

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
NOVEMBER 17, 2022
7:00 PM**

The Regular Meeting of the Cobb County Board of Commissioners was held on Tuesday, November 17, 2022 at 7:00 p.m. in the second-floor public meeting room at 100 Cherokee Street, Cobb County Building, Marietta, Georgia. Present and comprising a quorum of the Board were:

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

CALL TO ORDER

Chairwoman Cupid called the meeting to order at 7:04 p.m.

NON-AGENDA

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

- *To appoint the County Manager or her designee as the County Representative to serve as Cobb's primary point of contact for communication with officials representing the City of Mableton. (See Item 21 of these minutes).*
- *To provide an update from the Cobb County Board of Elections regarding the 2022 general election. (See Item 5 of these minutes).*

VOTE: **ADOPTED 5-0**

PRESENTATIONS

1. **To present a proclamation recognizing *Filipino American History Month* in Cobb County**

Chairwoman Cupid presented a proclamation recognizing *Filipino American History Month* in Cobb County.

2. **To present proclamations to Thomas Foster, Michael Gresham and Donna Rowe for being inducted into the Georgia Military Veterans' Hall of Fame..**

Commissioner Birrell present proclamations to Thomas Foster, Michael Gresham and Donna Rowe, in recognition of being inducted into the Georgia Military Veterans' Hall of Fame.

3. **To present a donation from Still Family Farm, LLC., to SafePath as part of Gambrill's Great Pumpkin Day.**

Commissioner Gambrill presented a donation from Still Family Farm, LLC., to SafePath as part of Gambrill's Great Pumpkin Day.

4. **To present a Certificate of Achievement to Cobb PARKS' employee Brody Whitlock, who was awarded the Georgia Recreation and Parks Association District 5 Al Richardson Athletic Award for 2022**

Commissioner Gambrill presented a Certificate of Achievement to PARKS employee Brody Whitlock, who was honored with the 2022 Georgia Recreation and Parks Association District 5 Al Richardson Athletic Award.

5. **To provide an update from the Cobb County Board of Elections regarding the 2022 general election.**

Tori Silas, Board of Elections Chair, and Janine Everler, Elections Director, presented an update regarding the 2022 general election.

Clerk's Note: Dr. Jackie McMorris, County Manager, recognized Cassie Mazloom, EMA Director, for being named EMA Director of the year.

PUBLIC COMMENT

1. Matthew Stigall addressed the Board regarding Transit.
2. Angela Wynn addressed the Board regarding evictions.
3. Monica Delancy addressed the Board regarding the Riverside Community and evictions.
4. Christine Rozman addressed the Board regarding Elections.

CONSENT AGENDA

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

- *Consent Item 5 – Superior Court Clerk – withdrawn from this agenda (See item 6 of these minutes).*
- *Consent Item 9 – Information Services – withdrawn for this agenda (See Item 10 of these minutes).*
- *Consent Item 10 – Fire and Emergency Services – withdrawn from this agenda (See Item 11 of these minutes).*

Superior Court Clerk

6. **Withdrawal of request to accept a reimbursement to the General Fund for previously collected mail fees associated with the expedited shipping of passports from the Cobb Clerk of Superior Court.**

This item was withdrawn from the agenda.

Water System

7. **To authorize advertisement for and conduct of a public hearing for employment of consultant services where contract fees will likely exceed \$100,000.00 for FY23 Sewer Extension Designs, Program No. S1143.**

To **authorize** the advertisement for and conduct of a public hearing prior to the employment of a consultant or consulting firm where contract fees will likely exceed \$100,000.00 for professional services for FY23 Sewer Extension Designs, Program No. S1143.

8. **To authorize advertisement for and conduct of a public hearing for employment of consultant services where contract fees will likely exceed \$100,000.00 for Pearl of East Cobb Detention Pond Dam/Wall Failure Repair Design, Program No. SW2193.**

To **authorize** the advertisement for and conduct of a public hearing prior to the employment of a consultant or consulting firm where contract fees will likely exceed \$100,000.00 for professional services for Pearl of East Cobb Detention Pond Dam/Wall Failure Repair Design, Program No. SW2193.

Public Services Agency

Senior Services

9. **To approve the 2023 Contract with the Atlanta Regional Commission, the designated Area Agency on Aging, for American Rescue Plan Act (ARPA) funded services to provide additional support to older adults in Cobb County for Case Management, Assistive Technology, Home Delivered Meals, and Transportation, for the period of July 1, 2022 to June 29, 2023.**

To **approve** the 2023 Contract with the Atlanta Regional Commission, the designated Area Agency on Aging, for American Rescue Plan Act (ARPA) funded services to provide additional support to older adults in Cobb County for Case Management, Assistive Technology, Home Delivered Meals, and Transportation, for the period of July 1, 2022 to June 29, 2023; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding will be available with the following budget appropriations:

Increase Revenue:

277-300-F075-4510	Title III B-State	\$ 58,888.80
277-300-F075-4512	Title III B-Federal	\$556,172.00
277-300-F075-4510	Title III C2-State	\$ 40,386.96
277-300-F075-4512	Title III C2-Federal	\$381,432.40
277-300-L009-4960	County Match	\$ 66,183.84
Total Revenue		\$1,103,064.00

Increase Expenditures:

277-300-F075-6012	Salaries	\$146,060.80
277-300-F075-6116	Office Supplies	\$ 10,000.00
277-300-F075-6122	Computer Supplies	\$ 5,000.00
277-300-F075-6166	Food and Food Supplies	\$421,819.36
277-300-F075-6168	Gas & Diesel Fuel	\$ 25,000.00
277-300-F075-6174	Janitorial Supplies	\$ 5,000.00
277-300-F075-6192	Radio, TV & Communicate Equip Sup.	\$ 50,000.00
277-300-F075-6200	Uniforms & Clothing	\$ 5,000.00
277-300-F075-6207	Safety Supplies	\$ 2,000.00
277-300-F075-6258	Accountable Equipment	\$ 6,000.00
277-300-F075-6326	Professional Services	\$244,400.00
277-300-F075-6349	Information Technology- Subscription Fee	\$ 88,296.00
277-300-F075-6400	Travel Training	\$ 10,000.00
277-300-F075-6500	Equipment Outside R&M	\$ 18,304.00
277-300-L009-6012	Salaries	\$ 66,183.84
Total Expenditures		\$1,103,064.00

Support Services Agency

Information Services

10. **Withdrawal of request to authorize the Purchasing Director to purchase hardware, software, implementation services, and system maintenance greater than \$100,000.00 from Astro Integrated Systems (AIS) to implement a video call box/intercom system for Superior Court. This is a sole source procurement.**

This Item was withdrawn from the Agenda.

Public Safety Agency

Fire and Emergency Services

11. **Withdrawal of request to authorize an application with State Farm Insurance Scholarship to acquire a second arson detection canine (K-9).**

This Item was withdrawn from the Agenda.

Emergency Management

12. **To approve the Recipient-Subrecipient Agreement for the Public Assistance Program for the presidential declaration designated FEMA-4501- DR-GA, under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Public Law 100- 707, 42 USC 5121 et seq. (The Act}, in accordance with 44 CFR 206.44.**

To **approve** the Recipient-Subrecipient Agreement for the Public Assistance Program for the presidential declaration designated FEMA-4501- DR-GA; and **authorize** the Chairwoman to execute the necessary documents.

13. **To approve a Memorandum of Understanding between Cobb County and the Atlanta Regional Commission for the acceptance of equipment to prevent, respond to and recover from threat or acts of terrorism.**

To **approve** the Memorandum of Understanding between Cobb County and the Atlanta Regional Commission for the acceptance of equipment with a total value of \$165,650.54; and **authorize** the Chairwoman to execute the necessary documents.

14. **To approve a fund balance appropriation from the BOC Contingency Funding in the amount of \$28,640.00 to cover the cost of the GuardianCare Protection Program for the CineMassive Video Display Walls located in the Emergency Operations Center (EOC) and Situation Room.**

To **authorize** the fund balance appropriation in the amount of \$28,640.00 from the BOC Contingency Funding; and **authorize** the corresponding budget transactions.

Funding will be available with the following appropriations:

Increase Revenue:	010-130-0260-4980	(Fund Balance- Designated Appropriation)	\$28,640.00
Increase Expenditure:	010-130-0260-6491	(Annual Maintenance & Support Contracts)	\$28,640.00

15. **To authorize the application for funds from the Hazard Mitigation Grant Program, through the Georgia Emergency Management Agency.**

To **authorize** the application of Hazard Mitigation Grant Program funding through the Georgia Emergency Management Agency, up to the amount of \$75,200.00, for contractor services and administrative costs; and **further authorize** the Chairwoman to execute the necessary documents.

Community Development

16. **To approve an annexation notice of Intent to Object per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for the annexation of approximately an 80-acres of land located at the Northeast corner of Ernest Barrett Parkway and Macedonia Road.**

To **approve** an annexation Notice of Intent to Object per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for the annexation of approximately 80 acres of land located at the Northeast corner of Ernest Barrett Parkway and Macedonia Road in Land Lots 689, 690, 716, 717, 718 and 765; 16th District; Parcels 19079000010, 19071700130, 19076500020, 19071800040, 19071700140, 19069000020. A copy of the annexation Notice of Intent to Object is attached and made a part of these minutes.

17. **To approve an annexation notice of Intent to Object per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for the annexation of an 168.416 acre tract of land located at the Bells Ferry Road and Laura Lake Drive.**

To **approve** an annexation Notice of Intent to Object per HB 489 Intergovernmental Agreement and HB 2 regarding a petition for the annexation of a 168.146-acre tract located in Land Lots 655, 656, 713, 714, 715, 725, 726, 727, 787, 16th District, Parcels 16065500040, 16065500050, 16071300360, 16071400010, 16071400030, 16071500020, 16071500010, 16071500050, 16072600010, 16072700010, 16072500010, 16078800010, 16078700010 at the intersection of Bells Ferry Rd and Laura Lake Drive into the City of Marietta. A copy of the annexation Notice of Intent to Object is attached and made a part of these minutes.

Human Resources

18. **To approve a Memorandum of Agreement with the University of Georgia and the Carl Vinson Institute of Government for continued instruction of the EXCEL Management Development Program for 2023.**

To **approve** a Memorandum of Agreement with the University of Georgia in an amount not to exceed \$55,335.00, for the Carl Vinson Institute of Government to provide continued instruction of the EXCEL Management Development Program for 2023, and **authorize** the Chairwoman to execute the necessary documents.

Funding is available in the FY23 Human Resources Department budget.

010-095-2600-6326

Professional Services

\$55,335.00

Finance

19. **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 Clerk

20. To approve minutes.

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

- November 7, 2022 - Agenda Work Session
- November 8, 2022 - BOC Regular Meeting
- November 15, 2022 - BOC Zoning Hearing

County Attorney

21. To appoint the County Manager or her designee as the County Representative to serve as the primary point of contact with the City of Mableton for communication on matters related to the City of Mableton.

To **appoint** the County Manager or her designee as the County Representative to serve as Cobb's primary point of contact for communication with officials representing the City of Mableton.

CONSENT VOTE: **ADOPTED 5-0**, with exception to Consent Item 11 (See Item 12 of these minutes), which was a 4-1 vote, Commissioner Gambrell opposed

REGULAR AGENDA

County Manager

22. To approve the 2023 Legislative Agenda.

Motion by Cupid, second by Sheffield, to **approve** the 2023 Legislative Agenda, as revised with the following additions:

- Speed Indicators/speed calming devices throughout the County
- Stormwater Development Standards relating to site development
- Additional funding for Gritters Library and the Veterans Memorial
- Evictions Process relating to tenant possessions

A copy of the approved 2023 Legislative Agenda is attached and made a part of these minutes.

VOTE: **ADOPTED 5-0**

23. **To approve an appropriation of funds received pursuant to the American Rescue Plan Act of 2021 (ARPA), in the amount of \$20,642,172.11, from identified public safety and contingency allocations to assist with recruitment and retention of certified/sworn employees within Cobb County Public Safety and Sheriffs Office.**

Motion by Cupid, second by Birrell, to **approve** an appropriation of funds received pursuant to the American Rescue Plan Act of 2021 (ARPA), in the amount of \$20,642,172.11, from identified public safety and contingency allocations to assist with recruitment and retention of certified/sworn employees within Cobb County Public Safety and Sheriff's Office (Project # 1.40); **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute any necessary documents for said purpose.

Revised Motion by Cupid, second by Richardson, to **approve** an appropriation of funds received pursuant to the American Rescue Plan Act of 2021 (ARPA), in the amount of \$20,642,172.11, from identified public safety and contingency allocations to assist with recruitment and retention of certified/sworn employees within Cobb County Public Safety and Sheriff's Office (Project # 1.40); **authorize** the corresponding budget transactions; **authorize** the Chairwoman to execute any necessary documents for said purpose; and **evaluate** this funding in the FY24 Budget process.

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

Decrease Expenditure: 279-055-ARCT-8820	ARPA Contingency	(\$ 14,000,000.00)
Decrease Expenditure: 279-130-PS00-8005	ARPA Public Safety Allocation	(\$ 6,642,172.00)
		(\$20,642,172.11)

**One-Time
Expenditures:**

Increase Expenditure: 279-130-PS02-6594	Lateral & Non-Lateral Pay Incentive	\$ 776,000.00
Increase Expenditure: 279-130-PS02-6432	Advertisement & Social Media Efforts	\$ 700,000.00
Increase Expenditure: 279-130-PS02-6326	Social Media Contractor	\$ 171,800.00
Increase Expenditure: 279-130-PS02-6418	Out of Region Recruiting	\$ 200,000.00
Increase Expenditure: 279-130-PS02-6204	Promotional Items	\$ 37,364.00
Increase Expenditure: 279-130-PS02-8605	Recruitment Vehicle	\$ 40,000.00
	One-Time Expenditures:	\$ 1,925,164.00

**Recurring
Expenditures:**

Increase Expenditure: 279-130-PS02-6594	4% Increase for Sworn & Certified	\$12,160,433.11
Increase Expenditure: 279-130-PS02-6594	Current Laterals/Rehires	\$ 4,156,575.00
Increase Expenditure: 279-130-PS02-6594	Future Laterals	\$ 2,400,000.00
	Recurring Expenditures:	\$18,717,008.11
	Total Expenditures:	\$20,642,172.11

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FY2023

Increase Revenue:	260-130-0200-4960	FY2023 Allocation E911	\$ 464,816.78
Increase Revenue:	230-130-1000-4960	FY2023 Allocation Fire	\$3,695,482.09
Increase Revenue:	010-130-2100-4960	FY2023 Allocation Police	\$2,971,012.09
Increase Revenue:	010-210-9240-4960	FY2023 Allocation Sheriff	\$2,210,121.37
Interfund Revenue Allocations for FY23:			\$9,341,432.33

Increase Expenditure:	260-130-0200-6012	FY2023 Allocation E911	\$ 464,816.78
Increase Expenditure:	230-130-1000-6012	FY2023 Allocation Fire	\$3,695,482.09
Increase Expenditure:	010-130-2100-6012	FY2023 Allocation Police	\$2,971,012.09
Increase Expenditure:	010-210-9240-6012	FY2023 Allocation Sheriff	\$2,210,121.37
Interfund Expense Allocations for FY23:			\$9,341,432.33

Increase Revenue:	260-130-0200-4960	FY2024 Allocations E911	\$ 505,128.40
Increase Revenue:	230-130-1000-4960	FY2024 Allocation Fire	\$ 4,015,975.84
Increase Revenue:	010-130-2100-4960	FY2024 Allocation Police	\$ 3,228,675.57
Increase Revenue:	010-210-9240-4960	FY2024 Allocation Sheriff	\$ 2,401,795.97
Interfund Revenue Allocations for FY24:			\$10,151,575.78

Increase Expenditure:	260-130-0200-6012	FY2024 Allocation E911	\$ 505,128.40
Increase Expenditure:	230-130-1000-6012	FY2024 Allocation Fire	\$ 4,015,975.84
Increase Expenditure:	010-130-2100-6012	FY2024 Allocation Police	\$ 3,228,675.57
Increase Expenditure:	010-210-9240-6012	FY2024 Allocation Sheriff	\$ 2,401,795.97
Interfund Expense Allocations for FY24:			\$10,151,575.78

VOTE: ADOPTED 5-0

Sheriff

24. To authorize the purchase and installation of additional mobile radios with all required accessories and services from Motorola Solutions, Inc.

Motion by Cupid, second by Birrell, to **authorize** the purchase of additional mobile radios for the Sheriff's Office, in the amount of \$206,801.70; **authorize** the purchase under the provisions of the Georgia Department of Administrative Services contract 99999S-SPD-120180606-001 with Motorola Solutions, Inc.; **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 Expenditure:	347-210-X107-8005-X1070-C	Preliminary Estimates	\$206,801.70
Increase Expenditure:	347-210-X107-6258-X1070-P	Accountable Equipment	\$206,801.70

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. The purchase of Sheriff's Office capital equipment is an eligible capital improvement project/program under the 2016 SPLOST and is an approved project of Countywide Improvements - Sheriff's (Cobb County 2016 SPLOST, pg. 6) which provides for capital equipment replacement, including safety equipment.

SPLOST Project Summary as of November 2, 2022:

Current Budget:	\$26,279,947.00
Current Encumbrances:	\$11,924,726.42
Current Pre-Encumbrances:	\$ 924,487.90
Current Expenditures:	\$ 8,842,038.47
Current Remaining in Project:	\$ 4,588,694.21

VOTE: ADOPTED 5-0

Transportation

25. To approve a sole source Purchase Agreement with Cartegraph Systems, LLC for proprietary software licenses and support/maintenance plans for Cartegraph System Upgrade and Enhancement, Project No. B2582, CCDOT Contract No. 002015.

Motion by Cupid, second by Birrell, to **approve** a sole source Purchase Agreement with Cartegraph Systems, LLC, in an amount not to exceed \$420,622.00, for proprietary software licenses and support/maintenance plans for Cartegraph System Upgrade and Enhancement, Project No. B2582, CCDOT Contract No. 002015; **authorize** the corresponding budget transaction; and **further authorize** the Purchasing Director to execute the three-year Purchase Agreement, effective January 14, 2023.

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

Transfer from:	348-050-B250-B250-8005-B2580-A	Preliminary Estimate	\$420,622.00
Transfer to:	348-050-B250-B250-8676-B2582-O	Professional Services	\$420,622.00

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, Traffic Management, Transportation Technology, and Planning.

Cartegraph System Upgrade and Enhancement 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 operation of the traffic system, improve the county's transportation technology systems, and develop long/short-term planning strategies.

SPLOST Project Summary as of November 2, 2022: Cartegraph System Upgrade and Enhancement (new project as of 11/17/22)

Budget:	\$0.00	Expended:	\$0.00
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Adjusted SPLOST Project Summary, following requested budget transfer:

Adjusted Budget:	\$420,622.00
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VOTE: ADOPTED 5-0

26. **To approve a contract with Traffic Calming USA, LLC for Resurfacing – 2022 Countywide High Friction Surface Treatment, Project No. X2920, CCDOT Contract No. 001967.**

Motion by Cupid, second by Birrell, to **approve** a contract with Traffic Calming USA, LLC, in an amount not to exceed \$748,125.00, for Resurfacing - 2022 Countywide High Friction Surface Treatment Project No. X2920, CCDOT Contract No. 001967; **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-X290-X290-8761-X2900-C	Preliminary Estimate	\$748,125.00
Transfer to:	347-050-X290-X290-8762-X2920-C	Turnkey Construction	\$748,125.00

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, resurfacing.

Resurfacing – 2022 Countywide High Friction Surface Treatment 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 November 2, 2022: Resurfacing

Budget:	\$98,314,110.00	Encumbered/Expended:	\$95,377,133.04
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VOTE: **ADOPTED 5-0**

27. **To authorize staff to proceed with development of a project list for a 2024 Mobility Special Purpose Local Option Sales Tax ballot referendum for November 2024.**

Motion by Cupid, second by Richardson, to **authorize** staff to proceed with development of a project list for a 2024 Mobility Special Purpose Local Option Sales Tax ballot referendum for November 2024.

VOTE: **ADOPTED 5-0**

28. To approve a contract with Advanced Sports Construction, LLC for drainage system repairs on Weatherstone Lane, Project No. B2261, CCDOT Contract No. 001893.

Motion by Richardson, second by Gambrill, to **approve** a contract with Advanced Sports Construction, LLC, in an amount not to exceed \$229,973.00, for drainage system repairs on Weatherstone Lane, Project No. B2261, CCDOT Contract No. 001893; **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-B220-B220-8005-B2201-A	Preliminary Estimate	\$229,973.00
Transfer to:	348-050-B220-B220-8762-B2261-C	Turnkey Construction	\$229,973.00

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.

Weatherstone Lane 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 November 2, 2022: Drainage System

Budget:	\$10,086,879.47	Encumbered/Expended:	\$2,974,138.22
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VOTE: ADOPTED 5-0

29. **To approve Change Order No. 2 (final) to the contract with Advanced Sports Construction, LLC for drainage system repairs on Leafwood Drive, Phase 2, Project No. D2867, CCDOT Contract No. 001770.**

Motion by Richardson, second by Gambrell, to **approve** Change Order No. 2 (final) to the contract with Advanced Sports Construction, LLC, a savings to the project in the amount of \$37,595.63, for drainage system repairs on Leafwood Drive, Phase 2, Project No. D2867, CCDOT Contract No. 001770; **authorize** the corresponding budget transaction; 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 34001252244:	340-050-7502-D286-8762-D2867-C	Turnkey Construction	\$37,595.63
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Transfer from:	340-050-7502-D286-8762-D2867-C	Turnkey Construction	\$37,595.63
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Transfer to:	340-050-7500-D000-8761-D0000-C	Preliminary Estimate	\$37,595.63
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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.

Leafwood Drive is an eligible project/program under the Infrastructure Preservation – Drainage System Improvements Component of the 2005 SPLOST Transportation Improvements (Cobb County 2005 SPLOST, pp. 3, 23).

SPLOST Component Summary as of November 2, 2022: Drainage System Improvements

Budget:	\$14,928,330.70	Encumbered/Expended:	\$14,889,718.51
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VOTE: **ADOPTED 5-0**

30. **To adopt a resolution authorizing the submission of a Local Maintenance and Improvement Grant Program application for FY23 to the Georgia Department of Transportation for the resurfacing of County-maintained roads, Project No. B2909.**

Motion by Cupid, second by Birrell, to **adopt** a resolution authorizing the submission of a Local Maintenance and Improvement Grant Program application for FY23 to the Georgia Department of Transportation for the resurfacing of County-maintained roads, Project No. B2909; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents. A copy of said resolution is attached and made a part of these minutes.

Appropriate receipt of additional revenue to the 2022 SPLOST Transportation Improvements Program Fund from the GDOT LMIG Program, as follows:

Increase Revenue:	348-050-B290-B290-4466-B2909-C	GDOT Revenue	\$5,996,787.38
Increase Expenditure:	348-050-B290-B290-8761-B2909-C	Preliminary Estimate	\$5,996,787.38

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, Resurfacing.

Resurfacing Contract 2023-4 Countywide Major Thoroughfares (LMIG) is an eligible project/program under the Infrastructure Preservation - Resurfacing Component of the 2022 SPLOST Transportation Improvements (Cobb County 2022 SPLOST Renewal, page 12). Resurfacing includes milling, patching, leveling and resurfacing of various roadways throughout the County.

2022 SPLOST Component Summary as of November 2, 2022: Resurfacing

Budget:	\$210,000,990.56	Encumbered/Expended:	\$54,261,514.55
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VOTE: **ADOPTED 5-0**

ADJOURNMENT

The meeting was adjourned at 9:26 p.m.


Angela Cunningham
Deputy County Clerk
Cobb County Board of Commissioners

COBB COUNTY
BOARD OF COMMISSIONERS

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

Lisa Cupid
Chairwoman

CERTIFIED MAIL
7015 0640 0001 4999 8797

November 4, 2022

The Honorable Al Thurman
Mayor
City of Powder Springs
P.O. Box 46
Powder Springs, Georgia 30127

Re: Petition for Annexation –19th District, Land Lots 689, 690, 716, 717, 718, 765, Parcels 19079000010, 19071700130, 19076500020, 19071800040, 19071700140, 19069000020; Cobb County, Georgia; Notice of Intent to Object.

Dear Mayor Thurman:

We are in receipt of the above-referenced annexation request. Please accept this response to the annexation proposal. The City of Powder Springs has petitioned to annex 80 +/- acres by the 100% method. The subject properties are currently zoned R-20, NRC, and LRO. Upon annexation, the applicant proposes to rezone the site to MXU for 473 residential lots.

The Cobb County Future Land Use Plan indicates this area is designated as Medium Density Residential (MDR), Neighborhood Activity Center (NAC), Park/ Recreation/ Conservation (PRC), and Low Density Residential (LDR). The MDR category has a recommended density of 2.5 to 5 units/acre in the Cobb County Comprehensive Plan. The NAC category encourages commercial uses and does not assign an allowed residential density.

For this proposal, approximately 45.3 acres of the approximate 80 acres will be used for the development of the residential subdivision and is in the Medium Density Residential (MDR) and Neighborhood Activity Center (NAC) FLUM categories. The remaining 34.7 acres has no proposed use and appears to be only used as a pathway of contiguity in accordance with O.C.G.A. § 36-36-20. The proposed 10.44 units per acre for a residential subdivision does not conform to either Future Land Use Category.

According to exhibit "A" in the HB 489 agreement, the MXU zoning district is an unobjectionable zoning district in the MDR and NAC categories if the density does not exceed 5 units per acre and 8 units per acre respectfully.

Equal Opportunity Employer

Cobb County...Expect the Best!
www.cobbcounty.org

Reference No.

16

Re: Petition for Annexation –19th District, Land Lots 689, 690, 716, 717, 718, 765, Parcels 19079000010, 19071700130, 19076500020, 19071800040, 19071700140, 19069000020; Cobb County, Georgia; Notice of Intent to Object

Therefore, since the proposed development does not conform to exhibit “A” in the HB 489 agreement this letter serves as the County’s **intent to object** to the proposed annexation.

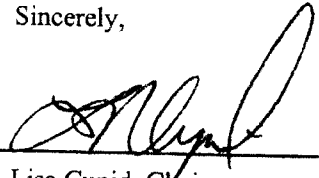
In accordance with O.C.G.A. § 36-36-113, Cobb County objects to this annexation on the basis that it would create a material increase in burden upon the county directly related to the following:

1. The proposed change in zoning; and
2. Proposed increase in density.

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

Re: Petition for Annexation –19th District, Land Lots 689, 690, 716, 717, 718, 765, Parcels 19079000010, 19071700130, 19076500020, 19071800040, 19071700140, 19069000020; Cobb County, Georgia; Notice of Intent to Object

Sincerely,



Lisa Cupid, Chairwoman

cc: Jackie McMorris, County Manager – Via Email
Jimmy Gisi, Deputy County Manager – Via Email
H. William Rowling, Jr., County Attorney- Via Email
Brian Johnson, Senior Associate County Attorney, Via Email
Jessica Guinn, AICP Community Development Director – Via Email
Pamela Mabry, County Clerk – Via Email
Pam Conner, City Manager, City of Powder Springs– Via Email
Tina Garver, AICP, Director of Community Development, City of Powder Springs– Via Email
Shaun Myers, Planning and Zoning Manager, City of Powder Springs– Via Email

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[signature page continued]

Sincerely,



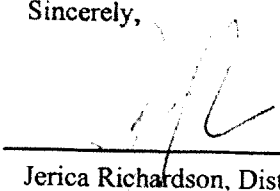
Keli Gambrill, District 1 Commissioner

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H. William Rowling, Jr., County Attorney- Via Email
Brian Johnson, Senior Associate County Attorney, Via Email
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Pamela Mabry, County Clerk – Via Email
Pam Conner, City Manager, City of Powder Springs– Via Email
Tina Garver, AICP, Director of Community Development, City of Powder Springs– Via Email
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[signature page continued]

Sincerely,



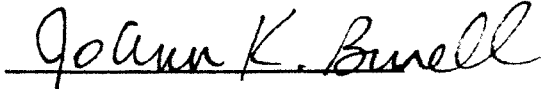
Jerica Richardson, District 2 Commissioner

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H. William Rowling, Jr., County Attorney- Via Email
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[signature page continued]

Sincerely,



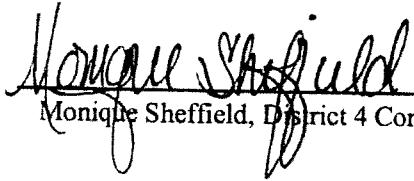
JoAnn K. Birrell, District 3 Commissioner

cc: Jackie McMorris, County Manager – Via Email
Jimmy Gisi, Deputy County Manager – Via Email
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Brian Johnson, Senior Associate County Attorney, Via Email
Jessica Guinn, AICP Community Development Director – Via Email
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Shaun Myers, Planning and Zoning Manager, City of Powder Springs– Via Email

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[signature page continued]

Sincerely,

A handwritten signature in black ink, appearing to read "Monique Sheffield". The signature is fluid and cursive, with the first name "Monique" and last name "Sheffield" clearly distinguishable.

Monique Sheffield, District 4 Commissioner

cc: Jackie McMorris, County Manager – Via Email
Jimmy Gisi, Deputy County Manager – Via Email
H. William Rowling, Jr., County Attorney- Via Email
Brian Johnson, Senior Associate County Attorney, Via Email
Jessica Guinn, AICP Community Development Director – Via Email
Pamela Mabry, County Clerk – Via Email
Pam Conner, City Manager, City of Powder Springs– Via Email
Tina Garver, AICP, Director of Community Development, City of Powder Springs– Via Email
Shaun Myers, Planning and Zoning Manager, City of Powder Springs– Via Email

County Staff Comments and Recommendations

Ernest Barrett Parkway and Macedonia Road City of Powder Springs

Water System- Tim Davidson

Water service for Ernest Barrett Parkway and Macedonia Road is provided by the existing CCWS water mains in Ernest Barrett Parkway and in Macedonia Road.

Wastewater for the subdivision is treated at the South Cobb WRF where there currently is sufficient capacity. Permit issuances are subject to continued WRF compliance with EPD discharge requirements.

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

Planning- Historic Preservation-Mandy Elliott

No comment.

Cobb County Fire Marshal's Office-Rock Toler

The Fire Department has no objection however, given the opportunity we would inform the developer about the requirements of two separate 'remote' emergency vehicle access roads per Annex D of the International Fire Code.

Additionally, we would advise the City of Powder Springs to require dedicated guest parking throughout the townhome and single-family home sections to avoid future issues with street parking.

GIS- Brad Gordon

No objections from a GIS or addressing perspective.

County Staff Comments and Recommendations

**Ernest Barrett Parkway and Macedonia Road
City of Powder Springs**

Stormwater Management- Carl Carver

The existing lake (Gause Lake) shall be modified to the current Cobb county dam regulations and codes.

The existing storage volume and attenuation of the existing Gause Lake shall be established for the determination of the pre-developed base flow for project.

No fill material shall be placed within the floodplain.

A "No Rise Flood Study" should be required by the City of Powder Springs to address any possible adverse effects on downstream properties.

Cobb DOT-James Washington

See Comments Below

Code Enforcement- Brent Farrell

No comments/related Code Enforcement cases.

Cemetery Preservation Committee- Helga Hong

There is a cemetery located across Macedonia Road located on parcel 19071700050.

APPLICANT: POWDER SPRINGS

PRESENT ZONING: R-20, NRC, LRO

PETITION FOR: MXU

**TRANSPORTATION COMMENTS &
RECOMMENDATIONS**

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

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

Macedonia Road is classified as a major roadway. Right-of-way does not appear to meet the minimum 40' requirement, measured from the centerline of the roadway.

Barrett Parkway is classified as an arterial roadway. Access is not permitted to Barrett Parkway unless approved by the Board of Commissioners.

Recommend a "No Access Easement" along the entire Barrett Parkway property frontage.

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

Recommend applicant verify that minimum intersection sight distance is available and if it is not, implement remedial measures, subject to the Department's approval, to achieve the minimum requirement per Detail 401B.

Recommend curb, gutter, and sidewalk entire property frontage along Macedonia Road.

Recommend a right-turn lane along Macedonia Road to the proposed subdivision roadway. The proposed right-turn lane shall meet requirements per Detail 401A.

Recommend a left-turn lane along Macedonia Road to the proposed subdivision roadway. The proposed left-turn lane shall meet requirements per Detail 401F.

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

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

De/Annexation Location Map

November 2022

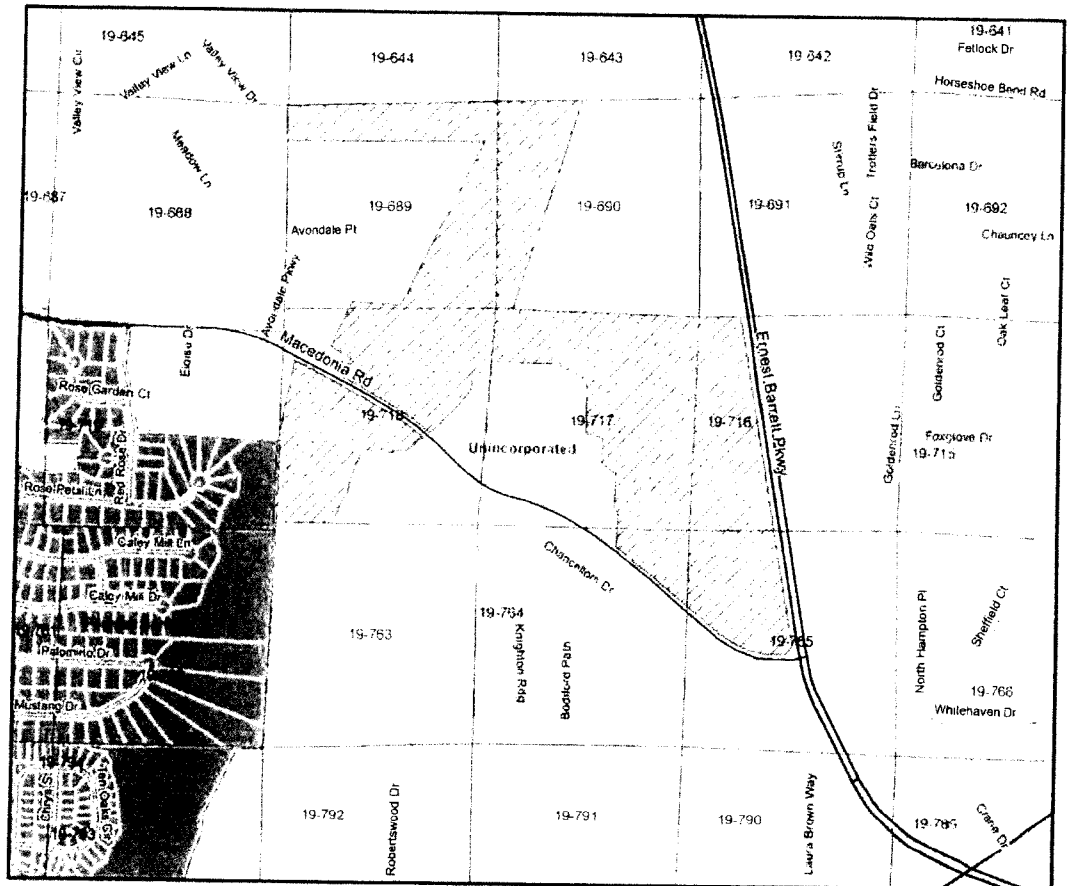
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 19 0717 0 013 0
 19 0765 0 002 0
 19 0718 0 004 0
 19 0717 0 014 0
 19 0690 0 002 0

Legend

-  De/Annexation Areas
-  Acworth
-  Austell
-  Kennesaw
-  Marietta
-  Powder Springs
-  Smyrna
-  Unincorporated



0 250 500 1,000
 Feet



Case Number: Ann 2022 025



COBB COUNTY
COMMUNITY DEVELOPMENT AGENCY

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

Jessica Guinn, AICP
Director

CERTIFIED MAIL
7015 0640 0001 4999 8780

November 4, 2022

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

Re: Petition for Annexation— Land Lots 655, 656, 713, 714, 715, 725, 726, 727, 787, 16th District, Parcels 16065500040, 16065500050, 16071300360, 16071400010, 16071400030, 16071500020, 16071500010, 16071500050, 16072600010, 16072700010, 16072500010, 16078800010, 16078700010 2nd Section, Bells Ferry Road and Laura Lake Drive , Cobb County, Georgia; Notice of Intent to Object.

Dear Mayor Tumlin:

We are in receipt of the above-referenced annexation and rezoning request. Please accept this response to the annexation proposal for 168.416 acres near the intersection of Bells Ferry Road and Laura Lake Drive. The subject property is currently zoned R-20 and is within an area identified as Low Density Residential (LDR) according to the Cobb County Future Land Use Map. The applicant is proposing to rezone the property to PRD-SF. The subject property has the required contiguity for annexation, and annexing it would not result in the creation of an unincorporated island. Additionally, there are no Cobb County-owned facilities or infrastructure located on the subject property. There is a 100-foot access easement in favor of Cobb County to provide access to repair the Category 1 Dam on Cobb County property located west of the subject property. The applicant is proposing to reconfigure the lots to develop a mix of single-family detached homes and townhomes. Access to the property will be from Bells Ferry Road, a two-lane road. The applicant also intends to support an age targeted active adult community. The overall density including the 6.611 acres already located within the corporate limits of Marietta will be 3.4 units per acre. There is a small portion on the westside of the property in the McCollum traffic pattern zone.

According to exhibit "A" in the HB 489 agreement, the PRD-SF zoning district is an unobjectionable zoning district in the LDR category; however, 3.4 units per acre exceeds the maximum allowable density of 3 units per acre. Staff is also concerned with the current HB 489 agreement concerning Low Density Residential and the allowable units per acre. Staff looks forward to discussing these inconsistencies in the future.

Therefore, since the proposed development does not conform to exhibit "A" in the HB 489 agreement this letter serves as the County's **intent to object** to the proposed annexation.

RE: Petition for Annexation– Land Lot 804, 852, 17th District, Parcel 17080400300 2nd Section, 2000 South Park Place ,
Cobb County, Georgia; Notice of Non-Objection.

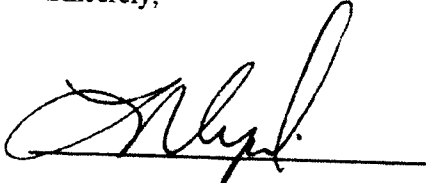
In accordance with O.C.G.A. § 36-36-113, Cobb County objects to this annexation on the basis that it would create a material increase in burden upon the county directly related to the following:

1. The proposed change in zoning; and
2. Proposed increase in density.

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

RE: Petition for Annexation– Land Lot 804, 852, 17th District, Parcel 17080400300 2nd Section, 2000 South Park Place ,
Cobb County, Georgia; Notice of Non-Objection.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lisa Cupid', written over a horizontal line.

Lisa Cupid, Chair

cc: Jackie McMorris, County Manager – VIA E-mail
James Gisi, Deputy County Manager – VIA E-mail
H. William Rowling, Jr., County Attorney- VIA E-mail
Brian Johnson, Senior Associate County Attorney, VIA E-mail
Jessica Guinn, Community Development Director – VIA E-mail
Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

RE: Petition for Annexation– Land Lot 804, 852, 17th District, Parcel 17080400300 2nd Section, 2000 South Park Place ,
Cobb County, Georgia; Notice of Non-Objection.

[signature page continued]

Sincerely,



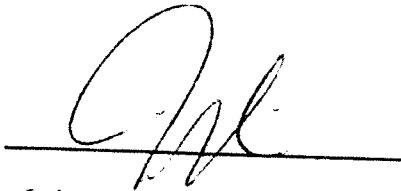
Keli Gambrill, District 1 Commissioner

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Cobb County, Georgia; Notice of Non-Objection.

[signature page continued]

Sincerely,

A handwritten signature in black ink, appearing to be 'JR' or similar, written over a horizontal line.

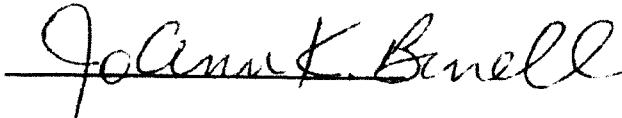
Jerica Richardson, District 2 Commissioner

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Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

RE: Petition for Annexation– Land Lot 804, 852, 17th District, Parcel 17080400300 2nd Section, 2000 South Park Place ,
Cobb County, Georgia; Notice of Non-Objection.

[signature page continued]

Sincerely,

A handwritten signature in black ink, reading "JoAnn K. Birrell". The signature is written in a cursive style with a horizontal line underneath the name.

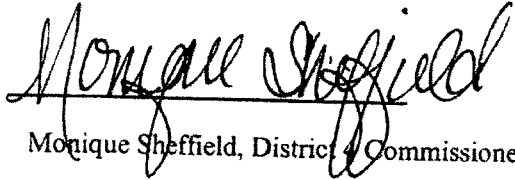
JoAnn K. Birrell, District 3 Commissioner

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Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

RE: Petition for Annexation– Land Lot 804, 852, 17th District, Parcel 17080400300 2nd Section, 2000 South Park Place ,
Cobb County, Georgia; Notice of Non-Objection.

[signature page continued]

Sincerely,



Monique Sheffield, District 4 Commissioner

cc: Jackie McMorris, County Manager – VIA E-mail
James Gisi, Deputy County Manager – VIA E-mail
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Brian Johnson, Senior Associate County Attorney, VIA E-mail
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Cobb County, Georgia; Notice of Non-Objection.

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JoAnn K. Birrell, Vice Chairman

cc: Jackie McMorris, County Manager – VIA E-mail
James Gisi, Deputy County Manager – VIA E-mail
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Pamela Mabry, County Clerk – Via E-Mail
Rusty Roth, Planning & Zoning Director, City of Marietta– Via E-Mail
Shelby Little, Planning and Zoning Manager, City of Marietta– Via E-Mail

County Staff Comments and Recommendations

Bells Ferry Rd and Laura Lake Road
City of Marietta

Water System- Tim Davidson

Water service for the Bells Ferry Road/Laura Lake Road parcels is provided primarily by the existing CCWS water main in Bells Ferry Road.

Wastewater for the parcels is treated at the Noonday WRF where there currently is sufficient capacity. Permit issuances are subject to continued WRF compliance with EPD discharge requirements.

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

Planning- Historic Preservation-Mandy Elliot

It has been determined that the project area is in the immediate vicinity of documented Civil War trenches. The applicant has provided a Preliminary Cultural and Resources Literature Review by R. S. Webb & Associates dated July 21, 2022. While no known archaeological sites or known Civil War features were identified, the report recommends further investigation through field reconnaissance due to possible Civil War actions in the project site area.

Cobb County Fire Marshal's Office-Rock Toler

We would not oppose this annexation. The difference between Marietta's response and ours is mute.

GIS- Brad Gordon

No objections from a GIS or addressing perspective.

Stormwater Management- Carl Carver

1. The parcels listed in the annexation does not represent the property purchased by Cobb County for the Lake Laura property.
2. The property purchased by Cobb County should be excluded from the annexation.

County Staff Comments and Recommendations

Bells Ferry Rd and Laura Lake Road
City of Marietta

Cobb DOT-Amy Diaz

ITE Land Use	Description	Expected Size	AM (peak hour between 7-9 AM)			PM (peak hour between 4-6 PM)			Daily
			In	Out	Total	In	Out	Total	
Units		Units	Vehicles per hour	Vehicles per hour	Vehicles per hour	Vehicles per hour	Vehicles per hour	Vehicles per hour	Vehicles per day
210	Single Family Homes	303	55	157	212	179	105	285	2,857
220	Multifamily Housing (Low Rise)	198	19	60	79	64	37	101	1335
251	Senior Adult Housing - Detached	95	8	15	23	17	11	29	409
Total		596	82	217	291	243	143	386	4,192

Roadway	Location	Average daily trips	Level of service
Bells Ferry Road	South of Mark Avenue	13,500	D

1. Recommend applicant consider entering into a development agreement pursuant to O.C.G.A. 36-71-13 for dedication of the following system improvements to mitigate traffic

County Staff Comments and Recommendations

Bells Ferry Rd and Laura Lake Road City of Marietta

concerns: a) donation of right-of-way on the west side of Bells Ferry Road, a minimum of 50' from the roadway centerline.

2. Recommend a traffic study in accordance with Cobb County Code Section 50-76. The traffic study should include existing and base year (full build out year) Build and No Build analysis; and horizon year (base year + 10 years) Build and No Build analysis. The study should also include a signal warrant analysis at each site access point. Study assumptions (such as study intersections, trip distribution and annual growth rate) will need to be agreed to by Cobb DOT as part of the Plan Review process for the development connections to County roadways. Developer shall be required by Cobb DOT to coordinate and fund any recommended mitigation measures that are identified as project-related improvements.
3. Recommend curb, gutter, and sidewalk along the Bells Ferry Road frontage.
4. Recommend applicant verify that minimum intersection sight distance is available for each Bells Ferry Road access, and if it is not, implement remedial measures, subject to the Department's approval, to achieve the minimum requirement of 500'.
5. Recommend northern development driveway either directly align or have an offset of a minimum of 125' centerline to centerline from the entrance to Skip Wells Park per Development Standard 401.10.
6. Recommend southern development driveway either directly align or have an offset of a minimum of 125' centerline to centerline from Oak Harbor Trail per Development Standard 401.10.
7. As necessitated by this development, recommend Bells Ferry Road access points to include a deceleration lane and left turn lane. Recommend location and design be determined during plan review, subject to Cobb County DOT approval.
8. Recommend GDOT permits for any work that encroaches upon State right-of-way.

Code Enforcement- Brent Farrell

No active Code Enforcement cases/comments

County Staff Comments and Recommendations

**Bells Ferry Rd and Laura Lake Road
City of Marietta**

Cemetery Preservation Committee- Helga Hong

Cobb County Cemetery Preservation Commission files indicate the presence of Unidentified #3 Cemetery in District 16 Land Lot 725. The file also suggests there could be additional burials on the property. The precise location of the cemeteries is unknown. An archeological probing needs to be performed prior to any ground being disturbed. In the instance where graves are found, Cobb Cemetery Development Standards should be followed.

De/Annexation Location Map

November 2022

PIN(s) Included:

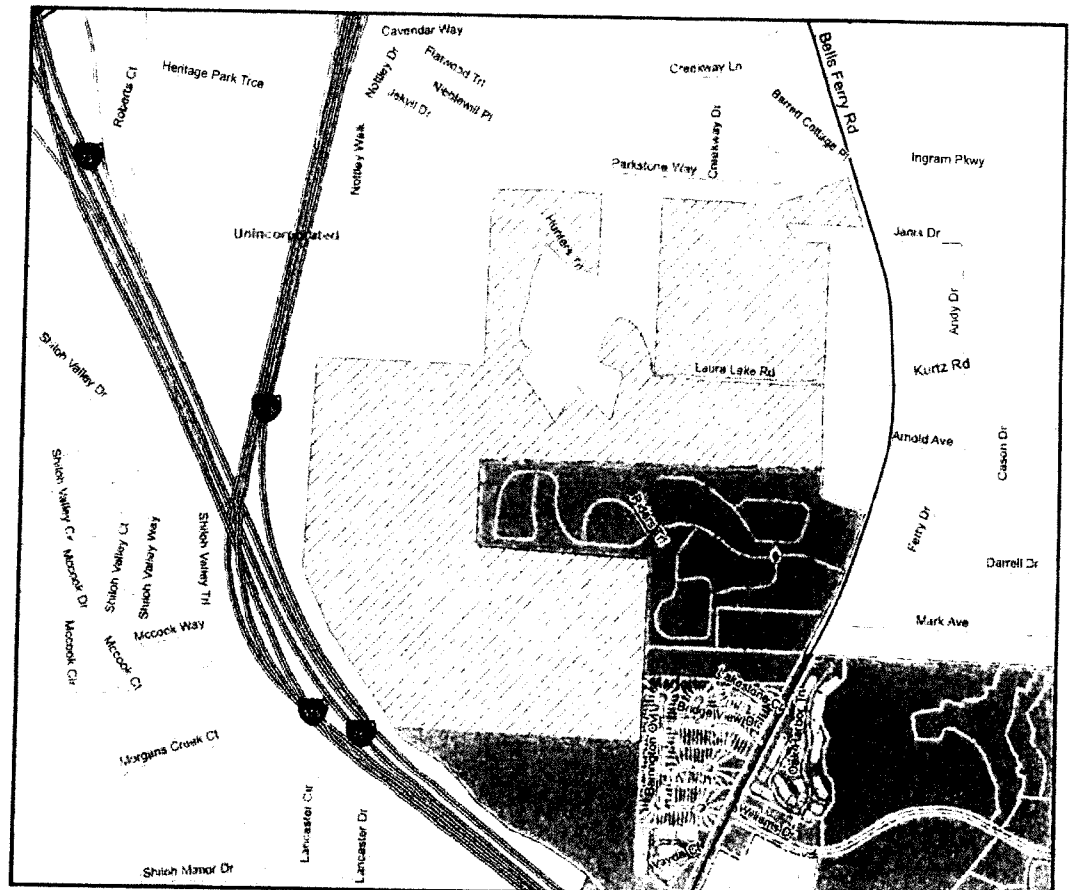
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16 0788 0 001 0
16 0787 0 001 0
```

Legend

-  De/Annexation Areas
 Acworth
 Austell
 Kennesaw
 Marietta
 Powder Springs
 Smyrna
 Unincorporated



0 375 750 1,500
Feet



Case Number: Ann 2022 024



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 17th of November 2022

2023 Legislative Agenda

Cobb County's Mission Statement: *To make Cobb County the best place to live and work through an efficient, effective, and responsive government that delivers quality services. To further this mission, we propose the following Legislative Agenda for the 2023 Session.*

TRANSPORTATION

Local Maintenance & Improvement Grant (LMIG) Program – Cobb County opposes any changes to the LMIG program that reduce current county funds or reduce counties' proportionate share of such grants. With the suspension of the state motor fuel excise tax, the County requests that the Governor and the Georgia General Assembly preserve at a minimum the adopted FY 2023 budget levels for the Georgia Department of Transportation (GDOT) LMIG appropriations. In addition, the County requests that the FY 2024 budget appropriate funding that would have been collected had there not been a suspension of collection for the state motor fuel excise tax.

Major Mobility Investment Program - Cobb County supports the state's Major Mobility Investment Program (MMIP), the 10-year, \$10B effort to build Managed Lanes along I-75/I-285/400/I-85 as one of the ways to address the region's mobility needs and encourage the incorporation of transit elements such as Bus Rapid Transit (BRT) as part of these projects.

GENERAL GOVERNMENT

Creation of New Cities - The creation of new cities duplicates local administrative structures and can disrupt long term planning, create service delivery challenges and inefficiencies, and impose greater costs on taxpayers both within and outside the new city. To that end, any legislation to create new cities should only be introduced following a signed petition of at least 10 percent of the registered voters in the proposed city's jurisdiction. It should be introduced in the first year of the General Assembly's biennial session and voted upon in the second year, with no changes in boundaries of the proposed municipality in the second year. Cobb County urges the General Assembly to place several additional measures in the statute to provide more certainty, transparency and equity in the process of creating new cities in Georgia.

Home Rule: Design Standards, Short-Term Rentals, and Build-to-Rent Subdivisions - In recent years, numerous bills have been introduced which would substantially prohibit or preempt Georgia's cities and counties from responding to their constituents' demands through establishing appropriate local oversight of residential design standards, short-term rentals and build-to-rent subdivisions within their jurisdictions. Cobb County opposes these state preemption efforts believing that county elected officials, working with and accountable to their community, are in the best position to determine the oversight of these practices at the local level. One size certainly doesn't fit all of Georgia's counties in these areas, and this legislation sets a very dangerous precedent of state usurpation of Constitutional home rule authority.

Evictions Process - Cobb County supports revisions to the evictions process that equally preserves landlord and tenant rights. Legislation should be passed to address an evicted tenant's possessions being placed on the street.

Landlords/Inspections - Cobb County supports legislation that requires rental properties be inspected periodically to ensure tenant safety.

Assume Full Financial Responsibility for State Prisoners – Cobb County urges the Governor and the Legislature to take full financial responsibility for state prisoners who are housed in local jails and correctional institutions by increasing the per diem reimbursement rate for housing.

Public Notification of Tax Increase - With property taxes being the largest revenue source for counties and inflation currently running much higher than normal, it is nearly impossible for counties to keep up with inflation in their expenses without receiving some adjustment to their largest revenue source. Counties must spend more money now to provide the same level of services due to inflation. Cobb County urges the General Assembly to adjust the

2023 Legislative Agenda

formula for the rollback rate to allow counties to adjust for inflation.

Speed Calming – Cobb County supports amending existing state law to allow local governments to place speed detection/citation issuing devices outside of school zones.

MENTAL HEALTH & COURTS

Mental Health Reform - While the passage of House Bill 1013 and Senate Bill 403 were a tremendous success, comprehensive mental health reform is going to be a multi-year effort. This policy statement aims at building on the effort of the mental health legislation that was passed during the 2022 legislative session. Counties are often the front line in the effort to assist those with mental illness and substance abuse challenges. Adequate funding is needed for counties to properly address the magnitude of this challenge. Cobb County encourages the Governor and General Assembly to:

- Increase the Medicaid reimbursement rate for behavioral health provider services in order to increase the workforce and make Georgia competitive in the marketplace.
- Expand the availability of Behavioral Health Crisis Centers (BHCC) and Crisis Stabilization Units across the state within a reasonable distance in order to divert individuals from local jails.
- Appropriate funds for the establishment of co-responder programs across the state.
- Address the challenge of mental health and substance abuse patient transport in an efficient and cost-effective manner.
- Authorize state agencies to work more closely with local officials to identify appropriate placements of re-entry housing for substance abuse and mental health patients.

Juvenile Court – Cobb County urges the General Assembly to create a study committee to develop recommendations regarding the funding and staffing of juvenile courts. With Juvenile Justice Reform came many additional administrative duties and timelines, the state provides no funding for juvenile court staff, but created mandates to the counties without providing resources. Currently juvenile court judgeships are funded through a

grant to counties program that is based on the number of superior court judges within a judicial circuit; there is no known correlation between the number of superior court judges and the caseload or judgeship needs in juvenile courts. We strongly urge the study of juvenile court judgeship needs, caseload recommendations, minimum staffing requirements and state funding where appropriate.

PTSD Insurance for First Responders – Cobb County encourages the General Assembly to authorize and provide funding assistance for the establishment of a post-traumatic stress disorder (PTSD) insurance program for first responders. Eligible first responders are employees who work as a peace officer, correctional officer, emergency health worker, firefighter, highway emergency response operator, jail officer, juvenile correctional officer, probation officer, emergency services dispatcher, or coroner. This insurance program is aimed at offsetting the cost of treatment for any first responder that is clinically diagnosed with PTSD from exposure to a traumatic event during the normal course of occupational duties.

Continued Support for Dobbins Air Reserve Base - Cobb County encourages the Governor, state leaders, and the Georgia Joint Defense Commission to continue providing necessary support for Dobbins Air Force Base. Take steps now to prepare for any potential threats and place the County in a position to be the benefactor of increased missions.

State Funding – Cobb County requests a state budget allocation of \$2.5 million for Gritters Library Reconstruction and \$1 million for the Cobb Veterans Memorial.

BOARD OF COMMISSIONERS

LISA N. CUPID, CHAIRWOMAN

KELI GAMBRILL, DISTRICT 1

JERICA RICHARDSON, DISTRICT 2

JOANN K. BIRRELL, DISTRICT 3

MONIQUE SHEFFIELD, DISTRICT 4

DR. JACKIE MCMORRIS, COUNTY MANAGER

RESOLUTION

WHEREAS, it continues to be the desire of Cobb County to support the preservation of County infrastructure; and

WHEREAS, the Georgia Department of Transportation (GDOT) has been delegated authority to award State financial assistance for a transportation project; and

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

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

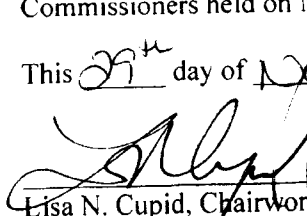
NOW, THEREFORE, BE IT RESOLVED that the Cobb County Board of Commissioners authorize the filing of a grant application with the GDOT, in an amount not to exceed **\$5,996,787.38**; and

1. That the Chairwoman of the Cobb County Board of Commissioners, or her designee, is authorized to execute and file an application with the GDOT for State assistance authorized by 49 U.S.C. Chapter 53, Title 23, United States Code, or other State statutes authorizing a project administered by the GDOT, on behalf of Cobb County.
2. That the Chairwoman of the Cobb County Board of Commissioners is authorized to execute and file with its application the annual certifications, assurances, and other documents the GDOT requires before awarding a State assistance grant or cooperative agreement.
3. That the Chairwoman of the Cobb County Board of Commissioners is authorized to execute grant and cooperative agreements with the GDOT, on behalf of Cobb County.

CERTIFICATION

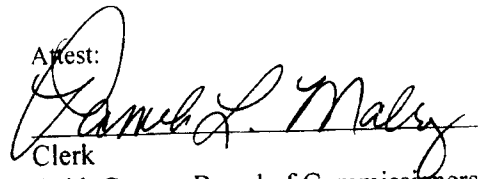
The undersigned duly qualified Chairwoman of the Cobb County Board of Commissioners, acting on behalf of the Cobb County Board of Commissioners, certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Cobb County Board of Commissioners held on November 17, 2022.

This 21st day of November, 2022


Lisa N. Cupid, Chairwoman
Cobb County Board of Commissioners



Attest:


Pamela L. Maly
Clerk
Cobb County Board of Commissioners

