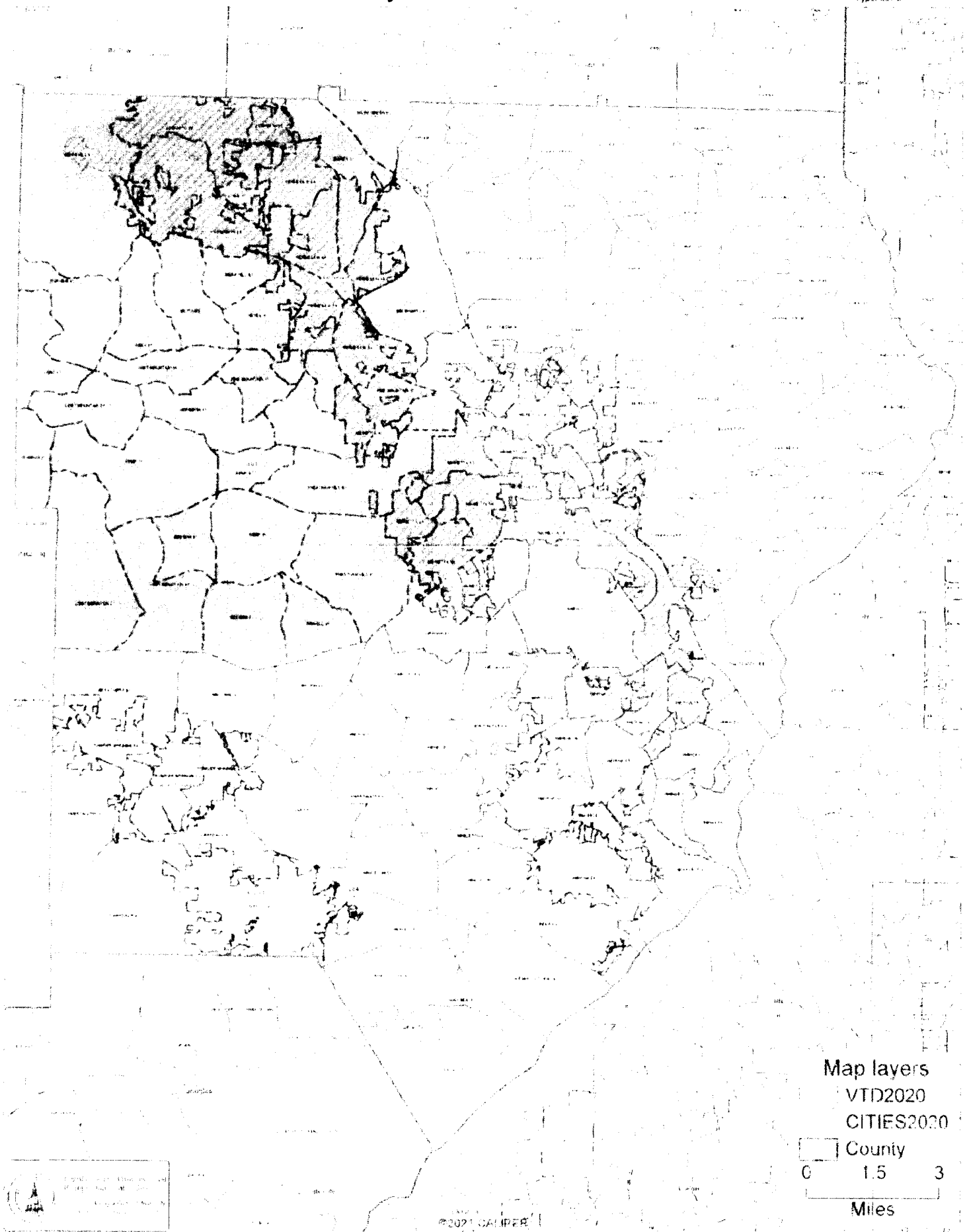

County Clerk

APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

10/11/22

Cobb County Commission Districts - 2022

Job: 10-144
Plan: 000-000-000-2022
Type: L001



NOTICE OF PROPOSED AMENDMENT TO AN ACT CREATING THE BOARD OF COMMISSIONERS OF COBB COUNTY

The Cobb County Board of Commissioners ("the Board") is notifying the public that at its next two regular meetings on October 11, 2022 at 9:00 am and October 25, 2022 at 7:00 pm, the Board will consider and vote on whether to approve a proposed resolution to amend an Act creating the Board of Commissioners of Cobb County pursuant to the Board's Home Rule authority under the Georgia Constitution. The Georgia Constitution empowers county governing authorities to amend or repeal local laws provided the local legislation does not address certain subject matters where home rule authority is preempted. A synopsis of the proposed resolution is set forth below:

Synopsis of Resolution

A. Background to the Resolution

The current electoral district boundary lines for Districts 1-4 of the Cobb County Board of Commissioners were required to be redrawn in view of population changes as reflected in the United States Census Bureau's 2020 Decennial Census. Changes are necessary so that the districts are proportioned in such a way as to satisfy constitutional "one person one vote" requirements mandated by the United States Constitution and the Georgia Constitution. The majority of Cobb County's local delegation to the Georgia General Assembly supported House Bill 1256 ("HB 1256"), which redrew the electoral district lines for Districts 1 through 4 in accordance with the description contained in Appendix A of HB 1256, which was attached to and made a part of HB 1256 and which was further identified as "User: HD038 Plan Name: CobbCC-HD-038-Draft3-2021 Plan Type: local."

These electoral district maps were drawn by the staff at the Legislative and Congressional Reapportionment Office of the Georgia General Assembly ("the Reapportionment Office"). The Reapportionment Office has technical expertise in the drawing of electoral boundary maps, and the staff drew the electoral lines for the maps in HB 1256 so as to comply with all legal requirements contained in the United States Constitution, the Georgia Constitution, and the Voting Rights Act of 1965. The electoral districts in HB 1256 also satisfied the traditional redistricting principles of compactness, contiguity, respect for political boundaries, preserving communities of interest, and protection to incumbents. On January 25, 2022, the majority of the Cobb County Board of Commissioners voted to approve the electoral district lines as drawn in HB 1256.

HB 1256 was never voted on by the Georgia General Assembly. Instead, the General Assembly considered and voted to pass a different bill, House Bill 1154 ("HB 1154"), which was supported by the minority of the Cobb County delegation. HB 1154 contained new electoral district lines for Districts 1 through 4 of the Cobb County Board of Commissioners, and these maps were also drawn by the staff at the Reapportionment Office and comply with constitutional requirements. Those electoral district lines were as described in Appendix A of HB 1154, which was attached to and made a part of HB 1154 and which was further identified as "User: HD046 Plan Name: CobbCC-HD046-2022 Plan Type: Local." HB 1154 was signed by Governor Kemp

on March 2, 2022 and became legally effective as of that date and is now known as Act 562. Act 562 provides that the new district lines become effective on January 1, 2023; however, the law also provided that the 2022 primaries and general election for Districts 1 and 3 were to be based upon the new district lines as established in Act 562.

B. Summary of the Amendment to the Local Law

The resolution amends Sections 2 and 4 of the Act creating the Cobb County Board of Commissioners by changing the electoral district boundary lines to make the electoral district lines consistent with the electoral boundary lines approved by the majority of the Cobb County Board of Commissioners at its January 25, 2022 meeting. As noted above, the maps establishing the electoral boundary lines were drawn by staff at the Reapportionment Office of the General Assembly, and the boundaries created by the district lines satisfy all legal and technical requirements and also comply with traditional redistricting principles. The resolution amends the language in Section 2(b) to provide for the electoral district lines that were approved by the Board of Commissioners. A description of these new electoral district boundary lines and a map showing the boundaries is attached to the proposed resolution as Appendix A.

It is important to note that the proposed amendment would not change the effective date of the new electoral lines established in HB 1154 or the electoral district lines that will apply to the 2022 elections. The amended version of the Act creating the Board of Commissioners establishes January 1, 2023 as the date when the new electoral boundary lines become effective. The amended version of the Act creating the Board of Commissioners establishes that the 2022 elections are to be governed by the electoral district lines as described in HB 1154, as it was originally enacted. The May 2022 primaries were conducted based on the electoral district lines established by HB 1154, as originally enacted, and the November 2022 General Election for Districts 1 and 3 will also use those same electoral district lines. The proposed amendment to HB 1154 adds a new section 4(a) that makes clear that elections after January 1, 2023 will be governed by the new electoral district lines established by the Board's amendment (i.e., the maps contained in HB 1256), but that elections occurring in 2022 will be governed by the electoral district lines as originally established in HB 1154 as it was enacted on March 2, 2022. A description of the electoral boundary lines, as originally established by HB 1154, and a map showing these boundaries is attached to the proposed resolution as Appendix B.

The resolution also corrects certain typographical and other drafting errors in HB 1154, as originally enacted. Section 4(c), as originally enacted, stated that "on or after January 1, 2023, such members of the Board serving from former Commissioner Districts 2 and 4 shall be deemed to be serving from and representing their respective districts as newly described in this section." All four districts are re-districted, effective January 1, 2023 (in both the originally enacted HB 1154 and under the resolution containing the proposed amendment) and, therefore, commissioners from all four districts would serve and represent their new districts as newly described. The proposed amendment thus corrects what appears to have been an inadvertent omission to also reference Districts 1 and 3.

As set forth in Paragraph 3 of the resolution, if the amendment is approved by the Cobb County Board of Commissioners, it will become effective upon the filing with the Georgia Secretary of State of a copy of the amendment, a copy of the required notice of publication, and an affidavit of a duly authorized representative of the newspaper attesting to such publication, and all laws and part of local law in conflict with the Amendment will be repealed.

C. Public Viewing and Inspection of the Resolution

A copy of the proposed resolution is on file in the Office of the Superior Court Clerk for Cobb County for the purpose of examination and inspection. The Clerk of the Superior Court shall furnish anyone, upon written request, a copy of the resolution containing the proposed amendment to HB 1154. In addition, the resolution and this synopsis are available for viewing on the Cobb County website.

LEGAL NOTICE PUBLICATION DATES: September 16, 2022; September 23, 2022 and September 30, 2022;