

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
JUNE 27, 2023
7:00 PM**

The regular meeting of the Cobb County Board of Commissioners was held on Tuesday, June 27, 2023 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 7:02 p.m..

Non-Agenda

Motion by Richardson, second by Birrell, to add the following Non-Agenda items to the agenda:

- *To authorize the termination of an Exchange Agreement by and between Venture Communities, LLC and Cobb County (See item 24 of these minutes).*
- *To recommend the appointment of the Public Safety Agency Director (See item 26 of these minutes).*
- *To adopt a resolution denouncing recent antisemitic activities in Cobb County (See item 27 of these minutes).*

VOTE: ADOPTED 5-0 *(Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes).*

Clerk's Note: *Prior to the vote, Commissioner Birrell and Commissioner Gambrill requested the following statements on file in the County Clerk's office be attached to each vote and made a part of these minutes:*

Commissioner Birrell's statement

I do not support the Home Rule Challenge of the majority of this board. It is unconstitutional and illegal. I voted against the amended map three times in 2022 (1/25/22, 10/11/22 and 10/25/22).

I have a duty to represent my constituents and will not have my vote suppressed as I was duly elected on November 8, 2022 under the state map (HB 1154) voted on by the Georgia General Assembly in February 2022 and signed into law by Governor Kemp on March 2, 2022 and certified by the Board of Elections on November 15, 2022.

Commissioner Gambrill's statement

When the Board first entered Executive Session in March 2022 to discuss the “Home Rule” challenge, I challenged the County Attorney’s Office on the premise and requested outside counsel to be sought.

While the County Attorney’s Office claims the Association of County Commissioners of Georgia (ACCG) provided legal advice, I too am in receipt of the documents from the ACCG regarding Home Rule, to which it clearly defines the limit of this Board's Constitutional powers as to redistricting. I also contend that the Board of Commissioners did not follow the Home Rule challenge in its entirety.

In addition, the Georgia Supreme Court has ruled that the GA Constitution limits legislative action by the Board of Commissioners to matters for which no provision has been made by general law. Furthermore, the “Home Rule” powers granted to the Board of Commissioners do not extend to any matters which the Georgia General assembly by general law has preempted, like the redistricting map here in Cobb Co. Commissioners of Wayne Co. v. Smith 240 Ga. 540 (1978); Brophy v. McCranie 264 Ga. 187 (1994).

In fact, even in Federal Court in Georgia, the court has ruled the General Assembly is the only legislative body with the power to enact redistricting legislation for the counties; therefore, where the General Assembly failed to enact reapportionment legislation for a certain county, although it was entitled to consideration as an expression of county policy, a reapportionment plan proposed by a county was not a legislatively enacted plan requiring deferential treatment and the district court was required to fashion a reapportionment plan. Bodker v. Taylor, 2002 U.S. Dist. LEXIS 27447 (N.D. Ga. June 5, 2002).

In January, Georgia State Attorney General, Chris Carr stated that the Cobb County Commission's move to amend its electoral redistricting map is “inappropriate and not legally binding.”

Per the letter dated December 22, 2022, from C. Ryan Germany, General Counsel for the Office of the Secretary of State, “ you should not consider the ministerial function of filing the Amendment with our office or the publishing of the Amendment to the a comment on whether the Amendment is allowable under state law or a proper exercise of the authority by the Cobb County Commission, nor should you rely on this to attempt to establish the validity of the Amendment.” “In fact” he continues “ it appears that the Amendment is very likely an unauthorized exercise of authority by the Cobb County Commissioner that does not comply to Georgia Law or the State Constitution.

With the majority of this Board's actions on October 25, 2022 and the resulting filing and recording with the Office of the Secretary of State on October 26, 2022, the boundaries of the districts from which county commissioners were elected in Districts 1 and 3 were changed (14) days prior to the General Election, and eight (8) days after early voting had begun using district boundaries for Districts 1 and 3 as approved by the Governor.

Furthermore, the Board of Elections certified the election of Commissioners in District 1 and 3 using the map as approved by the Governor on March 2, 2022 on November 15, 2022 and not the maps that the Board of Commissioners made effective on October 26, 2022.

In a letter dated October 3, 2022 Deputy Legislative Counsel D. Stuart Morelli, "It is practically indisputable that a county home rule resolution or ordinance changing the boundaries of the districts from which county commissioners are elected would be an action affecting the procedure for the election of the county's governing authority. O.C.G.A. 36-35-4.1, no such statutory authority exists for Georgia counties.

In January, I was unjustifiably removed from this dais and prevented from representing my constituents and carrying out the duties I was elected to perform, based on an opinion that is not supported by law or policies of this Board.

Quotes by DaShanne Stokes, "Leadership by deception isn't leadership. It's fraud. Truth is hard, propaganda is cheap."

While I am here representing my constituents and fulfilling my duties as an elected official, I hereby request the clerk to attach this statement to each vote that is recorded herein.

PRESENTATIONS

1. **To present Certificates of Achievement to members of Girl Scout Troop 383 who have attained their Girl Scout Silver Award.**

Commissioner Birrell presented Certificates of Achievement to members of Girl Scout Troop 383 who have attained their Girl Scout Silver Award.

2. **To present a proclamation designating June 15, 2023, as *Elder Abuse Awareness Day*.**

Commissioner Gambrell presented a proclamation designating June 15, 2023, as *Elder Abuse Awareness Day* in Cobb County.

3. **To present a proclamation designating June 23, 2023 as *International Widows Day* in Cobb County.**

Commissioner Gambrell presented a proclamation designating June 23, 2023 as *International Widows Day* in Cobb County.

4. **To present a proclamation designating June 27, 2023 as *HIV Testing Day* in Cobb County.**

Chairwoman Cupid presented a proclamation designating June 27, 2023 as *HIV Testing Day* in Cobb County.

PUBLIC HEARING

5. **To conduct a public hearing where contract fees will likely exceed \$100,000.00 regarding employment of a consultant to provide Facility Conditions Assessment services for selected county-owned properties.**

Travis Stalcup, Property Management Director, requested a public hearing regarding the employment of a consultant to provide Facility Conditions Assessment services for selected county-owned properties where contract fees will likely exceed \$100,000.00.

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

No official action was taken by the Board.

6. **To conduct the second public hearing to solicit comments and ~~input on~~ approve the proposed amendments to Chapter 134 (Zoning) of the Official Code of Cobb County.**

Brian Johnson, Sr. Associate County Attorney, presented an overview and requested a public hearing to solicit comments and input regarding the proposed amendments to Chapter 134 (Zoning) of the Official Code of Cobb County.

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

Motion by Birrell, second by Richardson, to **approve** the proposed amendments to Chapter 134 (Zoning) of the Official Code of Cobb County, as presented in code amendment package distributed June 15, 2023.

VOTE: ADOPTED 5-0 (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

PUBLIC COMMENT

1. Jan Barton addressed the Board regarding various matters.
2. Christine Rozman addressed the Board regarding DEI.
3. Kevin Redmon addressed the Board regarding Home Rule.
4. Dan Larkin addressed the Boards regarding tax increases.
5. Tiffany Tooley addressed the Board regarding rental assistance.
6. Lance Lamberton addressed the Board regarding taxes and the County's budget.

CONSENT AGENDA

MOTION: Motion by Cupid, second by Birrell, to **approve** the following items on the Consent Agenda, *as revised*; with the exception to Consent Item 11, *which was heard as a Regular Item* (See Item 25 of these minutes); and **authorize** execution of the necessary documents by the appropriate County personnel.

Juvenile Court

7. **To authorize the application for grant funds from the Criminal Justice Coordinating Council under the Victims of Crime Act grant program to support the Juvenile Court of Cobb County, Court Appointed Special Advocate Program.**

To **authorize** the application for funding from the Victims of Crime Act Grant Program for the period of October 1, 2023 through September 30, 2024.

Water System

8. **To approve a construction contract with Ruby-Collins, Inc. for Akers Mill Area Outfall Sewer Replacement, Program No. S2070.**

To **approve** a construction contract with Ruby-Collins, Inc., in the amount of \$10,495,196.00, for Akers Mill Area Outfall Sewer Replacement, Program No. S2070; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:

Unidentified New/Replacement Sewer Lines

Preliminary Estimates	510-500-5755-8005	S2503-Z	\$10,776,446.00
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Transfer to:

Akers Mill Area Outfall Sewer Replacement

Construction	510-500-5755-8260	S2070-C	\$10,495,196.00
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Interest Expense on	510-500-5755-6613	S2070-A	\$ 26,250.00
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Retainage

Easements & Right-of-Way	510-500-5755-8020	S2070-R	\$ 30,000.00
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Materials & Supplies	510-500-5755-8265	S2070-M	\$ 15,000.00
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Contingency	510-500-5755-8810	S2070-T	\$ 210,000.00
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Total			\$10,776,446.00
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Transportation

9. **To authorize modification of the existing Purchase Order with Creative Bus Sales, Inc., for specification changes of five CobbLinc paratransit vehicles, and authorize reallocation of Federal Transit Administration grant funding for one paratransit vehicle.**

To **authorize** modification of the existing Purchase Order with Creative Bus Sales, Inc., in an amount not to exceed \$83,445.00, for specification changes of five CobbLinc paratransit vehicles; and **authorize** reallocation of Federal Transit Administration grant funding for one paratransit vehicle.

Reallocate federal and local match funding for the original cost of one paratransit vehicle from FTA Grant No. GA-2016-024 to FTA Grant No. GA-2016-022, as follows:

Transfer from:	203-050-T070-8612	Transit Buses	\$182,061.00
Transfer to:	203-050-T065-8612	Transit Buses	\$182,061.00

Federal and local match funding for the required modifications is available in the approved Transit Grant Fund, with the following budget transfers:

Transfer from:	203-050-T065-8005	Preliminary Estimate	\$50,067.00
Transfer to:	203-050-T065-8612	Transit Buses	\$50,067.00

Transfer from:	203-050-T070-8005	Preliminary Estimate	\$33,378.00
Transfer to:	203-050-T070-8612	Transit Buses	\$33,378.00

10. **To approve a temporary Access Agreement with Beep, Inc., for the Cumberland Community Improvement District's Autonomous Vehicle Pilot Program on the Interstate 285 Multiuse Bridge.**

To **approve** a temporary Access Agreement with Beep, Inc., for the Cumberland Community Improvement District's Autonomous Vehicle Pilot Program on the Interstate 285 Multiuse Bridge; and **authorize** the Chairwoman to execute the necessary documents.

Public Services Agency

PARKS

11. **To authorize an agreement between Cobb County and Sweetwater Mission, a 501c(3) non-profit charitable organization, to serve as Fiscal Agent in support of the GA100 Program grant through the Atlanta United Foundation (AUF), in partnership with Local Initiatives Support Corporation (LISC).**

This Item was heard as a Regular Agenda item (See Item 25 of these minutes).

12. **To accept State and Local Fiscal Recovery Funds that have been allocated as a component of the American Rescue Plan Act of 2021.**

To **approve** the American Rescue Plan Act: Improving Neighborhood Outcomes in Disproportionately Impacted Communities Grant Program Terms and Conditions; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Cobb County PARKS has received approval for grant reimbursement of \$3,466,068.10, which does not require matching funds. This grant was allocated to the State of Georgia as part of its share from the State Fiscal Recovery Fund, which was established under the American Rescue Plan Act of 2021. The Governor's Office of Planning and Budget will administer the grant program and will reimburse eligible expenses to the County upon submission of the required reimbursement documentation from the County.

The estimated cost for the Fair Oaks Park project is \$2,200,000.00.

The estimated cost for the Booth Road Park project is \$1,266,068.10.

Increase in Revenue:	270-105-G160-4496	(State Grants)	\$3,466,068.10
Increase Expenditure:	270-105-G160-8005	(Preliminary Estimates)	\$3,466,068.10

Library System

13. **To authorize the application for and acceptance of the Federal Communications Commission Emergency Connectivity Fund grant.**

To **authorize** the application for and acceptance of the Federal Communications Commission (FCC) Emergency Connectivity Fund (ECF) in the amount of \$89,250.00; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman or Library Director to execute the necessary documents.

Increase Revenue:	270-080-LI37-4432	(FCC Grant Funds)	\$89,250.00
Increase Expenditure:	270-080-LI37-6385	(Wireless Service)	\$89,250.00

14. **To authorize the application for and acceptance of the American Libraries Association Great Stories "Finding Your Voice" Grant.**

To **authorize** the application for and acceptance of the Great Stories Club "Finding Your Voice" Grant from the American Library Association (ALA); **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman or Library Director, to execute the necessary documents.

Increase Revenue:	270-080-L100-L109-4508	(Local Grants)	\$500.00
Increase Expenditure:	270-080-L100-L109-6601	(Other Miscellaneous Expenses)	\$500.00

15. **To authorize the application for and acceptance of the American Libraries Association Great Stories "Deeper Than Our Skins" Grant.**

To **authorize** the application for and acceptance of the Great Stories Club "Deeper Than Our Skins" Grant from the American Library Association (ALA); **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman or Library Director, to execute the necessary documents.

Increase Revenue:	270-080- L100-L110-4508	(Local Grants)	\$500.00
Increase Expenditure:	270-080- L100-L110-6601	(Other Miscellaneous Expenses)	\$500.00

16. **To authorize the application for and acceptance of the WETA Productions Iconic America Library Microgrant.**

To **authorize** the application for and acceptance of the WETA Productions Iconic America Library Microgrant; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman or Library Director, to execute the necessary documents.

Increase Revenue:	270-080-L100-L108-4508	(Local Grants)	\$500.00
Increase Expenditure:	270-080-L100-L108-6601	(Other Miscellaneous Expenses)	\$500.00

17. **To authorize the application for and acceptance of the annual grants for State FY 2024 from the Board of Regents, Georgia Public Library Service.**

To **authorize** the application and acceptance of the annual state grants for State FY 2024 from the Board of Regents, Georgia Public Library Service, in the initial amount of \$ 1,742,994.00, including any additional State-appropriated funds during the fiscal year; **authorize** the related appropriation and corresponding budget transactions; and **further authorize** the Chairwoman or Library Director to execute the necessary documents.

General Fund

Revenue for staff reimbursement: 010-080-1800-4490 (Staff Reimbursement – Library) \$ 1,142,683.00

Grant Fund

System Services

Increase Revenue 270-080-S150-4455 (Board of Regents) \$ 43,247.00
Increase Expenditure: 270-080- S150-6204 (Other Supplies) \$ 43,247.00

Materials

Increase Revenue: 270-080-S151-4455 (Board of Regents) \$ 557,064.00
Increase Expenditure: 270-080-S151-6154 (Library Materials) \$ 557,064.00

Total: \$ 1,742,994.00

Sustainability Waste and Beautification

18. **To approve a purchase order with Alan Jay Fleet Sales, for the purchase of two 2023 Chevy Silverado 2500HD, Crew Cab 4WD 8' Bed Work Trucks, under the provisions of Sourcewell Contract # 2023 091521-NAF.**

To **approve** a purchase order with Alan Jay Fleet Sales, for the purchase of two 2023 Chevy Silverado 2500HD, Crew Cab 4WD 8' Bed Work Trucks, under the provisions of Sourcewell Contract # 2023 091521-NAF, in the amount of \$105,416.00; and **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding will be available with the following transactions:

Decrease Expenditure: 600-700-4960 Solid Waste - Autos, Vans \$ 52,708.00
Decrease Expenditure: 600-700-8852 KCB - Tree Fund Reserves \$ 52,708.00
Increase Expenditure: 600-700-8605 KCB - Autos, Vans \$105,416.00

Support Services Agency

Information Services

19. **To approve contract renewal No. 1 with American Traffic Solutions, Inc. d/b/a Verra Mobility for the school bus safety camera program.**

To **approve** School Bus Safety Camera System Service Renewal Agreement No. 1 with American Traffic Solutions, Inc. doing business as Verra Mobility, the Cobb County Board of Education, and the Clerk of the Cobb County State Court, for the school bus safety camera program; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman and State Court Clerk to execute the necessary documents.

Funding will be appropriated on a monthly basis as follows:

Increase Revenue:	010-130-2100-4810 (School Bus Camera Revenue)	100%
Increase Expenditure:	010-130-2100-6363 (ATS)	34%
	010-130-2100-6574 (BOE)	33%
	010-130-2100-8818 (Cobb Police-Standard Restricted Reserve)	33%

Property Management

20. **To approve a Restatement and Second Amendment with LAZ Parking for management and operation of the parking decks located at 115 Waddell Street and 191 Lawrence Street.**

To **approve** a Restatement and Second Amendment with LAZ Parking for management and operation of the parking decks located at 115 Waddell Street and 191 Lawrence Street, Marietta; and **authorize** the Chairwoman to execute the necessary documents.

Funding for this continuing agreement is available in the Property Management FY23 and FY24 operating budgets.

Finance

21. **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.

Cobb Works

22. To approve the CobbWorks/WorkSource Cobb Workforce Innovation and Opportunity Act (WIOA) 2020-2024 Local Plan “updates”.

To **approve** the CobbWorks/WorkSource Cobb Workforce Innovation and Opportunity Act (WIOA) 2020-2024 Local Plan updates; and **authorize** the Chairwoman to execute any necessary documents.

County Clerk

23. To approve minutes.

To approve the minutes from the following meetings:

- June 12, 2023 - Agenda Work Session
- June 13, 2023 - BOC Regular Meeting
- June 20, 2023 - BOC Zoning Hearing

24. To authorize the termination of an Exchange Agreement by and between Venture Communities, LLC and Cobb County, Georgia, dated February 10, 2022.

To **authorize** the termination of an Exchange Agreement between Venture Communities, LLC and Cobb County, Georgia, dated February 10, 2022; **authorize** any necessary corresponding budget transactions; and **further authorize** the Chairwoman to execute any necessary documents for said purpose.

CONSENT VOTE: ADOPTED 5-0, with the exception to the following items:

- **Consent Item 11** of these minutes, moved to the Regular Agenda (See Item 25 of these minutes)
- **Consent Items 14, 15, 16** of these minutes - VOTE: **ADOPTED 3-2**, Commissioner Birrell and Commissioner Gambrill opposed
- **Consent Item 24** of these minutes - VOTE: **ADOPTED 4-1**, Commissioner Birrell opposed
(Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes).

REGULAR AGENDA

Public Services Agency

PARKS

25. **To authorize an agreement between Cobb County and Sweetwater Mission, a 501c (3) non-profit charitable organization, to serve as Fiscal Agent in support of the GA100 Program grant through the Atlanta United Foundation (AUF), in partnership with Local Initiatives Support Corporation (LISC).**

Motion by Sheffield, second by Birrell, to **authorize** an agreement between the County and Sweetwater Mission to serve as Fiscal Agent in support of the GA100 Program grant through AUF in partnership with LISC; and **further authorize** the Chairwoman to execute the necessary documents.

Cobb County PARKS has been awarded \$75,000.00 in matching grant funds through the LISC. The county match required is \$75,000.00. The total project cost is \$168,000.00. The \$93,000.00 funding for the project will come from capital funding available in the FY2023 Parks budget.

Decrease Expenditure:	010-105-3200-8005	(Preliminary Estimates)	\$93,000.00
Increase Expenditure:	010-105-3200-6594	(Interfund Expense)	\$93,000.00
Increase Revenue:	270-105-G160-4960	(Interfund Revenue)	\$93,000.00
Increase Revenue:	270-105-G160-4508	(Local Grants)	\$75,000.00
Increase Expenditure:	270-105-G160-8005	(Preliminary Estimates)	\$168,000.00

Clerk's note: *Following the motion and robust discussion among the Board, Commissioner Gambrill called the question which required a second as follows:*

Motion by Gambrill, second by Birrell, to **call** the question.

VOTE: **ADOPTED 4-1**, Chairwoman Cupid opposed (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

The motion on the table was voted on as follows:

VOTE: **ADOPTED 4-1**, Chairwoman Cupid opposed (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

BOC Chair

26. To recommend the appointment of the Public Safety Agency Director.

Motion by Cupid, second by Richardson, to **approve** the appointment of Mr. Michael Register as Public Safety Agency Director effective July 24, 2023.

VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

27. To adopt a resolution denouncing recent antisemitic activities in Cobb County.

Motion by Richardson, second by Birrell, to **adopt** a resolution denouncing the antisemitic actions in Cobb County to show that hatred, bigotry and disinformation against minority and religious communities do not belong in Cobb County. A copy of said resolution is attached and made a part of these minutes.

VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

County Manager

28. To approve a contract with Dentons US LLP for state and federal legislative consulting services.

Motion by Birrell, second by Richardson, to **approve** a contract with Dentons US LLP for state and federal legislative consulting services; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents in a form substantially similar to that presented and as approved by the County Attorney's Office.

Increase Revenue:	010-020-0251-6326	Professional Services	\$204,000.00
Increase Expenditure:	010-020-0251-8676	Professional Services	\$204,000.00

VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

District Attorney

29. To approve a contract with the Georgia Department of Human Services and the Cobb Judicial Circuit District Attorney to provide Child Support Services to the citizens of Cobb County.

Motion by Richardson, second by Sheffield, to **approve** the SFY 2024 Contract, with the Georgia Department of Human Services and the Cobb Judicial Circuit District Attorney, in the amount of \$1,004,056.00; **approve** a supplemental contribution of \$699,269.00 to the program; **authorize** the transfer of all personnel from Unit G373 to Unit G374; **authorize** the corresponding budget transactions; and **further designate** the District Attorney as the signature authority for all documents related to ongoing Department of Human Services agreements with Cobb Judicial Circuit District Attorney, for this and all future fiscal years.

Funding will be available with the following appropriations:

Increase Revenue:	270-170-G374-4433	Federal	\$ 662,676.96
	270-170-G374-4452	State	\$ 267,636.83
	270-170-G374-4960	FY23 Local Match	\$ 18,435.55
	270-170-G374-4960	FY24 Local Match	\$ 55,306.66
	270-170-G374-4960	FY23 Subsidy	\$ 174,817.25
	270-170-G374-4960	FY24 Subsidy	\$ 524,451.75
			\$1,703,325.00
Increase Expenditure:	270-170-G374-6012	Salary - Regular	\$ 883,553.11
	270-170-G374-6032	Disability	\$ 3,182.23
	270-170-G374-6034	FICA	\$ 67,291.73
	270-170-G374-6036	Health	\$ 389,606.40
	270-170-G374-6038	Life/ADD	\$ 6,179.11
	270-170-G374-6044	Retirement	\$ 35,343.68
	270-170-G374-6045	Additional Retirement	\$ 247,395.73
	270-170-G374-6052	Worker's Comp	\$ 11,592.88
	270-170-G374-6054	Dental	\$ 7,180.13
	270-170-G374-6116	Office Supplies	\$ 20,000.00
	270-170-G374-6350	Filing Fees	\$ 5,000.00
	270-170-G374-6438	General Printing	\$ 5,000.00
	270-170-G374-6476	Utilities	\$ 1,000.00
	270-170-G374-6532	Equipment Rental	\$ 4,000.00
	270-170-G374-6584	Membership Dues	\$ 5,000.00
	270-170-G374-6400	Travel	\$ 12,000.00
			\$1,703,325.00

VOTE: **ADOPTED 5-0** (Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes).

Transportation

30. To approve an Intergovernmental Agreement with the City of Smyrna for resurfacing on Dixie Avenue, Resurfacing Contract 2023-3 Local Roads (South), Project No. B2908.

Motion by Richardson, second by Birrell, to **approve** an Intergovernmental Agreement with the City of Smyrna, in an amount not to exceed \$233,678.34, for resurfacing on Dixie Avenue, Resurfacing Contract 2023-3 Local Roads (South), Project No. B2908; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Appropriate receipt of funding from the City of Smyrna to the 2022 SPLOST Transportation Improvements Program Fund, as follows:

Increase Revenue:	348-050-B290-B290-4506-B2908-C	Other Local Revenue	\$233,678.34
Increase Expenditure:	348-050-B290-B290-8761-B2908-C	Preliminary Estimate	\$233,678.34

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, Roadway Resurfacing.

Resurfacing 2023-3 Local Roads (South) is an eligible project/program under the Transportation – Roadway Resurfacing Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 12). SPLOST funds will be used for resurfacing activities, including milling, patching, leveling, and resurfacing of various roadways throughout the county.

SPLOST Component Summary as of June 7, 2023: Roadway Resurfacing

Budget:	\$213,954,828.01	Encumbered/Expended:	\$107,919,684.30
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VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes.*)

31. **To approve Supplemental Agreement No. 1 to Resurfacing Contract 2023-3 Local Roads (South) with Blount Construction Company, Inc., for resurfacing on Dixie Avenue, Project No. B2908, CCDOT Contract No. 001920.**

Motion by Birrell, second by Richardson, to **approve** Supplemental Agreement No. 1 to Resurfacing Contract 2023-3 Local Roads (South) with Blount Construction Company, Inc., in an amount not to exceed \$483,658.88, for resurfacing on Dixie Avenue, Project No. B2908, CCDOT Contract No. 001920; **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-B290-B290-8761-B2908-C Preliminary Estimate	\$233,678.34
	348-050-B290-B290-8005-B2950-A Preliminary Estimate	\$249,980.54
Transfer to:	348-050-B290-B290-8762-B2908-C Turnkey Construction	\$483,658.88

Increase Encumbrance

GAE 34802142354: 348-050-B290-B290-8762-B2908-C Turnkey Construction \$483,658.88

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VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

32. **To approve a Memorandum of Agreement with Cobb County-Marietta Water Authority for Resurfacing - Cobb County-Marietta Water Authority, Project No. B2951.**

Motion by Sheffield, second by Birrell, to **approve** a Memorandum of Agreement with Cobb County-Marietta Water Authority, in an amount not to exceed \$1,623,284.00, for Resurfacing - Cobb County-Marietta Water Authority, Project No. B2951; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Appropriate receipt of funding from the Cobb County-Marietta Water Authority to the 2022 SPLOST Transportation Improvements Program Fund, as follows:

Increase Revenue: 348-050-B290-B290-4506-B2951-C Other Local Revenue \$1,623,284.00
Increase Expenditure: 348-050-B290-B290-8761-B2951-C Preliminary Estimate \$1,623,284.00

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, Roadway Resurfacing.

Resurfacing – Cobb County-Marietta Water Authority is an eligible project/program under the Transportation – Roadway Resurfacing Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 12). SPLOST funds will be used for resurfacing activities, including milling, patching, leveling, and resurfacing of various roadways throughout the county.

SPLOST Component Summary as of June 7, 2023: Roadway Resurfacing

Budget:	\$213,954,828.01	Expended:	\$107,919,684.30
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VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

33. **To approve a contract with Advanced Sports Construction, LLC for Bill Murdock Road at Walton High School, Project No. B2802, CCDOT Contract No. 002026.**

Motion by Richardson, second by Gambrill, to **approve** a contract with Advanced Sports Construction, LLC, in an amount not to exceed \$720,897.55, for Bill Murdock Road at Walton High School, Project No. B2802, CCDOT Contract No. 002026; **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-B280-B280-8005-B2801-A	Preliminary Estimate	\$359,762.75
Transfer to:	348-050-B280-B280-8762-B2802-C	Turnkey Construction	\$359,762.75

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, School Zone Improvements.

Bill Murdock Road at Walton High School is an eligible project/program under the School Zone Improvements Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 19). SPLOST funding for School Zone Improvements will be used for off-campus projects to improve the safety and operational movements of vehicular and pedestrian traffic in and near school zones.

SPLOST Project Summary as of June 7, 2023: Bill Murdock Road at Walton High School

Budget:	\$25,000.00	Expended:	\$300.00
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Adjusted SPLOST Project Summary, following requested budget transfer:

Adjusted Budget:	\$384,762.75
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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	\$378,334.80
Transfer to:	Bill Murdock Road Sidewalk		
	510-500-5756-8260-W4473-C	Construction	\$361,134.80
	510-500-5756-8265-W4473-M	Material and Supplies	\$ 10,000.00
	510-500-5756-8810-W4473-T	Contingency	<u>\$ 7,200.00</u>
		Total:	\$378,334.80

VOTE: ADOPTED 5-0 (Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes).

34. **To adopt a resolution committing to a safety goal of zero deaths and serious injuries as a result of crashes on public roads in Cobb County, and adopting a five percent annual reduction target for all safety performance measures.**

Motion by Birrell, second by Richardson, to **adopt** a resolution committing to a safety goal of zero deaths and serious injuries as a result of crashes on public roads in Cobb County, **adopt** a five percent annual reduction target for all safety performance measure; and **authorize** the Chairwoman to execute the necessary documents. A copy of said resolution is attached and made a part of these minutes.

VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

35. **To adopt a resolution authorizing the submission of a Safe Streets and Roads for All Grant Program application to the U.S. Department of Transportation for implementation of the Multi-Corridor Safety Improvement Project.**

Motion by Richardson, second by Birrell, to **adopt** a resolution authorizing the submission of a Safe Streets and Roads for All Grant Program application to the U.S. Department of Transportation for implementation of the Multi-Corridor Safety Improvement Project; **designate** Drew Raessler and Mark Lambert as the authorized Department representatives for all matters associated with the SS4A grant application; and **authorize** the Chairwoman to execute the necessary documents. A copy of said resolution is attached and made a part of these minutes.

VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

36. **To approve a Cobb Framework Agreement with the Town Center Community Improvement District for preliminary engineering design of Big Shanty Road Widening, GDOT P.I. No. 0019616, Cobb County Project No. B2431.**

Motion by Birrell, second by Sheffield, to **approve** a Cobb Framework Agreement with the Town Center Community Improvement District for preliminary engineering design of Big Shanty Road Widening, GDOT P.I. No. 0019616, Cobb County Project No. B2431; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Appropriate receipt of revenue from the Town Center Community Improvement District to the 2022 SPLOST Transportation Improvements Program Fund, as follows:

Increase Revenue:	348-050-B240-B240-4505-B2431-E	CID Revenue	\$500,000.00
Increase Expenditure:	348-050-B240-B240-8721-B2431-E	Preliminary Estimate	\$500,000.00

The 2022 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 14, 2022, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Federal/State/Local Match Improvements.

Big Shanty Road Widening is an eligible project/program under the Federal/State/Local Match Improvements Component of the 2022 SPLOST Transportation Improvements, pending sufficient Federal, State, or other grant assistance becoming available (2022 Cobb SPLOST Renewal, pp. 1, 21, 22). SPLOST funding for the Federal/State/Local Match Improvements will be used to leverage available matching funds to deliver key operational and safety improvements to the county's transportation system.

SPLOST Project Summary as of June 7, 2023: Big Shanty Road Widening

Budget:	\$10,000.00	Expended:	\$120.00
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VOTE: **ADOPTED 5-0** (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

37. **To approve a Project Framework Agreement with the Georgia Department of Transportation for preliminary engineering design of Big Shanty Road Widening, GDOT P.I. No. 0019616, Cobb County Project No. B2431.**

Motion by Birrell, second by Sheffield, to **approve** a Project Framework Agreement with the Georgia Department of Transportation for preliminary engineering design of Big Shanty Road Widening, GDOT P.I. No. 0019616, Cobb County Project No. B2431; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Appropriate receipt of revenue from the Georgia Department of Transportation to the 2022 SPLOST Transportation Improvements Program Fund, as follows:

Increase Revenue:	348-050-B240-B240-4466-B2431-E	GDOT Revenue	\$2,000,000.00
Increase Expenditure:	348-050-B240-B240-8721-B2431-E	Preliminary Estimate	\$2,000,000.00

The 2022 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 14, 2022, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, Federal/State/Local Match Improvements.

Big Shanty Road Widening is an eligible project/program under the Federal/State/Local Match Improvements Component of the 2022 SPLOST Transportation Improvements, pending sufficient Federal, State, or other grant assistance becoming available (2022 Cobb SPLOST Renewal, pp. 1, 21, 22). SPLOST funding for the Federal/State/Local Match Improvements will be used to leverage available matching funds to deliver key operational and safety improvements to the county's transportation system.

SPLOST Project Summary as of June 7, 2023: Big Shanty Road Widening

Budget:	\$10,000.00	Expended:	\$120.00
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VOTE: ADOPTED 5-0 *(Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes).*

Support Services Agency

Support Services Administration

38. To declare surplus and authorize an Agreement for Purchase and Sale for the sale of 3.789 +/- acres of property located at 4600 Atlanta Road, in Smyrna, Georgia 30080 to Flournoy Development Group, LLC.

Motion by Richardson, second by Cupid, to **declare** surplus and **authorize** an Agreement for Purchase and Sale for the sale of 3.789 +/- acres of property located at 4600 Atlanta Road, in Smyrna, Georgia 30080 to Flournoy Development Group, LLC for the price of \$7,550,060.00 to \$13,650,000.00 to and upon the terms and conditions set forth in the attached Agreement for Purchase and Sale; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to sign the Agreement for Purchase and Sale and any other necessary documents to implement the foregoing purposes.

Proceeds of sale will be posted to the 2022 SPLOST Transportation Improvements Program Fund, and appropriated as follows:

Increase Revenue:	348-050-B200-B200-4944-B2000-A	Sale of Salvage Property
Increase Expenditure:	348-050-B200-B200-8005-B2000-A	Preliminary Estimate

Upon receipt, actual amounts will be appropriated as indicated.

VOTE: **ADOPTED 4-1**, Commissioner Gambrill opposed (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

Information Services

39. To approve a sole source contract with Infax Incorporated to upgrade the Infax Court Docket system and to implement a System Support Agreement for Superior, State and Magistrate Courts. This is a 2022 SPLOST project, Countywide Improvements to Judicial Technology, Program B0010.

Motion by Birrell, second by Richardson, to **approve** a sole source contract with Infax Incorporated to upgrade the Infax Court Docket system and implement a System Support Agreement for Superior, State and Magistrate Courts in an amount not to exceed \$82,138.00, 2022 SPLOST project B0010; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Decrease Expenditure:	348-035-B001-8005-B0010-A	Preliminary Estimates	\$82,138.00
Increase Expenditure:	348-035-B001-8420-B0010-A	Computer Equipment	\$28,689.00
Increase Expenditure:	348-035-B001-6262-B0010-A	Computer Software	\$ 6,000.00
Increase Expenditure:	348-035-B001-6326-B0010-A	Professional Services	\$47,449.00

The 2022 Special Purpose Local Option Sales Tax (SPLOST), adopted by the Board of Commissioners on July 14, 2020, and approved by the voters of Cobb County on November 3, 2020, provides for capital improvements, and anticipated corresponding budget funding to address, inter alia, Countywide Improvements.

The Infax Court Docket System Upgrade is an eligible project/program under the 2022 SPLOST and is an approved project of the Countywide Improvements to Judicial Technology Work Program (Cobb County 2022 SPLOST, pg. 5). It provides for technology improvements within the judicial offices.

2022 SPLOST Project Summary as of June 7, 2023:

IS-Judicial Technology Improvements, B0010

Current Budget:	\$17,500,000.00
Encumbrances:	\$ 385,600.00
Actual Expenditures:	\$ 51,948.05
Remaining in Program:	\$17,062,451.95

VOTE: **ADOPTED 5-0** (Statements read by Commissioner Birrell and Commissioner Gambrell are attached and made a part of these minutes).

Property Management

40. **To approve a two-part design/build contract with Catamount Constructors, Inc., with initial phase to include only the design, project fee, and general conditions costs, for the construction of the Public Safety Firing Range, 2016 SPLOST Program X1050-C, and 2022 SPLOST Program B10500.**

Motion by Sheffield, second by Birrell, to **approve** a two-part design/build contract with Catamount Constructors, Inc., with the initial phase of the contract valued at \$2,440,564.00, which includes design costs of \$560,500.00, project fee of \$983,697.00, and project general conditions costs of \$896,367.00, for the construction of the Public Safety Firing Range, located at 2435 East-West Connector, Austell, 2016 SPLOST Program, X1050-C and 2022 SPLOST Program B10500; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in 2016 SPLOST project X1050 with the following transfer:

Transfer from: 347-130-X105-8005-X1050-C (Prelim Est)	\$2,440,564.00
Transfer to: 347-130-X105-8125-X1050-C (Const Exp - New Bldg/Struct)	\$2,440,564.00

Create GAE in the amount of \$2,440,564.00

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, Public Safety Improvements.

The Public Safety Firing Range is an eligible capital improvement project/program under the 2016 SPLOST. This construction is an approved project of the Public Safety Improvements (Cobb County 2016 SPLOST, p28) which provides for renovation and expansion of training facilities.

VOTE: ADOPTED 5-0 (*Statements read by Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

PUBLIC COMMENT

1. Kevin Cutliffe addressed the Board regarding Transit.
2. Matt Stigall addressed the Board regarding Transit.
3. Michael Garza addressed the Board regarding DEI.
4. Tyler Bigler addressed the Board regarding smart streets.
5. Larry Darnell addressed the Board regarding traffic exiting his neighborhood on the Barrett Parkway.
6. Craig Harfoot addressed the Board regarding various matters.

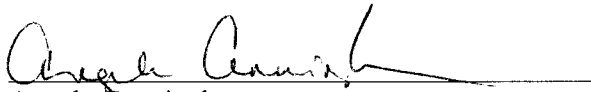
APPOINTMENTS

41. To announce the appointment of Susan Hampton to the Neighborhood Safety Commission.

Commissioner Birrell announced the appointment of Susan Hampton to the Neighborhood Safety Commission for the term balance to expire on September 30, 2023. This appointment will replace Rabbi Larry Sernovitz.

ADJOURNMENT

The meeting was adjourned at 10:22 p.m.

A handwritten signature in black ink, appearing to read 'Angela Cunningham', is written over a horizontal line.

Angela Cunningham
Deputy County Clerk
Cobb County Board of Commissioners

Commissioner Birrell's statement

I do not support the Home Rule Challenge of the majority of this board. It is unconstitutional and illegal. I voted against the amended map three times in 2022 (1/25/22, 10/11/22 and 10/25/22).

I have a duty to represent my constituents and will not have my vote suppressed as I was duly elected on November 8, 2022 under the state map (HB 1154) voted on by the Georgia General Assembly in February 2022 and signed into law by Governor Kemp on March 2, 2022 and certified by the Board of Elections on November 15, 2022.

Commissioner Gambrill's statement

When the Board first entered Executive Session in March 2022 to discuss the "Home Rule" challenge, I challenged the County Attorney's Office on the premise and requested outside counsel to be sought.

While the County Attorney's Office claims the Association of County Commissioners of Georgia (ACCG) provided legal advice, I too am in receipt of the documents from the ACCG regarding Home Rule, to which it clearly defines the limit of this Board's Constitutional powers as to redistricting. I also contend that the Board of Commissioners did not follow the Home Rule challenge in its entirety.

In addition, the Georgia Supreme Court has ruled that the GA Constitution limits legislative action by the Board of Commissioners to matters for which no provision has been made by general law. Furthermore, the "Home Rule" powers granted to the Board of Commissioners do not extend to any matters which the Georgia General Assembly by general law has preempted, like the redistricting map here in Cobb Co. Commissioners of Wayne Co. v. Smith 240 Ga. 540 (1978); Brophy v. McCranie 264 Ga. 187 (1994).

In fact, even in Federal Court in Georgia, the court has ruled the General Assembly is the only legislative body with the power to enact redistricting legislation for the counties; therefore, where the General Assembly failed to enact reapportionment legislation for a certain county, although it was entitled to consideration as an expression of county policy, a reapportionment plan proposed by a county was not a legislatively enacted plan requiring deferential treatment and the district court was required to fashion a reapportionment plan. Bodker v. Taylor, 2002 U.S. Dist. LEXIS 27447 (N.D. Ga. June 5, 2002). In January, Georgia State Attorney General, Chris Carr stated that the Cobb County Commission's move to amend its electoral redistricting map is "inappropriate and not legally binding."

Per the letter dated December 22, 2022, from C. Ryan Germany, General Counsel for the Office of the Secretary of State, "you should not consider the ministerial function of filing the Amendment with our office or the publishing of the Amendment to be a comment on whether the Amendment is allowable under state law or a proper exercise of the authority by the Cobb County Commission, nor should you rely on this to attempt to establish the validity of the Amendment." "In fact" he continues "it appears that the Amendment is very likely an unauthorized exercise of authority by the Cobb County Commissioner that does not comply to Georgia Law or the State Constitution.

With the majority of this Board's actions on October 25, 2022 and the resulting filing and recording with the Office of the Secretary of State on October 26, 2022, the boundaries of the districts from which county commissioners were elected in Districts 1 and 3 were changed (14) days prior to the General Election, and eight (8) days after early voting had begun using district boundaries for Districts 1 and 3 as approved by the Governor.

Furthermore, the Board of Elections certified the election of Commissioners in District 1 and 3 using the map as approved by the Governor on March 2, 2022 on November 15, 2022 and not the maps that the Board of Commissioners made effective on October 26, 2022.

In a letter dated October 3, 2022 Deputy Legislative Counsel D. Stuart Morelli, "It is practically indisputable that a county home rule resolution or ordinance changing the boundaries of the districts from which county commissioners are elected would be an action affecting the procedure for the election of the county's governing authority. O.C.G.A. 36-35-4.1, no such statutory authority exists for Georgia counties.

In January, I was unjustifiably removed from this dais and prevented from representing my constituents and carrying out the duties I was elected to perform, based on an opinion that is not supported by law or policies of this Board.

Quotes by DaShanne Stokes, "Leadership by deception isn't leadership. It's fraud. Truth is hard, propaganda is cheap."

While I am here representing my constituents and fulfilling my duties as an elected official, I hereby request the clerk to attach this statement to each vote that is recorded herein.

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 27th of June 2023

RESOLUTION

Resolution authorizing the submission of a Safe Streets and Roads for All Grant Program application to the U.S. Department of Transportation for implementation of the Multi-Corridor Safety Improvement project on Austell Road/SR 5, South Cobb Drive/SR 280, Atlanta Road, Windy Hill Road, Olive Springs Road, and Pat Mell Road, as recommended in the Comprehensive Safety Action Plan.

WHEREAS, on March 31, 2023, the U.S. Department of Transportation (USDOT) announced a Fiscal Year 2023 call for project funding proposals for the Safe Streets and Roads for All (SS4A) Grant Program; and

WHEREAS, applications are due by July 10, 2023, and will be competitively selected for award based on predetermined evaluation criteria; and

WHEREAS, the County is an eligible applicant and desires to submit an application for discretionary financial assistance for the Multi-Corridor Safety Improvement project to complete public involvement, environmental, engineering, utility, right-of-way, and construction activities of proven safety countermeasures on Austell Road/SR 5, South Cobb Drive/SR 280, Atlanta Road, Windy Hill Road, Olive Springs Road, and Pat Mell Road identified in the Comprehensive Safety Action Plan (SAP); and

WHEREAS, in late 2022, Cobb County undertook development of a SAP in compliance with the SS4A Grant Program established under the Bipartisan Infrastructure Law to significantly reduce roadway fatalities and serious injuries and be eligible for future implementation project funding to carry out safety recommendations identified in the SAP; and

WHEREAS, the SAP supports safety objectives included in the adopted CobbForward Comprehensive Transportation Plan 2050 to improve roadway safety, and was developed to align with and support the Regional Safety Strategy adopted by the Atlanta Regional Commission (ARC) in January 2023, a framework established to help ARC and its local government partners proactively work towards established safety goals and build a safe transportation system; and

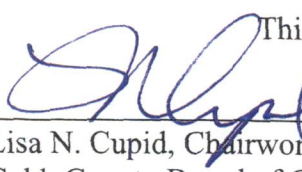
WHEREAS, the total requested for the Muti-Corridor Safety Improvement project through the SS4A grant program is \$21,400,000.00, which includes federal funds in the amount of \$17,120,000.00, and local match funds in the amount of \$4,280,000.00, should the SS4A grant funds be awarded.

NOW, THEREFORE, BE IT RESOLVED that the Cobb County Board of Commissioners supports the submission of a SS4A grant application to the USDOT for the aforementioned roadway safety corridor improvement projects.

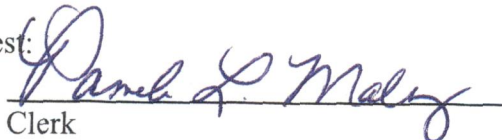
CERTIFICATION

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 June 27, 2023.

This  July, 2023

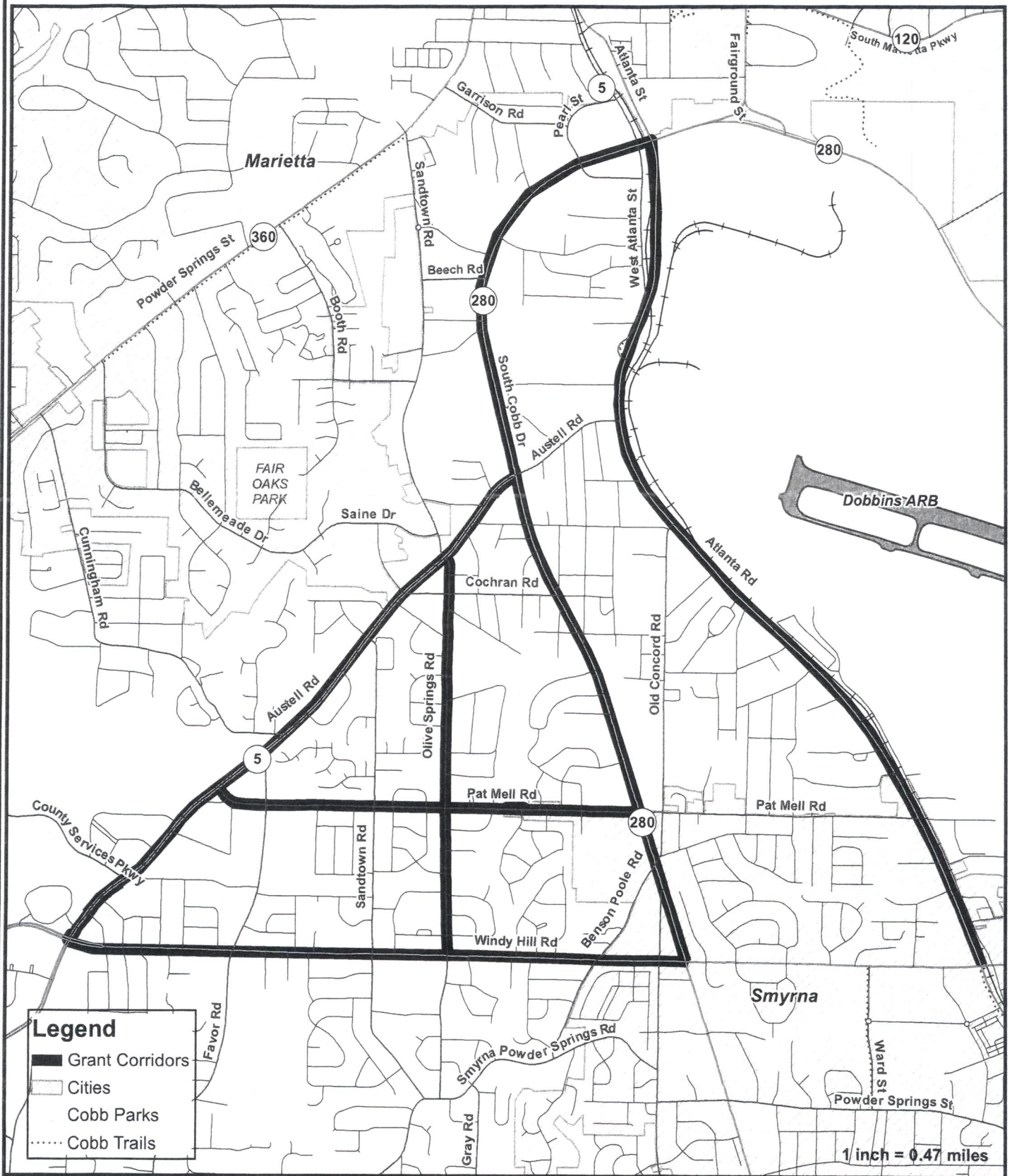

Lisa N. Cupid, Chairwoman
Cobb County Board of Commissioners

Attest:


Daniel L. Maloy
Clerk
Cobb County Board of Commissioners

6/27/23

LOCATION MAP



Department of Transportation

PROJECT:
Multi-Corridor Safety Improvement Project

DATE: June 27, 2023



Notes: Commission Districts, All

**A RESOLUTION DENOUNCING RECENT ANTISEMITIC ACTIVITIES IN
COBB COUNTY THAT ATTEMPT TO SPREAD HATRED, BIGOTRY, AND
DISINFORMATION AGAINST MINORITY AND RELIGIOUS COMMUNITIES,
SHOWING THAT SUCH HATRED, BIGOTRY, AND DISINFORMATION DO NOT
BELONG IN COBB COUNTY AND MUST BE CONFRONTED**

WHEREAS, a small group of protestors held a demonstration outside Chabad of Cobb synagogue, waving Nazi flags and holding signs spreading false and inflammatory information; and

WHEREAS, this incident comes on the heels of anti-Jewish propaganda flyers being distributed at Cobb County homes and neighborhoods across Georgia, including Atlanta, Cartersville, Sandy Springs, Dunwoody, and Athens; and

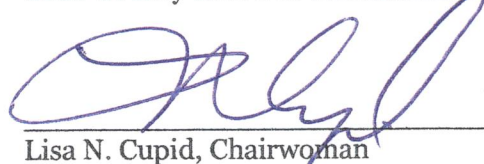
WHEREAS, the Board of Commissioners recognizes that any group has the right to free speech and the ability to peacefully protest, demonstrate, and distribute information regarding its beliefs, no matter how reprehensible to others; and

WHEREAS, when such speech threatens any person, minority group, or religious community, residents should respond by educating others with voices and actions as loud as those spreading the hateful speech;

NOW, THEREFORE BE IT RESOLVED, the Cobb County Board of Commissioners does hereby denounce the actions of those who threaten members of our community, attempt to shatter the belief that Cobb County is a safe and welcoming place, and call for all to stand against their hate speech and attempts to divide our county.

This 27 day of June, 2023.

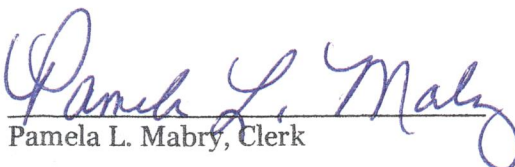
Cobb County Board of Commissioners



Lisa N. Cupid, Chairwoman
Cobb County Board of Commissioners



Attest:



Pamela L. Mabry, Clerk

APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

6/27/23

RESOLUTION

Resolution to adopt a commitment to a safety goal of zero deaths and serious injuries as a result of crashes on public roads in Cobb County, and to adopt a five percent annual reduction target for all safety performance measures.

WHEREAS, the Board of Commissioners adopted the CobbForward Comprehensive Transportation Plan 2050 on February 8, 2022, which includes multimodal projects and strategies to address safety objectives and long-range transportation needs for the next 30 years; and

WHEREAS, the Atlanta Regional Commission (ARC) adopted the Regional Safety Strategy (RSS) on January 11, 2023, which is a regional framework to help ARC and its local government partners proactively work towards a five percent annual reduction target for all safety performance measures and build a safe transportation system for all users in the Atlanta region; and

WHEREAS, 303 roadway fatalities and 1,534 serious injuries occurred in Cobb County between 2018 and 2022; and

WHEREAS, in late 2022, Cobb County undertook development of a Comprehensive Safety Action Plan (SAP) in compliance with the ARC RSS, the Georgia Strategic Highway Safety Plan, United States Department of Transportation (USDOT) National Roadway Safety Strategy, Federal Highway Administration guidance and the Safe Streets and Roads for All (SS4A) discretionary Grant Program established under the Bipartisan Investment Law, to significantly reduce roadway fatalities and serious injuries and be eligible for implementation grant funding to carry out safety improvement recommendations identified in the SAP; and

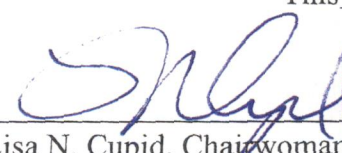
WHEREAS, the SAP identifies systemic and location-specific safety needs and a range of strategies for addressing these through a combination of infrastructure improvements, policies, and strategies and supports the safety objectives included in the adopted CobbForward Comprehensive Transportation Plan 2050, overall, representing a significant step towards achieving the overall safety goal; and

NOW, THEREFORE, BE IT RESOLVED that the Cobb County Board of Commissioners commit to a safety goal of zero deaths and serious injuries as a result of crashes on public roads in Cobb County and to adopt a five percent annual reduction target for all safety performance measures.

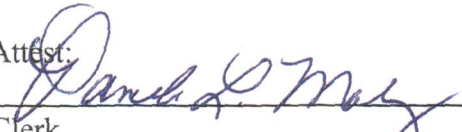
CERTIFICATION

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 June 27, 2023.

This 3rd day of July, 2023


Lisa N. Cupid, Chairwoman
Cobb County Board of Commissioners



Attest: 
Clerk
Cobb County Board of Commissioners

APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS
6/27/23