

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
JULY 25, 2023
7:00 PM**

The Regular Meeting of the Cobb County Board of Commissioners was held on Tuesday, July 25, 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 7:04 p.m.

MOTION TO ADD NON-AGENDA ITEMS

Motion by Richardson, second by Birrell, to **add** the following non-agenda item to the agenda:

- *To present a Certificate of Achievement to Cobb UGA Extension's 4-H Youth Development students. (See Item 2 of these minutes)*

VOTE: **ADOPTED 5-0** (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

Motion by Cupid, second by Birrell, to **add** the following non-agenda item to the agenda:

- *To approve a Parking Rental Agreement with the Cobb County School District for Lassiter High School parking at Carl Harrison Park. (See Item 23 of these minutes).*

VOTE: **ADOPTED 5-0** (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

Motion by Cupid, second by Richardson, to **add** the following non-agenda item to the agenda:

- *To authorize settlement of workers' compensation claim on behalf of J.T. Law. (See Item 24 of these minutes)*

VOTE: **ADOPTED 5-0** (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

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Clerk's Note: 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 a proclamation designating July as *Muslim American Heritage Month* in Cobb County.**

Chairwoman Cupid presented a proclamation designating July as *Muslim American Heritage Month* in Cobb County.

2. **To present a Certificate of Achievement to Cobb UGA Extension's 4-H Youth Development students.**

Commissioner Gambrill and Commissioner Birrell presented certificates of achievement to Cobb UGA Extension's 4-H Youth Development students.

MILLAGE/BUDGET

3. To conduct the third public hearing on the 2023 proposed property tax increase as defined by Georgia law.

William Volckmann, Chief Financial Officer, requested a public hearing be conducted regarding the 2023 proposed property tax increase and.

Chairwoman Cupid opened the public hearing regarding the FY 2023 proposed property tax increase and asked those wishing to speak to come forward to address the Board. Following 34 speakers, the public hearing was closed.

Chairwoman Cupid called for a brief recess at 8:52 p.m.; the meeting reconvened at 8:58 p.m.

4. To adopt a resolution setting the 2023 millage rates for the Cobb County General Fund, Fire Fund, Bond Fund (Debt Service Fund), the Cumberland Special Services District II Fund (CSSD II), and the Six Flags Special Services District Fund (SFSSD).

Motion by Cupid, second by Richardson, to **adopt** the resolution that sets the 2023 millage rates for the Cobb County General Fund (8.460), Fire Fund (2.990), Bond Fund (Debt Service Fund) (0.000), Cumberland Special Services District II Fund (CSSD II) (2.450) and the Six Flags Special Services District Fund (SFSSD) (3.500), and **authorize** the Chairwoman to execute the necessary documents. A copy of the resolution that sets the 2023 millage rates is attached and made a part of these minutes.

Commissioner Gambrill made the following substitute motion:

Motion by Gambrill, second by Birrell, to **adopt** the resolution that sets the 2023 millage rates for the Cobb County General Fund (7.168), Fire Fund (2.990), Bond Fund (Debt Service Fund) (0.000), Cumberland Special Services District II Fund (CSSD II) (2.450) and the Six Flags Special Services District Fund (SFSSD) (3.500), and **authorize** the Chairwoman to execute the necessary documents.

VOTE: **FAIL 2-3**, Chairwoman Cupid, Commissioner Richardson, and Commissioner Sheffield opposed

Following discussion, the Board voted on the original motion:

VOTE: **ADOPTED 3-2**, Commissioner Birrell and Commissioner Gambrill opposed (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

5. **To adopt a resolution establishing the 2023 Cobb County Tax Levy for countywide school construction bond purposes and for maintenance and operations of schools as required by law.**

Motion by Cupid, second by Richardson, to **adopt** the Board of Education's resolution establishing the 2023 countywide school tax for maintenance and operation of schools, 18.700 mills: countywide school tax for construction bonds, 0.000 mills; Marietta property annexed 1995 through 2004, at 0.000 mills, as required by law, and **authorize** the Chairwoman to execute the millage resolution from the Cobb County Board of Education. A copy of the Board of Education's resolution establishing the 2023 countywide school tax is attached and made a part of these minutes.

VOTE: **ADOPTED 5-0** (*Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes*).

6. **To adopt the FY 2024 Budget.**

Motion by Cupid, second by Richardson, to **adopt** the FY 2024 Budget and **authorize** the Chairwoman to execute the necessary documents. A copy of the FY2024 Adopted Budget Resolution is attached and made a part of these minutes and a copy of the FY2024 Budget documents are on file in the Office of the County Clerk.

VOTE: **ADOPTED 3-2**, Commissioner Birrell and Commissioner Gambrill opposed (*Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes*).

Chairwoman Cupid called for a brief recess from 10:38 p.m. - 10:45 p.m.

PUBLIC COMMENT

1. Donald Barth addressed the Board regarding HomeRule and various matters.
2. Samuel Theley addressed the Board and thanked them for their service.
3. Kevin Cutliffe addressed the Board regarding affordable housing.

CONSENT AGENDA

MOTION: Motion by Cupid second by Richardson, to **approve** the following items on the Consent Agenda, *as revised; with the exception to Item 16, which was withdrawn from the agenda* (See item 17 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 for the FY2024 Delinquency Prevention Grant Continuation.**

To **authorize** the application for grant funds from the Criminal Justice Coordinating Council for the FY2024 Delinquency Prevention Grant; and **further authorize** the Chairwoman to execute any necessary documents.

8. **To authorize the application for grant funds from the Criminal Justice Coordinating Council for the FY2024 Juvenile Prevention and Intervention Grants Program Continuation.**

To **authorize** the application for grant funds from the Criminal justice Coordinating Council for the FY2024 Juvenile Prevention and Intervention Grants Program continuation; and **further authorize** the Chairwoman to execute any necessary documents

Water System

9. **To approve a work order under the FY23 Stormwater Management Unit Price Contract with Wade Coots Company, Inc. for 5893 Brookside Drive, Program No. SW2244.**

To **approve** a work order under the FY23 Stormwater Management Unit Price Contract with Wade Coots Company, Inc., in the amount of \$55,039.00, for 5893 Brookside Drive, Program No. SW2244; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:

Stormwater Multi-Year Budget			
Drainage Contract R&M Service	510-500-5758-6496	SW9999-Z	\$55,039.00

Transfer to:

5893 Brookside Drive			
Drainage Contract R&M Service	510-500-5758-6496	SW2244-C	\$55,039.00

10. **To accept maintenance responsibility for all existing storm drainage pipes within platted or dedicated drainage easements in the Tuxedo Estates Subdivision Units One and Two.**

To **authorize** the acceptance of maintenance responsibility for all existing stormwater drainage pipes within platted or dedicated drainage easements in the Tuxedo Estates Subdivision Units One and Two.

11. **To ratify previous action by the County Manager authorizing emergency work and payment to Wade Coots Company, Inc. for 1000 Circle 75 Parkway Bypass Pumping, Program No. S3043.**

To **ratify** previous action by the County Manager authorizing the emergency work and payment to Wade Coots Company, Inc., in an amount of \$115,816.77 for the 1000 Circle 75 Parkway Bypass Pumping, Program No. S3043; **ratify** the corresponding budget transaction; and **further authorize** the Clerk to record evidence of such ratification in the Official Minutes.

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	\$115,816.77
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Transfer to:

1000 Circle 75 Parkway Bypass Pumping

Construction	510-500-5755-8260	S3043-C	\$115,816.77
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Transportation

12. To approve Change Order No. 1 (final) to the contract with Excellere Construction, LLC for White Boulevard Sidewalk, Project No. TR531, CCDOT Contract No. 002045.

To **approve** Change Order No. 1 (final) to the contract with Excellere Construction, LLC, a savings to the project in the amount of \$30,036.66, for White Boulevard Sidewalk, Project No. TR531, CCDOT Contract No. 002045; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the Public Facility Projects Fund, with the following budget transfer:

Decrease Encumbrance

GAE 38001102310: 380-050-4739-4739-8762-TR531-C Turnkey Construction \$28,601.66

Transfer from: 380-050-4739-4739-8762-TR531-C Turnkey Construction \$28,601.66

Transfer to: 380-050-4739-4739-8005-TR531-C Preliminary Estimate \$28,601.66

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

Decrease

Encumbrance

GAE 51001102310: 510-500-5756-8260-W5071-C Construction \$1,435.00

Transfer from: White Boulevard Sidewalk - Utility Allow.

510-500-5756-8260-W5071-C Construction \$1,435.00

510-500-5756-8265-W5071-M Material and Supplies \$1,500.00

510-500-5756-8810-W5071-T Contingency \$ 200.00

Total: \$3,135.00

Transfer to: DOT Projects - Relocate Lines

510-500-5756-8005-W4069-Z Preliminary Estimate \$3,135.00

13. **To amend a previously approved action authorizing revision of the FY23 Federal Transit Administration Carbon Reduction Program grant budget for a federally funded capital asset, reallocate associated insurance proceeds received, and authorize revision of the FY23 Section 5307 Grant Program budget for a federally funded capital project to utilize insurance proceeds received.**

To **amend** a previously approved action authorizing revision of the FY23 Federal Transit Administration Carbon Reduction Program grant budget for a federally funded capital asset; **reallocate** associated insurance proceeds received; **authorize** revision of the FY23 Section 5307 Grant Program budget for a federally funded capital project to utilize insurance proceeds received; and **further authorize** the corresponding budget transactions.

Reallocate receipt of insurance settlement proceeds from the FY23 CRP Grant budget to the FY23 5307 Grant Program budget and revise both grant budgets, as follows:

Increase	203-050-T065-4439	FTA 5307 - Capital (CRP Grant)	\$63,296.00
Revenue:			
Decrease	203-050-T065-4960	Interfund Transfer - Rev. (Insurance Proceeds)	\$55,440.00
Revenue:			
	203-050-T065-4960	Interfund Transfer - Rev. (Local Match)	\$ 7,856.00
Decrease	203-050-T087-4439	FTA 5307 - Capital (5307 Grant)	\$63,296.00
Revenue:			
Increase	203-050-T087-4960	Interfund Transfer - Rev. (Insurance Proceeds)	\$55,440.00
Revenue:			
	203-050-T087-4960	Interfund Transfer - Rev. (Local Match)	\$ 7,856.00

14. **To approve amendments to the Cobb Transit System Advisory Board Bylaws.**

To **approve** amendments to the *Cobb Transit System Advisory Board Bylaws*. A copy of the amended bylaws are attached and made a part of these minutes.

Support Services Agency

Information Services

15. **To approve a sole source contract with Azteca Systems (Azteca) to provide a mechanism to purchase Cityworks software licensing, maintenance, and support through a Cityworks third-party reseller.**

To **approve** a sole source contract with Azteca Systems for the 5-year Cityworks Software License and Maintenance Agreement, to provide a mechanism to purchase Cityworks software licensing, maintenance, and support through a Cityworks third-party reseller; and **further authorize** the Chairwoman to execute the necessary documents.

16. **To approve Amendment No. 3 to the sole source agreement with Pictometry International Corp. (Pictometry) for the addition of gravel surfaces to the impervious surface data collection in the County's Geographical Information System (GIS).**

To **approve** Amendment No. 3 to the sole source agreement dated June 13, 2018 with Pictometry International Corp. to add gravel surfaces to Cobb County 2022 Impervious Update Mapping in an amount not to exceed \$19,226.00; **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:

Stormwater Multi-Year Budget		
510-500-5758-8005 SW9999-Z	Preliminary Estimates	\$19,226.00

Transfer to:

2022 Cobb County Georgia Impervious Surface		
510-500-5758-8676 SW2187-P	Professional Services	\$19,226.00
Surface Update Data Collection		

Public Safety Agency

Fire and Emergency Services

17. **Withdrawal of request to authorize the Purchasing Director to purchase six 2023 Skydio X2E Drones from Axon Enterprises, Inc.**

This item was withdrawn from this agenda.

Community Development

18. **To approve a de-annexation resolution of consent per O.C.G.A. 36-36-22 and O.C.G.A 36-36-131 per HB 374 (2023) regarding a petition for parcels that total 3.75 acres located at 5550 Story Road and adjacent 5550 Story Road., from the City of Powder Springs.**

To **approve** a resolution consenting to de-annexation per O.C.G.A. 36-36-22 and O.C.G.A 36-36-131 per HB 374 (2023) regarding the petition for Land Lot 882 and 883, 19th District, parcel 37 of Land Lot 882 and parcel 15 of Land Lot 883, 2nd Section located on 3.75 acres, known as 5550 Story Road & adjacent 5550 Story Rd., from the City of Powder Springs.

Human Resources

19. **To authorize the revision of the Equal Employment Opportunity Plan (EEOP) and submission of the plan for federal and state grant applications as applicable.**

To **authorize** the revision of the Equal Employment Opportunity Plan (EEOP), **authorize** submission of the EEOP as required by federal and state grant applications, and **further authorize** the Chairwoman to execute the necessary documents.

Finance

20. **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.

CobbWorks

21. **To approve a Youth Program grant award from the Technical College System of Georgia for CobbWorks, Inc. to provide education, training, and employment services for youth programming.**

To **approve** a Youth Program grant award in the amount of \$755,492.00 from the Technical College System of Georgia for CobbWorks, Inc., the local Workforce Development Board, to provide training and employment services for youth programming. The grant period is from April 1, 2023, through June 20, 2025. The grant number is 15-23-23-03-004 the CFDA# is 17.259 and the FAIN# is 23A55AY0000004; **authorize** corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding for this Workforce Innovation and Opportunity Act grant will be appropriated in the WIOA Fund as follows:

15-23-23-03-004	(Federal Grant Revenue)	\$755,492.00
276-120-YP23-YP23YT-A-4430/vary		\$679,943.00
276-120-YP23-YP23YT-P-4430/vary	(Admin)	\$ 75,549.00

County Clerk

22. To approve minutes.

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

- July 10, 2023 - Agenda Work Session
- July 11, 2023 - BOC Regular Meeting
- July 18, 2023 - BOC Zoning Hearing (Submitted Under Separate Cover)
- July 18, 2023 - Special Called Public Hearing

PUBLIC SERVICES AGENCY

PARKS

23. To approve a Parking Rental Agreement with the Cobb County School District for Lassiter High School parking at Carl Harrison Park.

To **approve** a Parking Rental Agreement with the Cobb County School District for Lassiter High School parking at Carl Harrison Park; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents in a form substantially similar to that provided under separate cover and as approved by the County Attorney's Office.

All funds received will be deposited as rental fees collected for Carl Harrison Park.

HUMAN RESOURCES

24. To authorize settlement of workers' compensation claim on behalf of J.T. Law.

To **authorize** settlement of the Workers' Compensation claim W003519545 for J.T. Law, pursuant to the direction and within the terms discussed in Executive Session on July 24, 2023; and **further authorize** the Chief Human Resources Officer and the Workers' Compensation Administrator to execute the necessary settlement documents.

Funding is available in the Workers' Compensation Claims Fund.

CONSENT VOTE: **ADOPTED 5-0** (*Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes*).

REGULAR AGENDA

Water System

25. To approve the Cobb County Water System's "Schedule of Rates, Charges, and Fees" to become effective October 1, 2023.

Motion by Cupid, second by Richardson, to **approve** the Cobb County Water System's "Schedule of Rates, Charges, and Fees", to become effective October 1, 2023. A copy of the Schedule of Rates, Charges, and Fees is attached and made a part of these minutes.

VOTE: **ADOPTED 3-2**, Commissioner Birrell and Commissioner Gambrell opposed (*Commissioner Birrell and Commissioner Gambrell's statements are attached and made a part of these minutes*).

Transportation

26. To approve a contract with Deep South Industrial Services, Inc., for Resurfacing - 2023 Countywide Crack Sealing, Project No. X2921, CCDOT Contract No. 002109.

Motion by Cupid, second by Birrell, to **approve** a contract with Deep South Industrial Services, Inc., in an amount not to exceed \$1,332,730.00, for Resurfacing - 2023 Countywide Crack Sealing, Project No. X2921, CCDOT Contract No. 002109; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	347-050-X290-X290-8761-X2900-C	Preliminary Estimate	\$1,332,730.00
Transfer to:	347-050-X290-X290-8762-X2921-C	Turnkey Construction	\$1,332,730.00

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 - 2023 Countywide Crack Sealing 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 July 5, 2023: Resurfacing

Budget:	\$98,004,568.00	Encumbered/Expended:	\$93,881,458.94
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VOTE: **ADOPTED 5-0** (*Commissioner Birrell and Commissioner Gambrell's statements are attached and made a part of these minutes*).

27. **To approve Change Order No. 2 (final) to the contract with Excellere Construction, LLC for drainage system repairs on Chestea Drive, Project No. B2226, CCDOT Contract No. 001809.**

Motion by Birrell, second by Cupid, to **approve** Change Order No. 2 (final) to the contract with Excellere Construction, LLC, a savings to the project in the amount of \$74,960.72, for drainage system repairs on Chestea Drive, Project No. B2226, CCDOT Contract No. 001809; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Decrease Encumbrance

GAE 34801102330: 348-050-B220-B220-8762-B2226-C Turnkey Construction \$39,960.72

Transfer from: 348-050-B220-B220-8762-B2226-C Turnkey Construction \$39,960.72

Transfer to: 348-050-B220-B220-8005-B2201-A Preliminary Estimate \$39,960.72

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.

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

SPLOST Component Summary as of July 5, 2023: Drainage System

Budget: \$10,053,789.35 Encumbered/Expended: \$7,306,853.77

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

Decrease Encumbrance

GAE 51001102330: 510-500-5756-6496-W5069-C Drainage Contract R&M Svc. \$35,000.00

Transfer from: Chestea Drive Drainage - Utility Allow.

510-500-5756-6496-W5069-C Drainage Contract R&M Svc. \$35,000.00

510-500-5756-8265-W5069-M Material and Supplies \$ 1,500.00

510-500-5756-8810-W5069-T Contingency \$ 700.00

Total: \$37,200.00

Transfer to: DOT Projects - Relocate Lines

510-500-5756-8005-W4069-Z Preliminary Estimate \$37,200.00

VOTE: ADOPTED 5-0 (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

28. To approve Change Order No. 1 (final) to Project No. B2286 to the 2021 Countywide Unit Price Contract with D & H Construction Company, Inc., for emergency drainage repairs on Chadwick Road, CCDOT Contract No. 002131.

Motion by Birrell, second by Sheffield, to **approve** Change Order No. 1 (final) to Project No. B2286 to the 2021 Countywide Unit Price Contract with D & H Construction Company, Inc., a savings to the project in the amount of \$88,697.04, for emergency drainage repairs on Chadwick Road, CCDOT Contract No. 002131; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Decrease Encumbrance

GAE 34804252327: 348-050-B220-B220-8762-B2286-C Turnkey Construction \$59,747.04

Transfer from: 348-050-B220-B220-8762-B2286-C Turnkey Construction \$59,747.04

Transfer to: 348-050-B220-B220-8005-B2201-A Preliminary Estimate \$59,747.04

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.

Chadwick Road is an eligible project/program under the Drainage System Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 14).

SPLOST Component Summary as of July 5, 2023: Drainage System

Budget: \$10,053,789.35 Encumbered/Expended: \$7,306,853.77

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

Decrease Encumbrance

GAE 51004252327: 510-500-5756-6496-W5076-C Drainage Contract R&M Svc. \$28,950.00

Transfer from: Chadwick Road Drainage - Utility Allow.

510-500-5756-6496-W5076-C Drainage Contract R&M Svc. \$28,950.00

510-500-5756-8265-W5076-M Materials and Supplies \$ 1,500.00

510-500-5756-8810-W5076-T Contingency \$ 700.00

Total: \$31,150.00

Transfer to: DOT Projects - Relocate Lines

510-500-5756-8005-W4069-Z Preliminary Estimate \$31,150.00

VOTE: ADOPTED 5-0 (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

29. **To approve the recommended ranking of the three most qualified firms for engineering design of Chattahoochee River Trail Pilot, Phase 2, State P.I. No. 0019617, Cobb County Project No. B2432.**

Motion by Sheffield, second by Birrell, to **approve** the recommended ranking of the three most qualified firms for engineering design of Chattahoochee River Trail Pilot, Phase 2, State P.I. No. 0019617, Project No. B2432; and **authorize** negotiations for final scope of services and fees beginning with the top-ranked firm, Thomas & Hutton Engineering, Co.

VOTE: **ADOPTED 4-1**, Commissioner Gambrell opposed (*Commissioner Birrell and Commissioner Gambrell's statements are attached and made a part of these minutes*).

30. **To authorize procurement of traffic signal controllers for Traffic Signal Timing – SCATS Controllers, Project No. B2562.**

Motion by Cupid, second by Birrell, to **authorize** procurement of traffic signal controllers, in an amount not to exceed \$561,150.00 utilizing available State Contracts, for Traffic Signal Timing – SCATS Controllers, Project No. B2562; and **further authorize** the corresponding budget transaction.

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

Transfer from:	348-050-B250-B250-8005-B2560-A	Preliminary Estimate	\$561,150.00
Transfer to:	348-050-B250-B250-6198-B2562-O	Traffic Control Supplies	\$561,150.00

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.

Traffic Signal Timing – SCATS Controllers is an approved project/program under the Traffic Management, Transportation Technology, and Planning Component of the 2022 SPLOST Transportation Improvements (Cobb County 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 July 5, 2023: Traffic Signal Timing – SCATS Controllers (new project as of 07/25/23)

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

Adjusted Budget:	\$561,150.00
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VOTE: **ADOPTED 5-0** (*Commissioner Birrell and Commissioner Gambrell's statements are attached and made a part of these minutes*).

31. **To approve Supplemental Agreement No. 1 to the Consultant Services Agreement with CALYX Engineers and Consultants, Inc., d/b/a NV5 Engineers and Consultants, Inc., for engineering services of Old 41 Highway, Phase 2, Project No. X2609, CCDOT Contract No. 001436.**

Motion by Gambrill, second by Birrell, to **approve** Supplemental Agreement No. 1 to the Consultant Services Agreement with CALYX Engineers, Inc., d/b/a NV5 Engineers and Consultants, Inc., in an amount not to exceed \$323,593.07, for engineering services of Old 41 Highway, Phase 2, Project No. X2609, CCDOT Contract No. 001436; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	347-050-X260-X260-8761-X2609-C Preliminary Estimate	\$323,593.07
Transfer to:	347-050-X260-X260-8722-X2609-E Engineering	\$323,593.07

Increase Encumbrance		
GAE 34703261935:	347-050-X260-X260-8722-X2609-E Engineering	\$323,593.07

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

Old 41 Highway is an eligible project/program under the Safety and Operational Improvements – Roadway Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 19). Old 41 Highway improvements include conversion of existing intersections to roundabouts or the relocation of White Road to align with Kennesaw Avenue.

SPLOST Project Summary as of July 5, 2023:

Budget:	\$7,839,999.50	Expended:	\$1,442,638.07
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VOTE: **ADOPTED 5-0** (*Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes*).

Support Services Agency

Information Services

32. To authorize the Purchasing Director to purchase technology greater than \$100,000.00 under provisions of an OMNIA Partners contract with SHI International Corp. (SHI) for Cityworks software, maintenance, and support. This is a 2016 SPLOST project, Support Services Technology Improvements Program X0020.

Motion by Cupid, second by Richardson, to **authorize** the Purchasing Director to purchase Cityworks software, maintenance and support for five years, under provisions of OMNIA Partners - IT Solutions Contract Number 2018011-02 with SHI International Corp, in an amount not to exceed \$199,933.36, for the Cityworks Asset Management and Work Order Management Implementation Project; 2016 SPLOST project X0020; **authorize** the corresponding budget transactions; and **further authorize** the Purchasing Director to execute the necessary documents.

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

Decrease Expenditure:	347-035-X002-8005-X0020-A	(Preliminary Estimates)	\$199,933.36
Increase Expenditure:	347-035-X002-8675-X0020-M	(Computer Software)	\$199,933.36

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, Technology Improvements.

The Cityworks Asset Management and Work Order Management Implementation Project is an eligible project/program under the 2016 SPLOST. "Business Technology Transformation" is an approved project of the Support Services Technology Improvements Work Program (Cobb County 2016 SPLOST, p. 38) which provides for technical currency and provides systems and solutions that allow employees to focus on mission-critical activities.

2016 SPLOST Project Summary as of July 5, 2023:
Technology Improvements X0020

Current Budget:	\$23,771,500.00
Encumbrances:	\$ 3,919,847.18
Actual Expenditures:	\$13,610,098.98
Remaining in Program:	\$ 6,241,553.84

VOTE: **ADOPTED 5-0** (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

33. **To approve a contract with Woolpert, Inc. (Woolpert) under provisions of a General Services Administration (GSA) contract for the Cityworks Asset Management and Work Order Management Implementation Project and system support. This is a 2016 SPLOST project, Support Services Technology Improvements Program X0020.**

Motion by Cupid, second by Birrell, to **approve** a contract with Woolpert, Inc., under provisions of General Services Administration contract number GS-35F-0425P, in an amount not to exceed \$399,106.60, for the Cityworks Asset Management and Work Order Management Implementation Project and system support; 2016 SPLOST project X0020; **authorize** a 10% contingency fund in an amount not to exceed \$36,910.60; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2016 SPLOST Technology Improvements Program Fund with the following budget transfers:

Decrease Expenditure:	347-035-X002-8005-X0020-A	(Preliminary Estimates)	\$436,016.60
Increase Expenditure:	347-035-X002-8676-X0020-M	(Professional Services)	\$399,106.00
Increase Expenditure:	347-035-X002-8005-X0020-M	(Contingency)	\$36,910.60

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, Technology Improvements.

The Cityworks Asset Management and Work Order Management Implementation Project and system support is an eligible project/program under the 2016 SPLOST. "Business Technology Transformation" is an approved project of the Support Services Technology Improvements Work Program (Cobb County 2016 SPLOST, p. 38) which provides for technical currency and provides systems and solutions that allow employees to focus on mission-critical activities.

SPLOST Project Summary as of July 5, 2023
Business Technology Transformation X0020

Current Budget:	\$23,771,500.00
Encumbrances:	\$ 3,919,847.18
Actual Expenditures:	\$13,610,098.98
Remaining in Program:	\$ 6,241,553.84
Previous Agenda Item:	\$ 199,933.36
This Agenda Item:	\$ 436,016.60
Modified Remaining:	\$ 5,605,603.88

VOTE: **ADOPTED 5-0** (Commissioner Birrell and Commissioner Gambrill's statements are attached and made a part of these minutes).

APPOINTMENTS

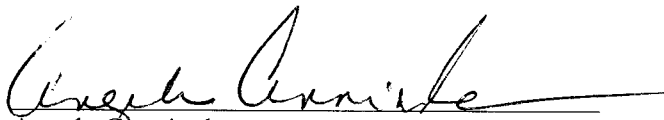
34. To approve the reappointment of Dr. Carol Holtz to the Highland Rivers Health Governing Board.

Motion by Cupid, second by Birrell, to **approve** the reappointment of Dr. Carol Holtz to the Highland Rivers Health Governing Board for a three-year term to expire on December 31, 2025.

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

ADJOURNMENT

The meeting was adjourned at 11:18 p.m.

A handwritten signature in black ink, appearing to read 'Angela Cunningham', 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 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.

2023 TAX LEVY
COBB COUNTY, GEORGIA

BE IT RESOLVED that the Tax Levy (exclusive of a countywide school tax for school construction bond purposes and for maintenance and operation of schools) for Cobb County as required by law, shall be:

Item 1. A tax of 0.00 mills on the One Dollar (\$1.00) is levied on all property in Cobb County to pay the principal and interest on any debt of the State of Georgia.

Item 2. A tax of 0.00 mills on the One Dollar (\$1.00) is levied on all property in Cobb County to provide funds for the payment of principal and interest on the bonded indebtedness of Cobb County due and to become due, including all bond issues heretofore voted by the electorate of Cobb County.

Item 3. A tax of 8.46 mills on the One Dollar (\$1.00) is levied on all property in Incorporated Cobb County: namely the cities of Acworth, Austell, Kennesaw, Marietta, Powder Springs, and Smyrna; for general county purposes to provide funds for all purposes designated in the Constitution of the State of Georgia of 1983 and particularly Article 9, Section 4, paragraphs I-III thereof and O.C.G.A. Subsection 48-5-220, items (1) and (4) – (21) inclusive. The composite form of this levy for general purposes is made under and by virtue of an Act approved February 8, 1955 (1955 Georgia Law, page 166).

Item 4. A tax of 8.46 mills on the One Dollar (\$1.00) is levied on all property in Unincorporated Cobb County for general county purposes to provide funds for all purposes designated in the Constitution of the State of Georgia of 1983 and particularly Article 9, Section 4, paragraphs I-III thereof and O.C.G.A. Subsection 48-5-220, items (1) and (4) – (21) inclusive. The composite form of this levy for general purposes is made under and by virtue of an Act approved February 8, 1955 (1955 Georgia Law, page 166) and by virtue of O.C.G.A. Subsection 33-8-8.3.

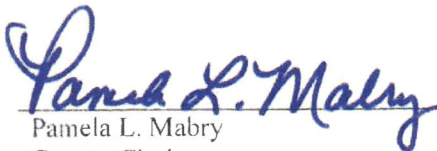
Item 5. A tax of 2.99 mills on the One Dollar (\$1.00) is levied on all property within the limits of the Cobb County Fire Protection District as extended and provided by law, as authorized by Constitutional Amendments as set forth in Georgia Law 1937-38 Extra Session, page 20, and 1952 Georgia Laws, page 516, and continued in effect at Georgia Law 1986, page 4501, together with such other acts and laws as may be applicable.

Item 6. A tax of 2.45 mills on the One Dollar (\$1.00) is levied on all property within the limits of the Cumberland Special Services District II as authorized by and for all purposes designated in Article VI of Chapter 114 of the Official Code of Cobb County, Georgia.

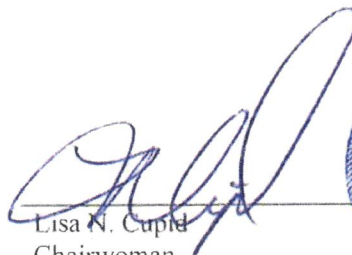
Item 7. A tax of 3.50 mills on the One Dollar (\$1.00) is levied on all property within the limits of the Six Flags Special Service District as authorized by and for all purposes designated in Article VII of Chapter 114 of the Official Code of Cobb County, Georgia.

Exclusive of a countywide school tax for school construction bond purposes and for maintenance and operation of schools.

This 25th day of July, 2023.



Pamela L. Mabry
County Clerk
Cobb County Board of Commissioners



Lisa N. Cupid
Chairwoman
Cobb County Board of Commissioners



APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

7/25/23

COUNTY MILLAGE RATE CERTIFICATION FOR TAX YEAR 2023

Please provide a copy of this form to your county's Clerk of Superior Court.

<http://www.dor.ga.gov>



COUNTY:

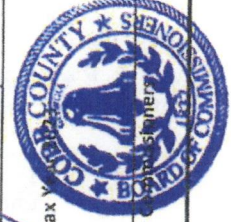
COBB

Submit original signed copy with digest submission

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5	COLUMN 6	COLUMN 7	COLUMN 8	COLUMN 9	COLUMN 10
District Number Must be Shown	District Name (Inc, Uninc, School, Special Districts, Etc.)	Mark X if District Falls in Unincorporated Area	Mark X if District Falls in Incorporated Area	Enter Gross Millage Rate Before Rollbacks	Sales Tax Rollback O.C.G.A. § 48-8-91	Insurance Premium Rollback O.C.G.A. § 33-8-8.3	Net M&O Millage Rate Column 4 less Columns 5, 6 & 7	Enter Bond Millage Rate	Total Millage Rate Column 8 plus Column 9
7	Incorporated			8.460			8.460	0.000	8.460
7	Unincorporated			8.460			8.460	0.000	8.460
7	School			18.700			18.700	0.000	18.700
7	School - Independent								
	(Marietta City School System is separate from Cobb County School System)								
7	Cobb County Fire District			2.990			2.990	0.000	2.990
	(Includes 3 of 6 cities: Acworth, Kennesaw, & Powder Springs; 3 other cities not included in this millage: Austell, Marietta, & Smyrna)								
	List Special Service Districts:								
7	Cumberland Special Service District II			2.450			0.000	0.000	0.000
7	Six Flags Special Service District			3.500			0.000	0.000	0.000
	CID/BID:						0.000	0.000	0.000
7	Town Center CID			5.000			0.000	0.000	0.000
7	Cumberland CID			5.000			0.000	0.000	0.000

I hereby certify that the rates listed above are the official rates for the Districts indicated for Tax Year 2023.

7/25/23
Date



Chair, Board of County Commissioners

GEORGIA, COBB COUNTY

TO THE BOARD OF COMMISSIONERS FOR ROADS AND REVENUES FOR COBB COUNTY:

The Cobb County Board of Education, having met in a duly called meeting on July 20, 2023 as required by law, has duly ratified and adopted the following resolution, to wit:

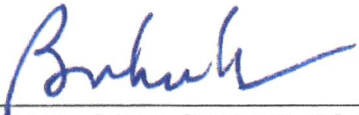
Subject to a final, accurate, and State Revenue Department approved tax digest for Cobb County, the Cobb County Board of Education requests that the Board of Commissioners for Roads and Revenues for Cobb County proceed with the levy on taxes on all of the taxable property in said County, except that exempted by law and except that property located within the corporate limits of Marietta, not subject to county school taxes, for the operation of Schools for the year 2023-2024, as follows:

County-Wide School tax for Maintenance and Operation of Schools, 18.70 mills on the dollar, said amount having been recommended by the Board of Education of said County.

This millage is specifically subject to any future change in the tax assessments for the year 2023 by the Court, by operation of law, or any other ruling by a duly constituted body authorized by law to so amend said digest.

So certified, this 20th day of July, 2023.

Respectfully submitted,

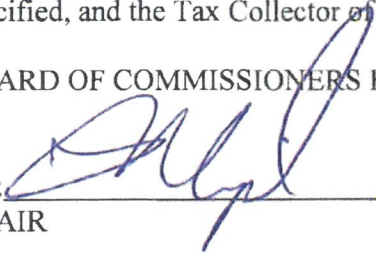


CHAIR, COBB COUNTY SCHOOL DISTRICT

MARIETTA, COBB COUNTY, GEORGIA

It appearing that the above tax levies have been made as provided by law, it is ordered that the above amounts be and they are hereby levied for the year 2023 for school purposes as herein specified, and the Tax Collector of said County is hereby directed to collect the same.

BOARD OF COMMISSIONERS FOR ROADS AND REVENUES FOR COBB COUNTY

BY: 
CHAIR



BUDGET RESOLUTION
A RESOLUTION ADOPTING A BUDGET FOR THE FISCAL YEAR 2024, WHICH IS OCTOBER 1, 2023
TO SEPTEMBER 30, 2024, FOR VARIOUS FUNDS FOR COBB COUNTY, GEORGIA;
APPROPRIATING AMOUNTS SHOWN IN EACH BUDGET AS EXPENDITURES; ADOPTING THE
SEVERAL ITEMS OF ANTICIPATED REVENUE PROJECTIONS; PROHIBITING EXPENDITURES
TO EXCEED ACTUAL BUDGETED APPROPRIATIONS.

WHEREAS, the Chairwoman of the Cobb County Board of Commissioners has presented an amended Fiscal Year 2024 Budget to the Board of Commissioners on each of the various funds of the County; and

WHEREAS, each of these budgets lists proposed expenditures for the Fiscal Year 2024, which is October 1, 2023 through September 30, 2024, proposes certain levies and charges to finance these expenditures, and lists the anticipated revenues to be derived therefrom; and

WHEREAS, the FY 2024 Operating Budget includes the General Fund, Medical & Dental Claims Fund, Casualty & Liability Claims Fund, Workers Comp Claims Fund, Community Services Block Grant Fund, Debt Service Fund, Emergency 911 Fund, Fire District Fund, Hotel/Motel Tax Fund, Law Library Fund, Parking Decks Fund, Street Light District Fund, Cumberland Special Service District I, Cumberland Special Service District II, Six Flags Special Service District, Golf Course Fund, Sustainability, Waste, & Beautification Fund, Transit Fund, Water Operating Fund; and

WHEREAS, the FY 2024 Capital Budget includes Stadium Capital Maintenance Trust Fund, Capital Projects Fund, Water & Sewer-Renewal, Extension & Improvement Fund, and the Water & Sewer-System Development Fund; and

WHEREAS, the FY 2024 Grants Budget includes the Governmental Grant Fund, Workforce Investment Act Fund, Senior Services Grant Fund, COVID 19 Grant Fund, Coronavirus State and Local Fiscal Recovery/American Rescue Plan Act Fund, Community Development Block Grant Fund, Neighborhood Stabilization Program 3 Fund, Home Program Fund, and the Federal Equitable Sharing Fund; and

WHEREAS, each of these budgets is a balanced budget, so that the projected revenues for each fund equals proposed expenditure appropriations; and

WHEREAS, the Chairwoman and County Manager have further recommended certain personnel, operating and capital changes, the funding for which is included in the various budgets presented herewith, together with exhibits; and

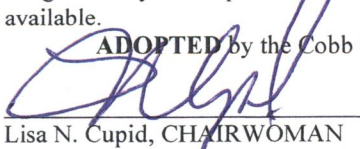
WHEREAS, the anticipated revenue to be received in County Fiscal Year 2024 for insurance premium tax in the amount of \$43,000,000.00 has been designated and appropriated for the provision of police protection services to the inhabitants of unincorporated areas of Cobb County, pursuant to O.C.G.A. 33-8-8.3 as set forth in the FY 2024 Budget; and

NOW THEREFORE, BE IT RESOLVED that this budget be and is hereby approved and the several items of revenues elected in this budget for each fund in the amount anticipated are adopted and that the several amounts recommended in the budget for each fund as proposed expenditures are hereby appropriated to the departments, function or purpose named in each fund; and

BE IT FURTHER RESOLVED the personnel, operating and capital changes, and the funding which are a part of this budget are hereby adopted; and

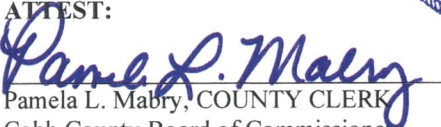
BE IT FURTHER RESOLVED that the expenditures shall not exceed the appropriations authorized by this budget or any subsequent amendments thereto and that expenditures for the fiscal year shall not exceed funding available.

ADOPTED by the Cobb County Board of Commissioners, this 25th day of July, 2023.

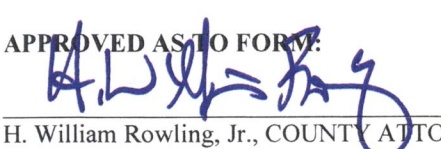

 Lisa N. Cupid, CHAIRWOMAN
 Cobb County Board of Commissioners



ATTEST:


 Pamela L. Mabry, COUNTY CLERK
 Cobb County Board of Commissioners

APPROVED AS TO FORM:


 H. William Rowling, Jr., COUNTY ATTORNEY
 Cobb County Attorney's Office

APPROVED
 PER MINUTES OF
 COBB COUNTY
 BOARD OF COMMISSIONERS

7/25/23

COBB COMMUNITY TRANSIT SYSTEM ADVISORY BOARD BYLAWS

ARTICLE I - NAME

The name of this organization under the powers and provisions of the Official Code of Cobb County-Code, Georgia, Part I, Chapter 2, Article VI, Division 2, Section 2-1-24201, and the 1983 Georgia Constitution, Article IX, Section 42, paragraphs 1 (a) and 3 (a) (9), shall be the Cobb Community-Transit System Advisory Board, commonly referred to as the Transit Advisory Board and hereinafter referred to as the "BoardTAB".

ARTICLE II - PURPOSE

Notwithstanding any provisions contained in Article III of these Bylaws or elsewhere, the purpose of the BoardTAB shall be to ~~encourage and facilitate citizen input with regard to enhancing public transportation for Cobb County, and to provide input to the Cobb County Board of Commissioners, ("CobbBoard of Commissioners") in concert with the Cobb County Department of Transportation ("DOT"), and the Cobb CommunityDOT Transit Division Manager, and CobbLinc staff ("CCT") related to the Transit System's overall quality of service and operation~~ for the enhancement of public transportation for the County.

ARTICLE III - DUTIES

The role and purpose of the BoardTAB to "advise" and "recommend" shall mean the BoardTAB may, and is encouraged to, offer suggestions to the CobbBoard of Commissioners related to public ~~transit~~ transportation in Cobb County; ~~the day-to-day operations of the CCTtransit system~~ shall be reserved to the CobbBoard of Commissioners and CCTCobbLinc staff, and the CobbBoard of Commissioners shall have sole authority to make all decisions related to ~~CCTthe County's public transit systems.~~

In addition to recommendations to enhance public transportation for the County, the TAB may also make recommendations that foster the transit system's users' safety, system connectivity and increases in usage of the transit system (e.g. recommendations related to sidewalks, bike lanes, trails, accessibility improvements, etc.). The TAB shall encourage and facilitate citizen input and its members will seek input from the transit system's users and the various communities within Cobb County.

The powers and duties of the BoardTAB shall include, but not be limited to, the following:

Section 3.1 To advise the CobbBoard of Commissioners, after working with Cobb DOT and CCTCobbLinc staff with respect to planning, implementation and operation of a safe, reliable, attractive, convenient, compliant, efficient, and affordable public transit system to serve the citizens of Cobb County.

Section 3.2 To recommend to the ~~Cobb~~**Board of Commissioners** plans and actions to acquire, develop, construct, complete, own, operate and maintain a public transit system for the purpose of transporting persons inside and outside of Cobb County, including funding, purchasing, leasing and contracting in regard to vehicles, support equipment, facilities, services, tools, supplies, maintenance, staff, labor, operators, consultants, fuel, parts, accessories, and marketing; and to recommend such other activities reasonably necessary for such purpose.

Section 3.3 To recommend to the ~~Cobb~~**Board of Commissioners** the routes, hours, and frequency of operation, as well as fares, rates, fees, tolls or charges of the transit system.

Section 3.4 To recommend to the ~~Cobb~~**Board of Commissioners** entering into contracts or agreements with any public or private corporation, or other person, or with the United States, the State of Georgia, any municipalities, or any other governmental units, authorities, or political subdivisions in order to exercise and carry out its powers and purposes, including contracts of leases for the acquisition, operation, maintenance, management, or supervision of all or any portion of the transit system.

Section 3.5 To present at least annually a written report on the status of the transit system to the ~~Cobb~~**Board of Commissioners** and ~~shall to~~ make such other reports upon request of the ~~Cobb~~**Board of Commissioners**.

Section 3.6 To recommend the financial arrangements reasonably necessary to accomplish the purposes of these ~~by~~ laws not expressly prohibited by law, consistent with the budget approved, if any, by the ~~Cobb~~**Board of Commissioners**.

Section 3.7 To submit a budget at least annually to the ~~Cobb~~**Board of Commissioners** for its consideration.

Section 3.8 To recommend to the ~~Cobb~~**Board of Commissioners** acquisitions by grant, purchase, gift, devise, or lease; and the holding, use, selling, lease, or disposition of real and personal property of every kind and nature whatsoever as may be necessary for the full exercise of, or convenient use for, the carrying on or the enhancement of public transportation for Cobb County.

Section 3.9 To take such actions as may be specifically authorized by the ~~Cobb~~**Board of Commissioners** ~~respecting~~**regarding** the enhancement of public transportation for Cobb County.

ARTICLE IV — MEMBERS

Section 4.1 Number of Members. The ~~Board~~**TAB members** shall be appointed by the ~~Cobb~~**Board of Commissioners** and shall consist of fifteen (15) persons, who are Cobb County residents, serving without compensation, but who shall be entitled to reimbursement for actual, reasonable and necessary expenses incurred on the ~~Board~~**TAB** business, and approved by the ~~Cobb~~**Board of Commissioners**. Each member of the Board of Commissioners shall appoint three individuals to serve on the TAB.

Section 4.2 Nominations. The Nominating Committee may bring recommended candidates to the BoardTAB for consideration as members. -If the BoardTAB assents, these candidates will be submitted to the DOT Transit Division Managaer. The DOT Transit Division Manager will ~~maintain~~ submit the list of recommended individuals ~~recommended by the Nominating Committee and approved by the Board and shall make such list available to the~~ appointing member of the CobbBoard of Commissioners for consideration. -The Board seeks well qualified individuals who bring needed skills to the Board, while maintaining a balanced membership generally reflecting the demographics of the Cobb population. Nomination of members who are regular riders of transit is encouraged. The BoardTAB should at all times have a member who also serves on the Accessibility Advisory Committee (AAC), as described in Section 7.2. -~~Nomination of members who are regular riders of transit is encouraged.~~ Notwithstanding the foregoing, the CobbBoard of Commissioners reserves the express right to make any appointments to the BoardTAB it deems fit.

~~**Section 4.3 Appointment.** Each member of the Cobb Commission shall appoint three individuals to serve on the Board.~~

Section 4.43 Term of Office. The term in office of BoardTAB members shall run concurrently with and at the pleasure of the appointing Commissioner's term of office and until a replacement is appointed and qualified. -If an appointing Commissioner is no longer in office due to a general election or a special election in which more than one year remains in that Commissioner's term, any member appointed by that Commissioner may be subject to removal with or without cause and without regard to any expired term by the newly elected Commissioner filling such seat. -The newly elected Commissioner shall have the right to appoint a new member to the Transit System Advisory BoardTAB. No person who holds elective public office shall be eligible to serve as a member during the term of such elective office, and the position of any member shall be deemed vacant upon such member qualifying as a candidate for elective public office. Such vacancy shall be filled for an unexpired term in the manner that original appointments are required to be made.

Section 4.54 Vacancy. In the event of a vacancy on the BoardTAB for any reason, the BoardTAB Chair shall notify the seated Commissioner within thirty (30) days and request a new appointment. -All vacancies shall be filled in the same manner as the original appointments.

Section 4.65 Absences and Removal of Members. Members of the TAB are considered in attendance at meetings if present in person, or with the limited exception of permissible teleconference participation (as defined in Sections 4.7 and 5.8). Excused absences are allowed by proxy with the form of such proxy designated by the Secretary and approved by the Chair. Any member of the ~~Board~~**TAB** who has three (3) consecutive, unexcused meeting absences or has a total of four absences for any reason in any 11-month period is subject to a recommendation for removal by the ~~Board~~**TAB at the next scheduled meeting.** –The ~~Board~~**TAB** Chair shall provide written notification to the member in question and shall bring the issue of removal ~~to the Board~~**recommendation** to the ~~Board~~**TAB** regarding this member ~~at the next scheduled meeting.~~ –A recommendation to remove a member can be made to the ~~Cobb Board of Commissioners~~ based on a majority vote of the entire membership of the ~~Board~~**TAB.** The ~~Cobb Board of Commissioners~~ may vote to remove a member based on the recommendation from the ~~Board~~**TAB,** regardless of the term of office of any such member. ~~Any~~**The** vacancy resulting from such removal shall be filled in the same manner as the original appointment.

Section 4.6 Permissible Teleconference Participation. So long as a quorum is present in person, a TAB member may participate by teleconference if necessary due to reasons of health or absence from the jurisdiction. No TAB member shall participate by teleconference more than twice in one calendar year, absent emergency conditions, including declarations of federal, state, or local states of emergency, or the written opinion of a physician or other health professional that reasons of health prevent a TAB member's physical presence.

ARTICLE V - MEETINGS

Section 5.1 Regular Meetings. The ~~Board~~**TAB** shall meet ~~monthly~~**no less than six times per year** with meeting dates, times, and locations established at the beginning of each calendar year.

Section 5.2 Special Meetings. Special meetings of the ~~Board~~**TAB** shall be held at such time and place as shall be designated in the notice of such meetings, and may be called by the Chair at any time, and shall be called by the Chair at the request of any five members. –Members shall be given official notice at least 72 hours in advance. –Public notice shall be the responsibility of the ~~Cobb County Department of Transportation~~**DOT, Transit Division.**

Section 5.3 Annual Meeting. ~~The annual meeting of the Board shall be held during the month of March, at a time and place designated by the Chair. The purpose of this meeting shall be to confer with the Cobb Commission if available, review the work of the Board, and discuss issues for consideration in the future.~~

Section 5.43 Notice. The **DOT** Transit Division shall provide required notice to the public and give written notice in any form to each member for each meeting stating the time, place, and purpose of the meeting.

Section 5.54 Quorum. A quorum shall consist of fifty percent (50%) of current membership with a majority vote of quorum present required to pass a motion, unless otherwise stated herein.

Section 5.5 Updates and Reporting. The DOT Transit Division Manager will provide system updates and operational data reporting for the TAB's review in a mutually agreed upon format and frequency.

Section 5.6 Voting. A motion can be passed when a quorum is present at a Regular, or Special ~~or Annual~~ Meeting, unless otherwise stated herein.

Section 5.7 Minutes and Attendance. The DOT Transit Division Manager (in concert with the Secretary) will ensure that attendance and official minutes of the TAB are captured and provided to the county clerk and other applicable departments (e.g. web team).

Section 5.8 Open and Public Meetings. All Regular and Special Meetings shall be open to the public. Public comment may be made by up to five (5) registered speakers each meeting. Each speaker will be allotted a maximum of five (5) minutes and all remarks shall be made to the TAB as a body and addressed through the Chair. Public comment is not a dialogue with the TAB but an opportunity for the speaker to provide their comments to the TAB.

Under circumstances necessitated by emergency conditions involving public safety or the preservation of property or public services, the TAB may meet by means of teleconference, so long as notice requirements are met, and means are afforded to the public to have simultaneous access to the teleconference meeting.

ARTICLE VI - OFFICERS

Section 6.1 Election and Term of Office. The ~~Board~~TAB shall elect ~~officers every odd year at its February meeting. There shall be a Chair, Vice Chair, and Secretary (the "Officers") every odd year at its second meeting (usually February).~~ The Chair may be appoint a Treasurer ~~if circumstances warrant.~~ -The Nominating Committee shall make recommendations from the membership of the ~~Board~~. -The term of each ~~o~~Officer shall be two years, and each ~~o~~Officer of the ~~Board~~TAB shall hold office until such ~~o~~Officer's successor is chosen or until such ~~o~~Officer's earlier resignation, death, or removal.

Section 6.2 Removal of Officers. Any ~~o~~Officer may be removed by a majority vote of the entire membership of the ~~Board~~TAB whenever, in its judgement, the best interests of the ~~Board~~TAB will be served.

Section 6.3 Chair. The Chair shall preside over all meetings of the ~~Board~~TAB and shall act as Chair of such meetings, ~~appoint~~set committees, and serve as an ex-officio member of all committees.

Section 6.4 Vice Chair. The Vice Chair shall perform such other duties and exercise such other powers as the ~~Board~~TAB shall request or delegate. -The Vice Chair shall coordinate ~~the preparation of the Annual Report for presentation to the Cobb Commission~~and act as liaison to the standing committees. -In the absence of the Chair, or in the event of the early resignation, removal or death of the Chair, the Vice Chair shall perform duties of the Chair ~~for~~during the ~~remainder~~absence of the Chair's ~~term~~, and when so acting, shall have the powers of, and be subject to, all restrictions upon the Chair.

Section 6.5 Secretary. The Secretary shall coordinate the preparation of the Annual Report for approval by the TAB and, ~~act as liaison~~ upon approval, presentation to the standing committees Board of Commissioners, and perform such other duties and have such other powers as may be prescribed by the Chair of the Board TAB. In the absence of the Chair and Vice Chair, or in the event of the early resignation, removal or death of the Chair and Vice Chair, the Secretary shall perform duties of the Chair during the absence of the Chair and Vice Chair, and when so acting, shall have the powers of, and be subject to, all restrictions upon the Chair.

~~**Section 6.6 Treasurer.** The Treasurer shall report on the budget at each Board meeting. The Treasurer shall also be the Chair of the Finance Committee.~~

Section 6.76 Absence. In case of the absence of the Chair, ~~and Vice Chair, and Secretary at a called meeting,~~ the Board TAB may delegate for the time being, by a majority vote of the quorum, any or all of the powers or duties of such ~~an~~ Officer to any ~~an~~ Officer or member.

Section 6.87 Vacancy. In the event of a vacancy in any ~~an~~ Officer's position, the Nominating Committee shall bring recommendations to the Board TAB for a vote within sixty (60) days of the vacancy. The TAB shall elect a new Officer to fill a vacancy and upon being elected by the TAB, such new Officer shall serve through the remaining term of the office.

ARTICLE VII - COMMITTEES

Section 7.1 Standing and Ad Hoc Committees. There shall be a Nominating Committee, an Accessibility Advisory Committee, and such other committees as may be needed by the Board TAB. The Board Chair shall have the power to set committees, and define committee responsibilities for same as needed. -The committee chairs and membership shall be appointed by the Chair and confirmed by the Board TAB by a majority vote of the quorum, to serve for a term of one (1) year. -Each committee chair shall be prepared to present a report to the Board TAB at each board TAB meeting.

Section 7.2 Accessibility Advisory Committee (AAC). The AAC shall meet no less than quarterly to review the services and programs offered to elderly and disabled populations, make recommendations for improvements and/or additional programs or services, and provide guidance in these matters to members of the TAB and CobbLinc. The AAC may submit an annual report to the TAB on the transportation services provided by CobbLinc to elderly and disabled populations. The TAB and the AAC will conduct two joint meetings during the year in lieu of their regular meetings.

ARTICLE VIII - MISCELLANEOUS

Section 8.1 Fiscal Year. The Board's TAB's fiscal year shall run concurrent with the Cobb County fiscal year.

Section 8.2 Amendments. The ~~by-~~Bylaws of the Board TAB may be amended and, adopted by the Board TAB by an affirmative majority vote of all members of the Board TAB at any regular or special called meeting of the Board TAB, provided that written notice of the changes to be acted upon is given ten (10) business days prior to the meeting at which the vote is to be taken. Any proposed amendments are subject to final approval by the Cobb Board of Commissioners.

Section 8.3 Conflicts/Preference. Should any term or condition of these ~~b~~**Bylaws** conflict with any term or condition of any general law, local act, ordinance or resolution, the former shall prevail over these ~~b~~**Bylaws**.

ARTICLE IX

Section 9.1 Adoption and Effective Date. These ~~by~~**Bylaws** are ~~adopted and become~~**revised from the original 2008 Bylaws with an** effective—2008 **date beginning on July 25, 2023.**

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 25th of July 2023

**COBB COUNTY WATER SYSTEM
RATES, CHARGES, AND FEES
OCTOBER 1, 2023**

MONTHLY SERVICE CHARGE

The monthly service charge is assessed by meter size. This charge is to recover administrative, customer service, billing and meter-related costs, bond interest and some depreciation expenses. This fee is billed to all active accounts and does not include consumption.

METER SIZE	RESIDENTIAL	NON-RESIDENTIAL	IRRIGATION
5/8" & 3/4"	\$8.00	\$8.00	\$22.00
1"	\$17.00	\$17.00	\$25.00
1 1/2"	\$30.00	\$30.00	\$47.00
2"	\$51.00	\$51.00	\$72.00
3"		\$75.00	\$140.00
4"		\$114.00	\$210.00
6"		\$236.00	\$370.00
8"		\$367.00	\$515.00
10"		\$528.00	\$745.00
12"		\$550.00	\$915.00

FIRE PROTECTION SERVICE

This is a monthly fee for water availability on demand for fire protection. It is associated with DCDA, backflow devices, and other metering devices for fire protection.

LINE SIZE	DOUBLE CHECK DETECTOR ASSEMBLY	DOMESTIC OR FIRE METER (NO BACKFLOW) ¹	UNMETERED FIRE LINE (NO BACKFLOW) ¹
5/8" & 3/4"		\$19.00	
1"		\$19.00	
1 1/2"		\$19.00	
2"	\$20.00	\$24.00	
3"	\$20.00	\$32.00	
4"	\$20.00	\$40.00	
6"	\$50.00	\$151.00	\$200.00
8"	\$60.00	\$201.00	\$250.00
10"	\$80.00	\$251.00	\$300.00
12"	\$110.00		\$350.00

¹ These rates are no longer available; they only apply to accounts established before backflow regulations.

STREET LIGHT CHARGE

Customers who are in a designated Street Light District will be assessed a monthly fee, as approved by the Board of Commissioners, on their water bill. This is a fee that is passed through the Water System to the County's Special Revenue Fund for Street Lights for costs associated with the street light program.

COMMODITY CHARGES

The commodity charges are based upon metered water consumption. These charges are billed to the consumer on a per thousand gallon basis. Wastewater charges are billed equal to metered water use.

RETAIL RATES

	TIER	IN-CITY ²	UNINCORPORATED COBB
RESIDENTIAL WATER	Tier 1 (1,000-3,000)	\$3.63 per 1,000 gallons	\$3.77 per 1,000 gallons
	Tier 2 (4,000-15,000)	\$5.61 per 1,000 gallons	\$5.82 per 1,000 gallons
	Tier 3 (16,000-29,000)	\$6.98 per 1,000 gallons	\$7.23 per 1,000 gallons
	Tier 4 (30,000-49,000)	\$8.17 per 1,000 gallons	\$8.47 per 1,000 gallons
	Tier 5 (50,000 and above)	\$10.60 per 1,000 gallons	\$10.99 per 1,000 gallons
NON-RESIDENTIAL WATER		\$5.50 per 1,000 gallons	\$5.71 per 1,000 gallons
IRRIGATION WATER		\$10.60 per 1,000 gallons	\$10.99 per 1,000 gallons
WASTEWATER		\$7.01 per 1,000 gallons	\$7.27 per 1,000 gallons

²Water and sewer rates for customers located inside city limits are slightly lower because the Water System does not provide stormwater services to these customers.

WATER AND SEWER ACCOUNT DEPOSIT CHARGES

RESIDENTIAL ACCOUNTS	Single Family	\$50.00
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NON-RESIDENTIAL ACCOUNTS**	METER SIZE	DEPOSIT*
	1"	\$180.00
	1 1/2"	\$400.00
	2"	\$700.00
	3"	\$1,600.00
	4"	\$2,800.00
	Greater Than 4"	Calculated by CCWS

*Amount listed or equal to 2 months billing, whichever is greater.

**Deposits for Multi-Family and Permitted Industries are calculated by CCWS.

IRRIGATION METER DEPOSITS	METER SIZE	DEPOSIT
	1"	\$200.00
	1 1/2"	\$400.00
	2"	\$600.00
	3"	\$1,100.00
	4"	\$1,600.00
	6"	\$3,400.00
	8"	\$5,300.00
	10"	\$7,700.00

Customer deposits are refundable upon 24 months of continuous excellent payment history. If the account becomes delinquent, another deposit will be required to be reinstated.

OTHER CHARGES AND CREDITS

SENIOR CITIZEN DISCOUNT	(\$7.00) per month
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To qualify the customer must be 65 years of age or older and have a gross annual income of less than \$17,240 annually (2020). This figure will be updated annually with HHS Poverty Index.

HIGH SERVICE AREA CHARGE	\$7.00 per month
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A service charge for the customers that have water service in one of the identified high service area districts. This is to recover costs associated with having water available for potable and fire protection uses in these districts.

WATER RETENTION CREDIT	Commercial, industrial, or institutional users of wastewater system will only be billed for wastewater service equal to the pre-determined percentage of water which is returned to the wastewater system. This credit is typically used in situations of product manufacturing or loss through evaporation (chillers or boilers).
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SEPTAGE DISPOSAL FEE	\$10.00 per 100 gallons Maximum \$100.00 Per Load
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This is the amount billed for septage delivered to our wastewater plants for treatment and disposal.

INDUSTRIAL SURCHARGE RATES	BOD	Above 250 mg/l	\$0.0936
	TSS	Above 275 mg/l	\$0.1752
	NH3 (AMMONIA)	Above 15 mg/l	\$0.9934
	PHOS	Above 7.5 mg/l	\$1.7482
	Computation: Measured Strength (mg/l) - High Strength Limit (mg/l) x Wastewater Volume (millions of gallons) x 8.34 (conversion factor) x High Strength surcharge (\$ per pound).		

FIRE HYDRANT METER RENTAL	DEPOSIT	\$1,000.00
	SERVICE FEE	\$20.00/meter
	WATER	\$10.99 /1,000 gallons
	DAILY RENTAL	\$5.00
	LOST METER	Cost of Equipment plus estimated usage of 500 gallons per day

TOILET REBATE PROGRAM FOR PROPERTIES BUILT IN 1992 OR BEFORE.	Eligibility is subject to program requirements.		
	SINGLE-FAMILY RESIDENTIAL	(\$100.00)/Toilet	Maximum 3 toilets per property
	NON-SINGLE-FAMILY RESIDENTIAL	(\$50.00)/Toilet	Maximum 100 toilets per property

WATER CONNECTION AND TAP FEES

WATER METER CONNECTION FEES				
WATER METER SIZE	DOMESTIC METER INSTALLATION ONLY (DROP IN METER)	SERVICE LINE & DOMESTIC METER INSTALLATION	IRRIGATION INSTALLED WITH DOMESTIC METER	IRRIGATION METER INSTALLATION ONLY ³
3/4"	\$525.00	\$1,650.00	\$1,200.00	
1"	\$830.00	\$1,700.00	\$1,300.00	\$1,800.00
1 1/2"	\$1,200.00	\$1,800.00	\$1,600.00	\$1,950.00
2"		\$1,950.00	\$1,850.00	\$2,250.00
3"		\$4,000.00	\$2,680.00	\$4,250.00
4"		\$4,500.00	\$3,570.00	\$4,700.00
6"		\$10,000.00	\$9,370.00	\$11,000.00
8"		\$14,000.00	\$12,220.00	\$12,220.00
10"		\$19,500.00	\$17,960.00	\$17,960.00
12"		\$24,000.00		
³ If a new long-side service is required, then all of the costs associated with the service line will be charged in addition to the irrigation meter fee.				
RESIDENTIAL WATER LINE FEE (County Installed Water Mains Only)			\$1,000.00	
COMMERCIAL WATER LINE FEE			\$25.00 per foot (100 ft. minimum) Churches \$1,000.00	

Typical Water Meter Installation Costs:

1. Developer installed water distribution system: water meter installation fee (by meter size) + Deposit
2. CCWS Installed distribution system: water meter installation fee (by meter size) + Water line fee (defined by type of installations) + Deposit

DOUBLE CHECK DETECTOR ASSEMBLY (DCDA) FEES		
DCDA SIZE	DCDA INSTALLATION	DCDA DEPOSIT
2"	\$4,500.00	\$50.00
3"	\$4,750.00	\$50.00
4"	\$5,000.00	\$50.00
6"	\$7,500.00	\$125.00
8"	\$9,500.00	\$150.00
10"	\$14,500.00	\$200.00
12"	\$21,500.00	\$250.00
Add deposit and applicable water line fee. This is a backflow prevention device.		

SPECIAL WATER ASSESSMENT AREAS	
Lost Mountain High Service Water Assessment	\$3,000.00 per Equivalent Residential Unit
Sweat Mountain High Service Water Assessment	\$3,000.00 per Equivalent Residential Unit
Brushy Mountain High Service Water Assessment	Within Contracted area (Shiloh Valley S/D, Phase I & II and the Columns at Shiloh Valley Apartments): \$681.00 per single family residence. Outside Contracted area: \$4,000.00 per acre.
Equivalent Residential Unit (ERU) = 400 gallons per day.	

WASTEWATER CONNECTION FEES

The System Development Fee (SDF) is based on Equivalent Residential Units (ERU) for single and multi-family residential units and for non-residential properties served by water meters greater than 4 inches in size. Fees are provided below.

FEE	RATE
Typical Single Family Residential SDF	\$2,900.00
Multi-Family SDF	Calculated by CCWS
Commercial 1" Meter SDF	\$5,220.00
Commercial 1 1/2" Meter SDF	\$11,600.00
Commercial 2" Meter SDF	\$20,300.00
Commercial 3" Meter SDF	\$46,400.00
Commercial 4" Meter SDF	\$81,200.00
Commercial Meter Greater than 4" SDF	Calculated by CCWS
Permitted Industry SDF	Calculated by CCWS
Willeo Basin SDF – Applies to All Residential and Non-Residential Properties Regardless of Meter Size	\$2,900.00 per ERU
Cobb to Paulding Pumpkinvine Creek SDF– Applies to All Residential and Non-Residential Properties Regardless of Meter Size	\$5,600.00 per ERU
Sewer Extension Fee	\$2,300.00 per connection plus SDF
Special Sewer Assessment Area Fee	Fee as defined in table below plus SDF
Residential Sewer Tap Installation Fee	\$1,100.00
Convenience Sewer Tap Installation Fee	Actual cost to CCWS

SPECIAL SEWER ASSESSMENT AREAS	
Brown Deer	\$2,300.00 per lot
Clark Creek Area Sewer Assessment	\$1,500.00 per acre/less flood plain
Due West Area Sewer Assessment	\$2,200.00 per acre/less flood plain (\$215.00 per acre for Area 1)
Elmwood Extension Sewer Assessment.	\$1,500.00 per acre
Flint Hill Road Sewer Assessment Area	Area # 1 - \$600.00 per acre Area # 2 - \$2,900.00 per acre
Hartman Road	\$2,400.00 per acre
Liberty Hill Sewer Assessment	\$14,200.00 per acre
Northwest Cobb Commercial Sewer Assessment Area	\$17,900.00 per acre
Old Highway 41 Sewer Assessment	\$13,000.00 per acre
Vinings Library Outfall Sewer Assessment	\$3,000.00 per acre
Winfred Drive Sewer Assessment	\$9,000.00 per acre
Woodland Brook	\$23,300.00 per lot

SERVICE CHARGES

Water Service $\leq$ 4" Service Establishment	\$25.00 per trip
Water Service $\geq$ 6" Service Establishment	\$50.00 per trip
Water Service Transfer to New Location	\$25.00
Same Day Service Request Fee (Water turn-on)	\$25.00
Service Termination Recheck	\$25.00
Water Running Recheck	\$25.00
Weekend Service Turn-on Fee	\$75.00
Late Fee	\$10.00
Processing Fee - Delinquent Accounts (Dispatched)	\$50.00
Surcharge Same Day Restoration after 6 PM - Delinquent Accounts	\$75.00
Returned Checks	\$30.00
Broken Lock and Cap (Delinquent Accounts)	\$30.00
Reinstall Pulled Water Meter (Delinquent Accounts)	\$50.00
Lost / Stolen / Damaged Meter	\$300.00
Meter Testing / Reading Verification ³	\$25.00
Meter Installation Additional Trip Fee	\$25.00
³ Fee may be assessed for excessive verifications of accurate readings.	

UNAUTHORIZED WATER USE
Customer is notified to apply for water service.
Penalty for theft is \$250.00 plus estimated usage at irrigation rate
Citizen is also subject to prosecution of misdemeanor with penalty up to \$500.00 or 6 months imprisonment.

UNAUTHORIZED WATER USE DURING CURTAILMENT BAN	
This is for the enforcement of customers violating the outdoor watering ban and conservation policies per code section 122-61 and 122-84(k).	
First Violation	Customer is provided or it will be posted on the property a written notice of violation.
Second Violation (same property)	\$100.00
Third Violation (same property)	\$250.00
Fourth Violation and all others (same property)	\$500.00 Service Disconnect

UNAUTHORIZED DOMESTIC WASTEWATER USE
Customer is notified to apply for service and to pay connection fees.
Penalty for theft of service is \$250.00 plus estimated usage.
Citizen is also subject to prosecution of misdemeanor with penalty up to \$500.00 or 6 months imprisonment.

GOVERNMENT RATES

These rates apply only to local government customers with a wholesale wastewater contract with Cobb County Water System.

WATER GOVERNMENT RATES	
WATER METER SIZE	MONTHLY SERVICE CHARGE
5/8" & 3/4"	\$8.00
1"	\$17.00
1 1/2"	\$30.00
2"	\$51.00
3"	\$75.00
4"	\$114.00
6"	\$236.00
8"	\$367.00
10"	\$528.00
12"	\$550.00

WASTEWATER GOVERNMENT RATES	
Wastewater	\$5.23 per 1,000 gallons
Fulton County <10.32 MGD	\$2.82 per 1,000 gallons (Per Contractual Agreement)
Fulton County > 10.32 MGD	\$5.23 per 1,000 gallons (Per Contractual Agreement)

LEAK CREDIT GUIDELINES

Customers may be eligible for a credit on wastewater charges on water lost through a system leak or a damaged pool, subject to certain conditions. Customers may receive a credit no more than once annually and are required to submit documentation of repairs. The credit, if awarded, is based on no more than two billing periods and calculated from the difference between the subject period and 150% of the use for the same period during the previous year. The Water System has established a committee to evaluate requests.