

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
JULY 23, 2024
7:00 PM**

The Regular Meeting of the Cobb County Board of Commissioners was held on Tuesday, July 23, 2024, at 7:00 p.m. in the second-floor public meeting room at 100 Cherokee Street, David Hankerson Building, Marietta, Georgia. Present and comprising a quorum of the Board were:

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

CALL TO ORDER

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

PRESENTATIONS

1. **To present a check in recognition of Sharp Media LLC; a recipient of the Entrepreneurship and Innovation Grant.**

Commissioner Richardson and Sabrina Wright, Economic Development Director, presented a check to Sharp Media, LLC, a recipient of the Entrepreneurship and Innovation Grant.

2. **To present a check in recognition of Sweets, LLC; a recipient of the Entrepreneurship and Innovation Grant.**

Commissioner Gambrell and Sabrina Wright, Economic Development Director, presented a check to Sweets, LLC, a recipient of the Entrepreneurship and Innovation Grant.

BUDGET/MILLAGE

3. **To conduct the third public hearing on the 2024 proposed property tax increase as defined by Georgia law.**

William Volckmann, Chief Financial Officer, presented information regarding the 2024 proposed property tax increase and requested a public hearing be conducted.

Chairwoman Cupid opened the public hearing regarding the FY 2024 proposed property tax increase and asked those wishing to speak to come forward to address the Board. Following 27 speakers, the public hearing was closed.

Chairwoman Cupid called for a brief recess from 8:25 p.m. - 8:33 p.m.

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

Clerk's Note: Commissioner Birrell requested the following statement that is on file in the County Clerk's office be attached to each vote and made a part of these minutes.

Commissioner Gambrell requested the following statement that is on file in the County Clerk's office be attached to each vote and made a part of these minutes. On June 11, 2024 Commissioner Gambrell submitted a copy of her Brief in Civil Action Case 24-1-2122, Alicia Adams vs Cobb County Board of Elections which is on file in the County Clerk's office.

Commissioner Birrell's statement

In light of the Supreme Court's ruling last week regarding standing on the Home Rule issue, my position regarding the Home Rule Challenge still stands. 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.

In addition, I do support the Order on Cross Motions for Summary Judgment (Civil Action File No. 23-1-02428-56) from Judge Ann B. Harris in the Superior Court of Cobb County dated January 8, 2024, which finds the County's Amendment to Act 562 (the "Amendment or Amended Act") is an act excluded from the County's Home Rule authority granted in the Georgia Constitution, and therefore is void.

Commissioner Gambrell'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.

4. **To adopt a resolution setting the 2024 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 2024 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 2024 millage rates is attached and made a part of these minutes.

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

5. **To conduct the third public hearing on the FY 2025 Proposed Budget.**

William Volckmann, Chief Financial Officer, presented information regarding the FY 2025 proposed Budget and requested a public hearing be conducted.

Chairwoman Cupid opened the public hearing regarding the FY 2025 proposed Budget and asked those persons wishing to speak to come forward. Following eight speakers, the public hearing was closed.

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

6. **To adopt the FY 2025 Budget.**

Motion by Cupid, second by Richardson, to **adopt** the FY 2025 Budget and authorize the Chairwoman to execute the necessary documents. A copy of the FY2025 Adopted Budget resolution is attached and made a part of these minutes and a copy of the FY2025 Budget documents are on file in the Office of the County Clerk.

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

7. **To adopt a resolution establishing the 2024 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 2024 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 2024 countywide school tax is attached and made a part of these minutes.

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

Chairwoman Cupid called for a brief recess from 10:45 p.m. - 10:56 p.m.

PUBLIC HEARING

8. **To conduct a public hearing prior to expending \$100,000.00 or more for engineering design services for eight Local Maintenance and Improvement Grant Program projects.**

Johnathan Yee, Transportation Deputy Director, requested a public hearing prior to expending \$100,000.00 or more on engineering design services for eight Local Maintenance and Improvement Grant Program projects.

Chairwoman Cupid opened the public hearing regarding the FY 2024 proposed property tax increase and asked those wishing to speak to come forward to address the Board. There being no speakers, the public hearing was closed.

PUBLIC COMMENT

1. Tamae Partain addressed the Board regarding stormwater.
2. Alicia Adams addressed the Board regarding transit.

MOTION FOR NON-AGENDA ITEM

Motion by Cupid, second by Richardson, to **approve** the addition of the following agenda item to be added to the end of Consent:

- *To authorize the settlement of Michael Graham v. Francisco Fajardo, as presented in the Executive Session on July 22, 2024. (See item 23 of these minutes)*

VOTE: **ADOPTED 5-0**

CONSENT AGENDA

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

Juvenile Court

9. **To authorize the application for grant funds from the Criminal Justice Coordinating Council for the FY2025 Juvenile Prevention and Intervention Grants Program Continuation.**

To **authorize** the application for grant funds from the Criminal Justice Coordinating Council for the FY2025 Juvenile Prevention and Intervention Grants Program continuation; and **further authorize** the Chairwoman to execute any necessary documents.

10. **To authorize the application for grant funds from the Criminal Justice Coordinating Council for the FY2025 Delinquency Prevention Grant Continuation.**

To **authorize** the application for grant funds from the Criminal Justice Coordinating Council for the FY2025 Delinquency Prevention Grant; and **further authorize** the Chairwoman to execute any necessary documents.

Water System

11. **To approve a work order under the FY24 Stormwater Management Unit Price Contract with Wade Coots Company, Inc. for 64 Olive Circle, Program No. SW2273.**

To **approve** a work order under the FY24 Stormwater Management Unit Price Contract with Wade Coots Company, Inc., in the amount of \$97,862.70, for 64 Olive Circle, Program No. SW2273; **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	\$97,862.70
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Transfer to:

64 Olive Circle

Drainage Contract R&M Service	510-500-5758-6496	SW2273-C	\$97,862.70
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12. **To approve a work order under the FY24 Stormwater Management Unit Price Contract with W. E. Contracting Co. Inc. for 2240 Major Loring Way, Program No. SW2198.**

To **approve** a work order under the FY24 Stormwater Management Unit Price Contract with W.E. Contracting Co. Inc., in the amount of \$87,985.35, for 2240 Major Loring Way, Program No. SW2198; **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	\$87,985.35
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Transfer to:

2240 Major Loring Way

Drainage Contract R&M Service	510-500-5758-6496	SW2198-C	\$87,985.35
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13. **To approve a work order under the FY24 Stormwater Management Unit Price Contract with W. E. Contracting Co. Inc. for 4932 Lakeland Drive, Program No. SW1721.**

To **approve** a work order under the FY24 Stormwater Management Unit Price Contract with W.E. Contracting Co. Inc., in the amount of \$122,568.15, for 4932 Lakeland Drive, Program No. SW1721; **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	\$122,568.15
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Transfer to:

4932 Lakeland Drive

Drainage Contract R&M Service	510-500-5758-6496	SW1721-C	\$122,568.15
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14. **To approve a work order under the FY24 Stormwater Management Unit Price Contract with Wade Coots Company, Inc. for 742 First Cotton Drive, Program No. SW2303.**

To **approve** a work order under the FY24 Stormwater Management Unit Price Contract with Wade Coots Company, Inc., in the amount of \$78,217.25, for 742 First Cotton Drive, Program No. SW2303; **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	\$78,217.25
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Transfer to:

742 First Cotton Drive

Drainage Contract R&M Service	510-500-5758-6496	SW2303-C	\$78,217.25
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15. **To ratify previous action by the County Manager authorizing emergency work and payment to HD Excavations & Utilities, LLC for Interstate North Parkway at Rottenwood Creek Sewer Crossing Replacement, Program No. S1147.**

To **ratify** previous action by the County Manager authorizing the emergency work and payment to HD Excavations and Utilities, LLC, in the amount of \$326,978.97, for the Interstate North Parkway at Rottenwood Creek Sewer Crossing Replacement, Program No. S1147; **ratify** the corresponding budget transaction; and **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:

UPC Water, Sewer, and Miscellaneous Services

Construction	510-500-5752-8260	C0171-C	\$326,978.97
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Transfer to:

Interstate North Pkwy. at Rottenwood Creek Sewer Crossing Replacement

Construction	510-500-5755-8260	S1147-C	\$326,978.97
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Transportation

16. **To approve an Agreement for Development of Riverlands Gateway Park with the Trust for Public Land, and authorize allocation of FY24 District 4 Adopted Contingency funding for associated costs.**

To **approve** an Agreement for Development of Riverlands Gateway Park with the Trust for Public Land; **authorize** allocation of FY24 District 4 Adopted Contingency funding for associated closing costs; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Available in the Department's FY24 General Fund Operating Budget, with the following budget transfer from the FY24 District 4 Adopted Contingency Budget:

Decrease Expenditure: 010-001-0124-8820 Undesignated Contingency	\$20,000.00
Increase Expenditure: 010-050-0770-8030 Professional Services - Land Acquisition	\$20,000.00

17. **To approve Change Order No. 3 (final) to the contract with ABC Bus, Inc., for overhaul of the CobbLinc Express bus fleet, Cobb DOT Contract No. 001590.**

To **approve** Change Order No. 3 (final) to the contract with ABC Bus, Inc., a savings to the project in the amount of \$393,104.30, for overhaul of the CobbLinc Express bus fleet, Cobb DOT Contract No. 001590; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the Transit Grant Fund, with the following budget transfer:

Decrease Encumbrance			
GAE 20301262115:	203-050-T080-8613	Transit Buses - Major Rehab	\$393,104.30
Transfer from:	203-050-T080-8613	Transit Buses - Major Rehab	\$393,104.30
Transfer to:	203-050-T065-8005	Preliminary Estimate	\$393,104.30

Public Safety Agency

Fire and Emergency Services

18. **To approve an Agreement of Mutual and Automatic Aid between the Smyrna Fire Department and Cobb County for fire, emergency, rescue, and support services.**

To **approve** an Agreement of Mutual and Automatic Aid between the Smyrna Fire Department and Cobb County for fire, emergency, rescue, and support services, and **further authorize** the Chairwoman to execute any necessary documents.

19. **To approve a Project Agreement with Controlled Access, Inc. for the purchase and installation of enterprise video surveillance systems on outdated and unsupported platforms, at twenty-one (21) Cobb County Fire Stations.**

To **approve** a Project Agreement with Controlled Access, Inc. for the purchase and installation of enterprise video surveillance systems in the amount of \$221,550.00; **authorize** the corresponding budget transactions, and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available within the FY24 Fire Budget.

230-130-1000-6491	Annual Maintenance & Support Contracts	\$221,550.00
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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.

CDBG

21. **To accept and allocate additional funding for the Community Services Block Grant program provided by the Georgia Department of Human Services.**

To **accept** and allocate additional funding for the Community Services Block Grant program provided by the Georgia Department of Human Services; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents. A copy of Attachment A is attached and made a part of these minutes.

The budget appropriations, as shown in Attachment A, account for the additional funds in the amount of \$13,448.22.

County Clerk

22. **To approve minutes.**

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

- July 8, 2024 - Agenda Work Session
- July 9, 2024 - BOC Regular Meeting
- July 16, 2024 - BOC Zoning Hearing
- July 16, 2024 - Special Called Public Hearing

County Attorney

23. To authorize the settlement of *Michael Graham v. Francisco Fajardo*, Civil Action File No. 23-A-03839, in the State Court of Cobb County, Georgia, authorize the corresponding budget transactions, and authorize the County Attorney's Office to sign all necessary settlement documents.

To **authorize** the settlement of *Michael Graham v. Francisco Fajardo*, Civil Action File No. 23-A-03839, in the State Court of Cobb County, Georgia, as discussed in Executive Session on July 22, 2024; **authorize** the corresponding budget transactions and **further authorize** the County Attorney's Office to sign all necessary settlement documents.

Funding is available in account: 710 055 8011 6608

CONSENT VOTE: **ADOPTED 5-0**, Commissioner Birrell in opposition to Item 17. (*Statements of Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

REGULAR AGENDA

Transportation

24. To approve Project No. B2547-TO#3 to the 2022 Master Task Order Contract with WSP USA, Inc., for Cumberland Transit Alternatives Study, Cobb DOT Contract No. 002327.

Motion by Richardson, second by Cupid, to **approve** Project No. B2547-TO#3 to the 2022 Master Task Order Contract with WSP USA, Inc., in an amount not to exceed \$206,873.66, for Cumberland Transit Alternatives Study, Cobb DOT Contract No. 002327; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	348-050-B250-B250-8005-B2540-A	Preliminary Estimate	\$206,873.66
Transfer to:	348-050-B250-B250-6322-B2547-E	Planning Services	\$206,873.66

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.

Cumberland Transit Alternatives Study is an eligible project/program under the Traffic Management, Transportation Technology, and Planning Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 18). SPLOST funding for Traffic Management, Transportation Technology, and Planning will be used to replace and upgrade the county's traffic signal infrastructure, install traffic signals at locations that satisfy traffic signal warrant(s) as established in the current version of the Manual on Uniform Traffic Control Devices, optimize the operations of the traffic system, improve the county's transportation technology systems, and develop long and short-term planning strategies.

SPLOST Project Summary as of July 1, 2024: Cumberland Transit Alternatives Study (new project as of 07/23/24)

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

Adjusted Budget:	\$206,873.66
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VOTE: ADOPTED 4-1, Commissioner Gambrill opposed (*Statements of Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

25. To approve a Utility Relocation Agreement with BellSouth Telecommunications, LLC d/b/a AT&T Georgia, for preliminary engineering and relocation of facilities on James Road over Pine Creek, Project No. B2103, Cobb DOT Contract No. 002316.

Motion by Sheffield, second by Birrell, to **approve** a Utility Relocation Agreement with BellSouth Telecommunications, LLC d/b/a AT&T Georgia, in an amount not to exceed \$211,472.04, for preliminary engineering and relocation of facilities on James Road over Pine Creek, Project No. B2103, Cobb DOT Contract No. 002316; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	348-050-B210-B210-8005-B2103-A	Preliminary Estimate	\$211,472.04
Transfer to:	348-050-B210-B210-8786-B2103-U	Utility Relocation	\$211,472.04

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, Bridges and Culverts.

James Road over Pine Creek is an eligible project/program in the Bridges and Culverts Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 13). SPLOST funding for bridges and culverts will fund activities to repair, rehabilitate, and replace bridges and culvert structures.

SPLOST Project Summary as of July 1, 2024: James Road over Pine Creek

Budget:	\$2,040,000.00	Expended:	\$210,175.40
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VOTE: **ADOPTED 5-0** (*Statements of Commissioner Birrell and Commissioner Gambrell are attached and made a part of these minutes*).

26. To approve a contract with Advanced Road Construction, LLC for drainage system repairs on Fox Hound Chase, Project No. B2282, Cobb DOT Contract No. 002124.

Motion by Richardson, second by Gambrill, to **approve** a contract with Advanced Road Construction, LLC, in an amount not to exceed \$363,608.00, for drainage system repairs on Fox Hound Chase, Project No. B2282, Cobb DOT Contract No. 002124; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:	348-050-B220-B220-8005-B2201-A	Preliminary Estimate	\$328,608.00
Transfer to:	348-050-B220-B220-8762-B2282-C	Turnkey Construction	\$328,608.00

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

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

SPLOST Component Summary as of July 1, 2024: Drainage System

Budget:	\$22,753,789.35	Encumbered/Expended:	\$11,400,964.01
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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	\$39,200.00
Transfer to:	CC Fox Hound Chase Drainage - Utility Allow.		
	510-500-5756-6496-W5101-C	Drainage Contract R&M Svc.	\$35,000.00
	510-500-5756-8265-W5101-M	Materials and Supplies	\$ 3,500.00
	510-500-5756-8810-W5101-T	Contingency	<u>\$ 700.00</u>
		Total:	\$39,200.00

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

27. To approve Supplemental Agreement No. 1 to the contract with D & H Construction Company, Inc., for water relocations on Schaffer Road Sidewalk, Project No. B2602, Cobb DOT Contract No. 002029.

Motion by Sheffield, second by Birrell, to **approve** Supplemental Agreement No. 1 to the contract with D & H Construction Company, Inc., in an amount not to exceed \$30,000.00, for water relocations on Schaffer Road Sidewalk, Project No. B2602, Cobb DOT Contract No. 002029; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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	\$34,000.00
Transfer to:	Schaffer Road Sidewalk - Utility Allow.		
	510-500-5756-8260-W5086-C	Construction	\$30,000.00
	510-500-5756-8265-W5086-M	Materials and Supplies	\$ 3,000.00
	510-500-5756-8810-W5086-T	Contingency	<u>\$ 1,000.00</u>
		Total:	\$34,000.00

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

28. To approve Change Order No. 2 (final) to the contract with CMES, Inc., for West Atlanta Street Trail, State P.I. No. 0016028, Cobb County Project No. X2412, Cobb DOT Contract No. 001434.

Motion by Birrell, second by Sheffield, to **approve** Change Order No. 2 (final) to the contract with CMES, Inc., a savings to the project in the amount of \$324,183.81, for West Atlanta Street Trail, State P.I. No. 0016028, Cobb County Project No. X2412, Cobb DOT Contract No. 001434; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Decrease Encumbrance

GAE 34701252240: 347-050-X240-X240-8762-X2412-C Turnkey Construction \$262,958.56

Reallocate remaining appropriation of Surface Transportation Block Grant Program and Transportation Alternatives Program funding within the 2016 SPLOST Transportation Improvements Program Fund, as follows:

Decrease Revenue: 347-050-X240-X240-4444-X2412-C FTA 5307 - STP \$334,180.00

Decrease Expenditure: 347-050-X240-X240-8762-X2412-C Turnkey Construction \$334,180.00

Increase Revenue: 347-050-X270-X270-4444-X2770-C FTA 5307 - STP \$334,180.00

Increase Expenditure: 347-050-X270-X270-8762-X2770-C Turnkey Construction \$334,180.00

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, Thoroughfare and Mobility Improvements.

West Atlanta Street Trail is an eligible project/program under the Congestion Relief and Mobility Improvements – Thoroughfare and Mobility Improvements Component of the 2016 SPLOST Transportation Improvements (Cobb County 2016 SPLOST, pp. 7, 21).

SPLOST Project Summary as of July 1, 2024: West Atlanta Street Trail

Budget:	\$3,466,609.37	Expended:	\$2,968,273.29
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A savings to the Water System DOT Projects - Relocate Lines Adopted CIP Budget, with the following budget transfers:

Decrease Encumbrance

GAE 51001252240:	510-500-5756-8260-W4429-C	Construction	\$61,225.25
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Transfer from:

West Atlanta Street Trail			
510-500-5756-8260-W4429-C	Construction	\$61,225.25	
510-500-5756-8265-W4429-M	Materials and Supplies	\$ 5,000.00	
510-500-5756-8810-W4429-T	Contingency	\$ 3,220.00	
	Total:	\$69,445.25	

Transfer to:

DOT Projects - Relocate Lines			
510-500-5756-8005-W4069-Z	Preliminary Estimate	\$69,445.25	

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

29. To approve Change Orders (final) to contracts for various completed projects in the 2016 SPLOST Transportation Improvements Program Fund, 2022 SPLOST Transportation Improvements Program Fund, and Water System Fund.

Motion by Cupid, second by Richardson, to **approve** Change Orders (final) to contracts for various completed projects in the 2016 SPLOST Transportation Improvements Program Fund, 2022 SPLOST Transportation Improvements Program Fund, and Water System Fund, a total savings to the projects in the amount of \$976,728.18; **authorize** the corresponding budget and accounting transactions; and **further authorize** the Chairwoman to execute the necessary documents.

A savings to the 2016 SPLOST Transportation Improvements Program (TIP) Fund, 2022 SPLOST TIP Fund, and Water System Fund, as follows, and as detailed in the attached list of budget and accounting transactions required.

Decrease Exp.:

Encumbered	347-050-X290-X290-8762-X2922-C	2016 SPLOST TIP Fund	\$59,453.60
	348-050-Various Units/Subunits/Projects	2022 SPLOST TIP Fund	\$835,661.58
	510-500-5756-Various Projects	Water System Fund	\$35,000.00
	500-500-5400-Various Units/Projects	Water Operating	\$46,613.00
		Total:	\$976,728.18

Decrease Exp.:

Unencumbered	510-500-5756-Various Projects	Water System Fund	\$4,300.00
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VOTE: **ADOPTED 5-0** (*Statements of Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

Public Services Agency

PARKS

30. **To approve a contract with AllStar Lighting & Electrical Services, Inc. to supply labor, equipment and materials to replace athletic field lighting with new LED sports field lighting fixtures and wiring on Fields 1 and 5 at Mud Creek Soccer Complex under the 2022 PARKS SPLOST program.**

Motion by Sheffield, second by Birrell, to **approve** a contract with AllStar Lighting & Electrical Services; Inc. under Cobb County Master Agreement in an amount not to exceed \$309,969.87 to supply labor, equipment and materials to install new LED lighting fixtures and wiring at Athletic Fields 1 and 5 at Mud Creek Soccer Complex under the 2022 PARKS SPLOST Program; **authorize** the corresponding budget transactions; and **further authorize** the Procurement Director to execute the necessary documents.

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

348-105-B065-B0650-C-8112 (Parks Electrical and Lighting Upgrades) \$309,969.87

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

Parks Electrical and Lighting Upgrades (Mud Creek Soccer Complex) is an eligible project under the 2022 SPLOST(Cobb County 2022 SPLOST, Page 28). This improvement will replace existing lighting with clearer, more efficient LED lighting.

SPLOST Project Summary as of July 1, 2024 (Parks Electrical and Lighting Upgrades)

Budget:	\$3,430,000.00	Expended to Date:	\$1,314,159.76
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VOTE: ADOPTED 5-0 *(Statements of Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes).*

31. **To ratify previous action taken by the County Manager authorizing emergency repair and replacement of the Civic Center lobby storefront doors/windows due to an automobile accident at the facility on June 5, 2024.**

Motion by Birrell, second by Cupid, to **ratify** action by the County Manager for the emergency repair/replacement of the lobby storefront at the Cobb County Civic Center in an amount not to exceed \$116,455.00; **authorize** a Purchase Order with Glass Stream Inc.; **approve** a fund balance appropriation within the General Fund; and **further authorize** the Procurement Director or Chairwoman to execute the necessary documents.

Increase Revenue:	010-105-3200-4980 (Fund Balance Appropriation)	\$116,445.00
Increase Expenditure:	010-105-3200-8110 (Renovation of Buildings/Structures)	\$116,445.00

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

32. **To ratify previous action by the County Manager to approve emergency work and approve Change Order No. 1 to the contract with United Pool Construction, LLC for the Improvements to Aquatic Centers project under the 2022 PARKS SPLOST Program.**

Motion by Birrell, second by Richardson, to **ratify** previous action by the County Manager in approving Change Order No. 1 to the contract with United Pool Construction for Improvements to Aquatic Centers under the 2022 PARKS SPLOST Program, representing an addition to the contract in the amount of \$90,000.00; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Funding is available in the 2022 PARKS SPLOST Funds as follows:

348-105-B065-B0653-C-8110	(Building Renovations and Improvements)	\$90,000.00
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The 2022 SPLOST, adopted by the Board of Commissioners on July 14, 2020, provides for capital improvements and anticipated corresponding budget funding to address, inter alia, PARKS Improvements.

Building Renovations and Improvements is an eligible project under the 2022 SPLOST (Cobb County 2022 SPLOST, Page 28). The existing paint and marcite surfacing in the pools have reached their intended service life and need to be replaced. These are much needed improvements for these very heavily used facilities. Removal of the failed bulkhead was required to satisfactorily complete the project.

SPLOST Project Summary as of July 1, 2024 (Building Renovations and Improvements)

Budget:	\$4,500,000.00	Expended to Date:	\$2,187,685.49
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VOTE: **ADOPTED 5-0** (*Statements of Commissioner Birrell and Commissioner Gambrill are attached and made a part of these minutes*).

**MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
JULY 23, 2024
7:00 PM**

Page | 20

ADJOURNMENT

The meeting was adjourned at 11:27 p.m.



Angela Cunningham
Deputy County Clerk
Cobb County Board of Commissioners

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.

Commissioner Birrell's statement

In light of the Supreme Court's ruling last week regarding standing on the Home Rule issue. My position regarding the Home Rule Challenge still stands. 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.

In addition, I do support the Order on Cross Motions for Summary Judgment (Civil Action File No. 23-1-02428-56) from Judge Ann B. Harris in the Superior Court of Cobb County dated January 8, 2024 which finds the County's Amendment to Act 562 (the "Amendment or Amended Act") is an act excluded from the County's Home Rule authority granted in the Georgia Constitution, and therefore is void.

FY 2024 MILLAGE PUBLIC HEARING

July 23, 2024



COBB COUNTY FINANCE DEPARTMENT

Presented by : BILL VOLCKMANN
CHIEF FINANCIAL OFFICER

1

FY 2024 MILLAGE SCHEDULE

Advertised in the Marietta Daily Journal
~ June 27, 2024

First Public Hearing
~ July 9, 2024, 9:00 AM Regular BOC Meeting

Second Public Hearing
~ July 16, 2024, 6:30 PM Special Called BOC Meeting

Third Public Hearing & Adoption
~ July 23, 2024, 7:00 PM Regular BOC Meeting



The above public activities are conducted in compliance with Georgia State Law O.C.G.A. § 48-5-32 and Cobb County Code §34-41,42,43,44,45.

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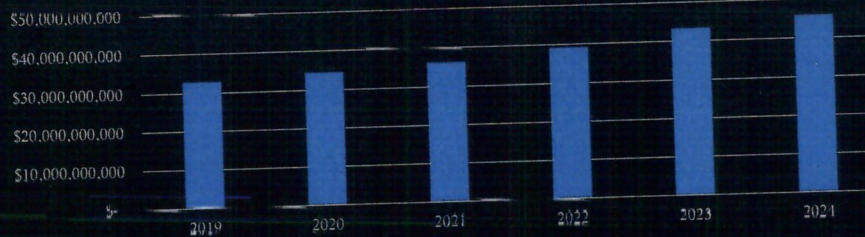
Reference No. 3

1

COBB COUNTY'S MILLAGE RATE

Fund	FY23 Adopted	FY24 Proposed
General Fund	8.46	8.46
Fire District Fund	2.99	2.99
Cumberland Special Service District II	2.45	2.45
Six Flags Special Service District	3.50	3.50

Net Digest Growth



3

3

TAX DIGEST COMPARISON

	2023 Adopted	2024 Proposed	Change
Residential Real Property	\$39,414,844,759	\$43,286,165,570	\$3,871,320,811
Commercial Real Property	\$12,741,655,965	\$13,611,275,969	\$869,620,004
Other Real Property	\$556,626,730	\$650,926,633	\$94,299,903
Personal Property	\$4,270,332,384	\$4,290,205,988	\$19,873,604
Public Utilities	\$991,884,581	\$926,748,283	(\$65,136,298)
Motor Vehicle	\$188,627,280	\$171,407,730	(\$17,219,550)
Mobile Home	\$13,056,154	\$13,517,685	\$461,531
Timber	\$0	\$0	\$0
Heavy Duty Equipment	\$5,867,036	\$5,879,510	\$12,474
Gross Digest	\$58,182,894,889	\$62,956,127,368	\$4,773,232,479
Exemptions-M&O	(\$14,983,990,661)	(\$17,082,453,654)	(\$2,098,462,993)
Net Taxable Digest	\$43,198,904,228	\$45,873,673,714	\$2,674,769,486

4

4

COBB COUNTY'S MILLAGE RATE

10/15/2023 \$4,701.77								10/15/2024 \$6,678.18							
\$480,760		\$192,304	0.00	9 - Unincorporated Cobb	Yes: 111 Basic			\$646,010		\$258,404	0.00	9 - Unincorporated Cobb	Yes: 111 Basic		
SCHOOL	\$192,304	\$10,000	\$182,304	0.0187	\$3,409.08	\$336.60	\$3,072.48	SCHOOL	\$258,404	\$10,000	\$248,404	0.0187	\$4,645.15	\$464.15	\$4,645.15
Levied by the Cobb County Board of Education representing approximately 72.55% of your taxes due.								Levied by the Cobb County Board of Education representing approximately 72.55% of your taxes due.							
COUNTY GENERAL	\$192,304	\$43,320	\$148,984	0.00846	\$1,260.40	\$152.28	\$1,108.12	COUNTY GENERAL	\$258,404	\$109,420	\$148,984	0.00846	\$1,260.40	\$1,260.40	\$1,260.40
COUNTY BOND	\$192,304	\$0	\$192,304	0	\$0.00	\$0.00	\$0.00	COUNTY BOND	\$258,404	\$0	\$258,404	0	\$0.00	\$0.00	\$0.00
COUNTY FIRE	\$192,304	\$0	\$192,304	0.00299	\$574.99	\$53.82	\$521.17	COUNTY FIRE	\$258,404	\$0	\$258,404	0.00299	\$772.63	\$772.63	\$772.63
Levied by the Board of Commissioners representing approximately 26.95% of your taxes due.								Levied by the Board of Commissioners representing approximately 26.95% of your taxes due.							
The Homeowner's Tax Relief Grant (HTRG) reduction is the result of a permanent tax relief created by the Governor and the General Assembly of the State of Georgia.								The Homeowner's Tax Relief Grant (HTRG) reduction is the result of a permanent tax relief created by the Governor and the General Assembly of the State of Georgia.							
SPSSD	N/A	N/A	N/A	N/A	N/A	N/A	\$0.00	SPSSD	N/A	N/A	N/A	N/A	N/A	N/A	\$0.00
2023 HTRG reductions totaling \$542.70 were applied to the tax bill of \$9,244.47, resulting in a total tax due of \$4,701.77 for 2023.															
2023	10/15/2023		Pay:		N/A	or	\$4,701.77	2024	10/15/2024		Pay:		N/A	or	\$6,678.18

	2023	2024	Change
BOC			
County General	\$1,260.40	\$1,260.40	\$0.00
County Fire	\$574.99	\$772.63	\$197.64
BOE			
School	\$3,409.08	\$4,645.15	\$1,236.07
Total Increase			\$1,433.71



The Basic & Floating Homestead Exemptions, combined, save this taxpayer **\$925.70** in County General Fund taxes for **2024**.

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3

2024 TAX LEVY
COBB COUNTY, GEORGIA

Reference No. 21847

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.

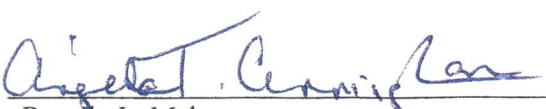
Item 5. A tax of 2.99 mills on the One Dollar (\$1.00) is levied on all property within the limits of the Cobb County Fire Protection District as extended and provided by law, as authorized by Constitutional Amendments as set forth in Georgia Law 1937-38 Extra Session, page 20, and 1952 Georgia Laws, 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.

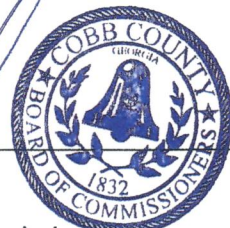
This 23th day of July, 2024.


Pamela L. Mabry

County Clerk

Cobb County Board of Commissioners


Lisa N. Cupid
Chairwoman
Cobb County Board of Commissioners

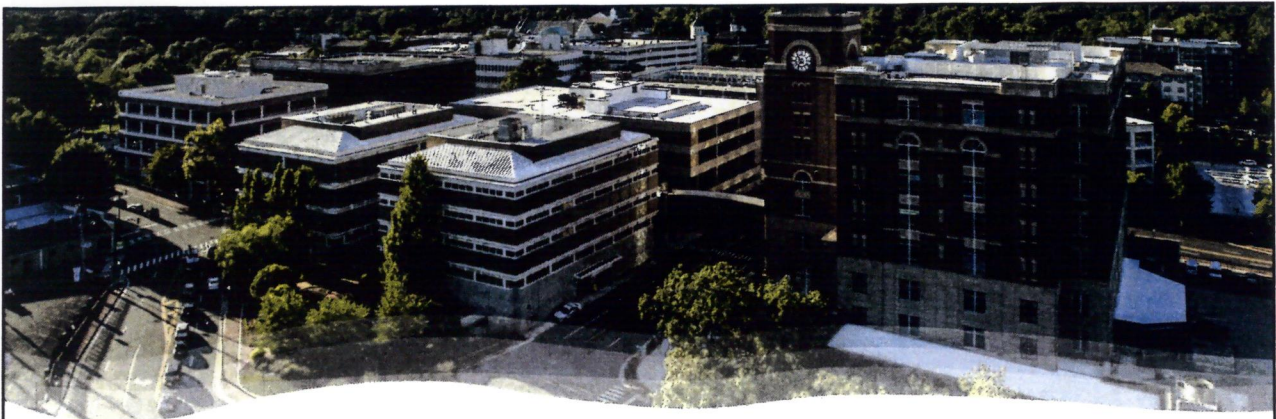


APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

7/23/24

Reference No.

4



Presented By: Bill Volckmann

2025 Proposed Budget Summary

1

Governmental Funds –Expenditure Summary

Governmental Funds	Adopted 2024	Requested 2025	Proposed 2025	Increase / (Decrease) From 2024 Adopted
General	\$583.5	\$710.6	\$624.8	\$41.3
Claims	\$118.1	\$118.1	\$122.4	\$4.3
Fire	\$138.9	\$140.7	\$153.6	\$14.7
Hotel Motel Tax	\$18.0	\$20.5	\$20.5	\$2.5
E911	\$17.3	\$17.9	\$18.2	\$0.9
CSSD I	\$3.5	\$3.7	\$3.7	\$0.2
CSSD II	\$9.0	\$8.8	\$8.8	(\$0.2)
SFSSD	\$1.2	\$1.3	\$1.3	\$0.1
Parking Deck	\$0.9	\$0.8	\$0.8	(\$0.1)
CSBG	\$0.8	\$0.8	\$0.8	\$0.0
Law Library	\$0.5	\$0.6	\$0.5	\$0.0
Street Light District	\$6.1	\$6.4	\$6.1	\$0.0
Total	\$897.8	\$1,030.2	\$961.5	\$63.7

2

2

Reference No.

5

1

Business Type Funds – Expenditure Summary

	Adopted 2024	Requested 2025	Proposed 2025	Increase / (Decrease) From 2024 Adopted
Water	\$266.9	\$275.7	\$272.1	\$5.2
Transit	\$30.7	\$37.9	\$37.9	\$7.2
Golf Course	\$2.3	\$2.6	\$2.6	\$0.3
Sustainability, Waste and Beautification	\$2.0	\$6.2	\$2.0	\$0.0
Total Business Type Funds	<u>\$301.9</u>	<u>\$322.4</u>	<u>\$314.6</u>	<u>\$12.7</u>
Total All Funds	<u>\$1,199.7</u>	<u>\$1,352.6</u>	<u>\$1,276.1</u>	<u>\$76.4</u>

3

Expenditure Summary - General Fund Only

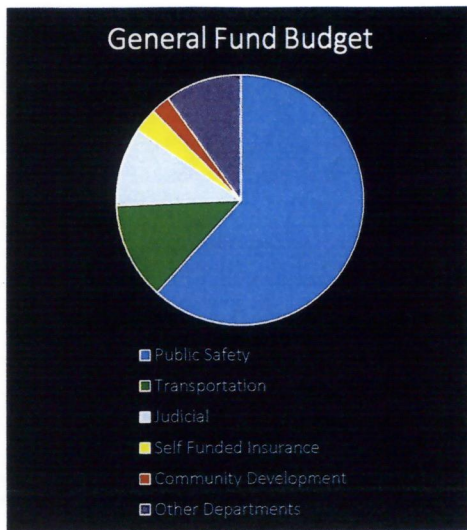
Major Budgetary Increases

- Impact of Agenda Items Approved by BOC Prior to Budget \$16.5 million
- Employee Roster Update as of April 1, 2024 \$20.9 million
 - Filled 67 Full-Time Positions in 2024
 - Full Year Impact of Merit and Step
 - Pension and Healthcare Increases
 - Public Safety Overtime
- Operating Increase – Other Than Impact Items
 - Increases in Existing Contracts and Self Funded Insurance

Presented in millions	Adopted 2024	Proposed 2025
Personnel	\$388.0	\$416.5
Operating	\$117.8	\$127.0
Capital	\$18.2	\$17.6
Debt Service	\$22.5	\$22.5
Transfers Out	\$33.5	\$37.0
Contingency	\$3.5	\$4.2
<u>Total</u>	<u>\$583.5</u>	<u>\$624.8</u>

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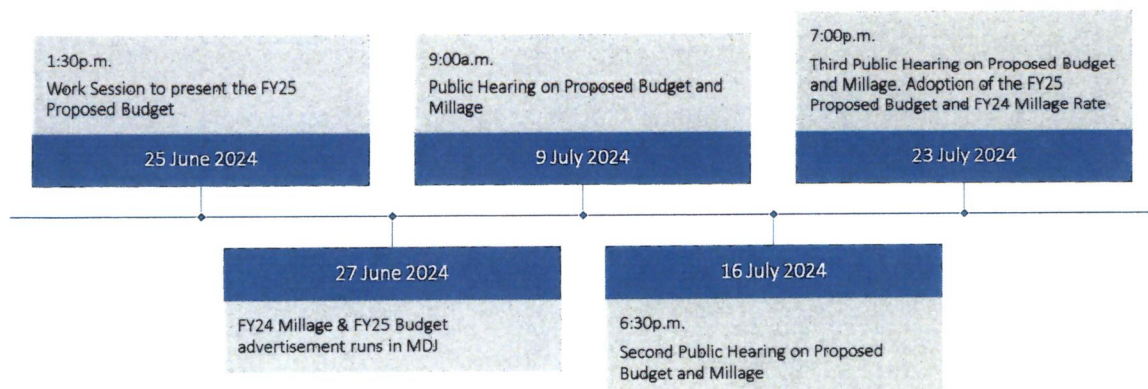
Expenditure Increase Breakdown - General Fund Only



Category / Department	Increase	Percentage of \$41.3 Million
Public Safety	\$25.5	61.76%
Transportation	\$5.2	12.57%
Judicial	\$4.2	10.08%
Self Funded Insurance	\$1.3	3.04%
Community Development	\$1.0	2.52%
Total	\$37.2	89.97%
All Other Departments	\$4.1	10.03%
General Fund Total	\$41.3	100%

5

Key Dates



6



Public Hearing

7

BUDGET RESOLUTION
A RESOLUTION ADOPTING A BUDGET FOR THE FISCAL YEAR 2025, WHICH IS OCTOBER 1, 2024
TO SEPTEMBER 30, 2025, 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 2025 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 2025, which is October 1, 2024 through September 30, 2025, proposes certain levies and charges to finance these expenditures, and lists the anticipated revenues to be derived therefrom; and

WHEREAS, the FY 2025 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 2025 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, 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 2025 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 2025 Budget; and

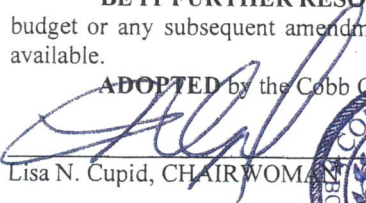
NOW THEREFORE, BE IT RESOLVED that this budget be and is hereby approved and the several items of revenues elected in this budget for each fund in the amount anticipated are adopted and that the several amounts recommended in the budget for each fund as proposed expenditures are hereby appropriated to 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 Cobb County Board of Commissioners

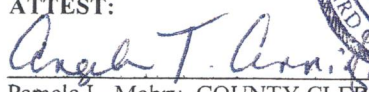
part of this budget are hereby adopted; and

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.

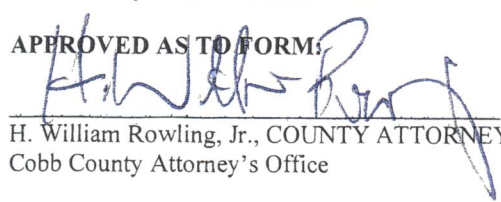
ADOPTED by the Cobb County Board of Commissioners, this 23rd day of July, 2024.


 Lisa N. Cupid, CHAIRWOMAN

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

7/23/24

GEORGIA, COBB COUNTY

TO THE BOARD OF COMMISSIONERS OF COBB COUNTY:

The Cobb County Board of Education, having met in a duly called meeting on July 18, 2024 as required by law, has duly ratified and adopted the following resolution, to wit:

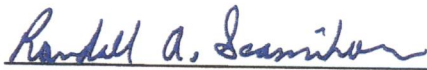
Subject to a final, accurate, and State Revenue Department approved tax digest for Cobb County, the Cobb County Board of Education requests that the Board of Commissioners of Cobb County proceed with the levy on taxes on all of the taxable property in said County, except that exempted by law and except that property located within the corporate limits of Marietta, not subject to county school taxes, for the operation of Schools for the year 2024-2025, 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 2024 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 18th day of July, 2024.

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 2024 for school purposes as herein specified, and the Tax Collector of said County is hereby directed to collect the same.

BOARD OF COMMISSIONERS OF COBB COUNTY

BY:
CHAIR



APPROVED
PER MINUTES OF
COBB COUNTY
BOARD OF COMMISSIONERS

7/23/24

Resolution

COBB COUNTY BOARD OF COMMISSIONERS

RESOLUTION

ADOPTING ALL BUDGET AMENDMENTS SET
FORTH IN AGENDA ITEMS ON THIS DATE

WHEREAS, Georgia Law, O.C.G.A. § 36-81-3 (b), requires each unit of government to operate under an annual balanced budget adopted by ordinance or resolution; and

WHEREAS, Cobb County Code 2-49 provides for revisions to the adopted budget during the year only by formal action of the commission in a regular meeting; and

WHEREAS, in official opinion date February 24, 1999, the Attorney General of the State of Georgia concluded that all amendments to the budgets of local government must be adopted by ordinance or resolution;

NOW, THEREFORE, BE IT RESOLVED the Cobb County Board of Commissioners does hereby adopt all such budget amendments as are set forth in agenda items which are adopted by the Board of Commissioners without change this date, as well as other such budget amendments as shall be specifically detailed in motions adopted by the Board of Commissioners this date.

This 23rd of July 2024

Reference No.

20

ATTACHMENT A

FFY2024 Community Services Block Grant Second Allocation Recommendations

Organization/Program Description		FFY2024 Allocation	Net Allocation Increase/Decrease	FFY2024 Carryover Recommendation	Fund	Dept	Unit	Revenue	Object
Education									
The Center for Children and Young Adults, Inc. - GED Literacy Program		\$ 42,000.00	\$ 896.54	\$ 42,896.54	220	310	C24T	4457	6574
Cobbworks, Inc. - Comprehensive Adult Literacy Program		\$ 62,832.00	\$ 896.54	\$ 63,728.54	220	310	C24D	4457	6574
Youth Empowerment Through Learning, Leading & Servicing, Inc. - After-school Program and Community Action Cafe Teen Program		\$ 50,000.00	\$ 896.54	\$ 50,896.54	220	310	C24S	4457	6574
Housing									
The Extension, Inc. - Residential Recovery Program for Homeless Men & Woman's Program		\$ 124,307.19	\$ 896.54	\$ 125,203.83	220	310	C24M	4457	6574
Anchor of Hope, Inc. - Eviction Prevention Program		\$ 10,000.00	\$ 896.54	\$ 10,896.54	220	310	C24G	4457	6574
MUST Ministries, Inc. - Elizabeth Inn Emergency Shelter Program		\$ 71,500.00	\$ 896.54	\$ 72,396.54	220	310	C24L	4457	6574
Zion Keepers, Inc. - Housing Assistance Program		\$ 82,000.00	\$ 896.54	\$ 82,896.54	220	310	C24R	4457	6574
Cobb County Senior Services - Emergency Assistance Program		\$ 70,000.00	\$ 896.56	\$ 70,896.56	220	310	C24E	4457	6594
Income									
Family Promise of Cobb County- Budgeting, Life Skills and Income Management Services		\$ 14,500.00	\$ 896.54	\$ 15,396.54	220	310	C24U	4457	6574
Employment									
Davis Direction Foundation - Recovery and Re-Entry Program		\$ 20,000.00	\$ 896.54	\$ 20,896.54	220	310	C24F	4457	6574
Multiple Domain									
LiveSAFE Resources, Inc. - Domestic Violence Shelter Services		\$ 35,000.00	\$ 896.54	\$ 35,896.54	220	310	C24Q	4457	6574
Self Family, Inc. - Income/Mental Health Services		\$ 60,000.00	\$ 896.54	\$ 60,896.54	220	310	C24H	4457	6574
Advocates for Bartow's Children, Inc. dba Advocates for Children - Family Support Services		\$ 7,500.00	\$ 896.54	\$ 8,396.54	220	310	C24W	4457	6574
The Center for Family Resources, Inc. - Short-Term Housing Program		\$ 30,000.00	\$ 896.54	\$ 30,896.54	220	310	C24B	4457	6574
Zion Baptist Church of Marietta - Housing Assistance & Counseling Services		\$ 40,000.00	\$ 896.54	\$ 40,896.54	220	310	C24C	4457	6574
Administration									
Program Administration (WFN Consulting, Inc.)		\$ 77,000.00	\$ -	\$ 77,000.00	220	310	C24A	4457	6312
Administrative Services (Cobb County Indirect Cost)		\$ 35,000.00	\$ -	\$ 35,000.00	220	310	C24A	4457	6581
Audit		\$ 10,000.00	\$ -	\$ 10,000.00	220	310	C24A	4457	6302
Administrative Support		\$ 25,000.00	\$ -	\$ 25,000.00	220	310	C24A	4457	6572
Database Management & Software Training		\$ 36,016.00	\$ -	\$ 36,016.00	220	310	C24A	4457	6282
TOTAL		\$ 902,655.19	\$ 13,448.22	\$ 916,103.41					



TO: Kimberly Roberts, Program Director, Cobb County Board of Commissioners

FROM: Cynthia Bryant, CSBG/LIHEAP Unit Manager *CB*

RE: FFY2024 Community Service Block Grant Amendment (CSBG) Amendment 2 Additional Funds

Thank you for your service to Georgia's low-income citizens. This notification confirms that additional FFY2024 CSBG funds will be available to your agency via Contract Amendment 2.

The following documents are needed from your agency:

- Revise your agency's Community Action Plan (CAP)
- Contractor Proposal
- Salaries and Wages Schedules
- Board Roster
- Contract Budget
- Monthly Cumulative Expenditure Report
- Current Certificate of Insurance

Please submit via email the fully revised CAP and the additional documents to Lollie Meunier, Program Manager, no later than Friday, June 14, 2024.

The information below contains your total CSBG allocation for FFY2024.

FFY2024 Contract Amount	\$902,655.19
Amount of Increase to Contract	\$13,448.22
Total FFY2024 CSBG Budget Amount	\$916,103.41

Please contact your Program Manager with any questions or comments.

