MINUTES OF REGULAR MEETING
COBB COUNTY BOARD OF COMMISSIONERS
APRIL 8, 2025
9:00 AM

The Regular Meeting of the Cobb County Board of Commissioners was held at 9:00 a.m., on Tuesday, April 8, 2025, at the David Hankerson Building, 100 Cherokee Street, Marietta, Georgia, in the second-floor public meeting room. Present and comprising a quorum of the Board were:

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

CALL TO ORDER

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

PRESENTATIONS

1. **To present a proclamation designating April 6-12, 2025, as *Crime Victims' Rights Week* in Cobb County.**

   Commissioner Sheffield presented a proclamation designating April 6-12, 2025, as *Crime Victims' Rights Week* in Cobb County.

2. **To present a proclamation designating April 30, 2025, as *National Therapy Animal Day* in Cobb County.**

   Commissioner Gambrill presented a proclamation designating April 30, 2025 as *National Therapy Animal Day* in Cobb County.

3. **To present a proclamation to Congregation Etz Chaim in recognition of their 50th Anniversary.**

   Commissioner Birrell presented a proclamation to Congregation Etz Chaim in recognition of their 50th Anniversary.

4. **To present a proclamation designating the week of April 13-19, 2025, as *National Public Safety Telecommunicators Week* in Cobb County.**

   Chairwoman Cupid presented a proclamation designating the week of April 13-19, 2025 as *National Public Safety Telecommunicators Week* in Cobb County.

PUBLIC COMMENT

1. Tracy Stevenson addressed the Board regarding transit.
2. Denny Wilson addressed the Board regarding the City of Mableton Council.
3. Matt Stigall addressed the Board regarding transit.
4. Timothy Reis addressed the Board regarding transit.
5. Mitchell Redd addressed the Board regarding MSPLOST.
6. Craig Harfoot addressed the Board regarding the Cumberland Improvement District.

CONSENT AGENDA

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

- Item 11 - Heard as a Regular Item (See item 27 of these minutes)
- Item 12 - Heard as a Regular Item (See item 28 of these minutes)
- Item 21 - Withdrawn from this agenda

District Attorney

5. To authorize the acceptance of grant funds from the Criminal Justice Coordinating Council's FY2024 Violence Against Women Act to support the District Attorney's Victim Witness Unit.

To **authorize** the acceptance of the FY2024 Violence Against Women Grant for the District Attorney's Victim Witness Unit in the amount of $96,628.00; **authorize** the corresponding budget and personnel transactions; **authorize** the transfer of all authorized personnel from Unit F084 to Unit F093 in the grant fund; **authorize** the District Attorney's Office and Finance Department to sign programmatic and finance reports for the Cobb District Attorney's Victim Witness Unit; and **further authorize** the Chairwoman to execute the necessary documents.

Increase Revenue:	270-170-F093-4467	CJCC	$96,628.00
Increase Expenditure:	270-170-F093-6012, etc	Appropriate salary and fringe	$91,486.20
	270-170-F093-6116	Supplies	$ 500.00
	270-170-F093-6394	Registration	$ 1,325.00
	270-170-F093-6400	Training	$ 3,316.80

Water System

6. To approve a construction contract with HD Excavations & Utilities, LLC for Noonday Creek Trail at Cobb Parkway Sewer Upgrade, Program No. S3046.

To **approve** a construction contract with HD Excavations & Utilities, LLC, in the amount of $1,951,264.55, for Noonday Creek Trail at Cobb Parkway Sewer Upgrade, Program No. S3046; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

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

Transfer from:			
Unidentified New/Replacement Sewer Lines			
Preliminary Estimates	510-500-5755-8005	S2503-Z	$2,010,064.55
Transfer to:			
Noonday Creek Trail at Cobb Parkway Sewer Upgrade			
Construction	510-500-5755-8260	S3046-C	$1,951,264.55
Interest Expense on Retainage	510-500-5755-6613	S3046-A	$ 9,760.00
Easements & Right-of-Way	510-500-5755-8020	S3046-R	$ 5,000.00
Materials & Supplies	510-500-5755-8265	S3046-M	$ 5,000.00
Contingency	510-500-5755-8810	S3046-T	$ 39,040.00
Total			$2,010,064.55

7. To approve a Restatement and Supplemental Agreement No. 3 to the agreement with Freese and Nichols, Inc. for consulting services for R. L. Sutton Water Reclamation Facility FY19 Improvements, Program No. T2020.

To **approve** a Restatement and Supplemental Agreement No. 3 to the agreement with Freese and Nichols through December 31, 2027, for R. L. Sutton Water Reclamation Facility FY19 Improvements, Program No. T2020; and **authorize** the Chairwoman to execute the necessary documents.

8. To approve a work order under the FY25 – FY26 Stormwater Management Unit Price Contract with HD Excavations & Utilities LLC for 3063 Milford Chase Overlook, Program No. SW2310.

To **approve** a work order under the FY25 – FY26 Stormwater Management Unit Price Contract with HD Excavations & Utilities LLC, in the amount of $110,270.00, for 3063 Milford Chase Overlook, Program No. SW2310; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

9. To approve a work order under the FY25 – FY26 Stormwater Management Unit Price Contract with HD Excavations & Utilities LLC for 1181 West Mill Drive, Program SW2150.

To **approve** a work order under the FY25 – FY26 Stormwater Management Unit Price Contract with HD Excavations & Utilities LLC in the amount of $110,350.14, for 1181 West Mill Drive, Program No. SW2150; **authorize** the corresponding budget transaction; and **further authorize** the Chairwoman to execute the necessary documents.

Transportation

10. To authorize the reconciliation of the County's financial management system to current grant and project balances.

To **authorize** the reconciliation of the County's financial management system to current grant and project balances; and **further authorize** the corresponding budget and accounting transactions. A copy of the list of Budget and Accounting Adjustments are attached and made a part of these minutes.

A savings to the Public Facility Projects Fund, Airport Grant Fund, and Airport General Fund, as detailed on the attached list of budget and accounting adjustments required.

11. To authorize advertisement to conduct a public hearing to present a service equity analysis regarding proposed service modifications of the CobbLinc Green Circulator service, and authorize initiation of a 30-day public comment period.

This item was heard as a regular item (See Item 27of these minutes).

12. To authorize advertisement to conduct a public hearing to present a service equity analysis regarding proposed service modifications of the CobbLinc Commuter Service Routes 100, 101, and 102, and authorize initiation of a 30-day public comment period.

This item was heard as a regular item (See Item 28 of these minutes).

Public Services Agency

PARKS

13. To approve an agreement with Comet Trail Cycles, LLC to provide equipment rental/sales and concession services at Floyd Road Station on the Silver Comet Trail.

To **approve** an agreement with Comet Trail Cycles, LLC to provide equipment/rental sales and concession services for a term as set forth in the Agreement, unless otherwise earlier terminated; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

This proposal includes a 7.35% contribution of gross sales to the County. The funds will be deposited in the General Fund:

010-105-3380-3446-4852

14. To approve new Ground Lease Agreements for existing wireless sites, at multiple locations under new terms.

To **approve** the standard Ground Lease Agreements for Wireless Sites and Memorandum of Ground Lease Agreements for the leasing of the wireless tower sites at multiple locations listed; and **authorize** the Chairwoman to execute the Leases, Memoranda of Leases, and any necessary documents.

All lease revenues associated with wireless sites on Parks property will be posted and appropriated with monthly standard reserve transactions, as follow:

Increase Revenue:	010-105-3200-4870	Rental of Real Estate
Increase Expenditure:	010-105-3200-8818	Standard Restricted Reserve Contingency

Lease revenues associated with wireless sites on Water property will be posted as follows:

500-500-5100-4870	Rental of Real Estate

Support Services Agency

Information Technology Services

15. To amend an agenda item previously approved authorizing the Procurement Services Director to sign Amendment 1 to the Purchasing Instrument with Prosys Information Systems, Inc. (Prosys) and to ratify previous action by the County Manager approving and signing Amendment 1 to the Purchasing Instrument with Prosys for the annual true-up of the Cisco Security Enterprise Agreement (EA), (Amendment 1).

To **amend** the previous action authorizing the Procurement Services Director to sign Amendment 1 to the Purchasing Instrument for Cisco Security Enterprise Agreement, with Prosys Information Systems, Inc., for the 2025 true-up, and **ratify** the approval and signature of the County Manager.

Property Management

16. To approve a contract with Yancey Power Systems for the purchase and installation of an emergency generator system for the Public Safety Police Precinct 6, located at 3141 Hong Way N.E. Street, Marietta, GA 30066, and authorize procurement of miscellaneous items related to the equipment installation.

To **approve** a contract with Yancey Power Systems, for an amount not to exceed $237,107.00, for the purchase and installation of an emergency generator system for the Public Safety Precinct 6 Police Station; **authorize** procurement of miscellaneous items related to the equipment installation; **authorize** the corresponding budget transaction; and **further authorize** the Procurement Services Director to execute the necessary documents.

Funding is available in the FY25 Public Safety Capital project budget as follows:

010-130-2100-8135	Other Capital Expenses	$237,107.00

Public Safety Agency

911 Emergency Communications

17. To approve a contract renewal with Quality Recording Solutions, LLC for the maintenance of the E911 phone and radio recording system.

To **approve** the contract renewal with Quality Recording Solutions, LLC for the maintenance of the E911 phone and radio recording system; and **authorize** the Chairwoman to execute the necessary documents.

Funding is currently available in the FY25 Budget and has been requested in the FY26 Budget. Future funding will be requested for FY27 through FY29.

18. To approve the appropriation and allocation of prior year revenues into the FY2025 800MHz budget.

To **approve** the appropriation and allocation of prior year revenues, in the amount of $258,723.44, into the FY2025 800MHz budget; **authorize** the corresponding budget transactions; and **further authorize** the Chairwoman to execute the necessary documents.

Increase Revenue:	010-130-1900-4980	Fund Balance Appropriation	$258,723.44
Increase Expenditure:	010-130-1900-8410	Radio, TV, Comm Equipment	$95,223.44
Increase Expenditure:	010-130-1900-8605	Autos, Trucks, Vans	$60,000.00
Increase Expenditure:	010-130-1900-8615	Trailers	$40,000.00
Increase Expenditure:	010-130-1900-6164	Batteries	$20,000.00
Increase Expenditure:	010-130-1900-6148	Computer Supplies	$ 1,000.00
Increase Expenditure:	010-130-1900-6151	Consumables	$25,000.00
Increase Expenditure:	010-130-1900-6258	Accountable Equipment	$10,000.00
Increase Expenditure:	010-130-1900-6394	Registrations	$ 2,500.00
Increase Expenditure:	010-130-1900-6400	Travel - Training	$ 2,500.00
Increase Expenditure:	010-130-1900-6416	Travel - Business	$ 2,500.00

Community Development

19. To review a summary of the appeal hearing conducted by the License Review Board on March 13, 2025, for Snak N Sneaux, LLC d/b/a Snak N Sneaux.

To **affirm** the decision of the License Review Board, following the review of the summary of the appeal hearing of March 13, 2025, **approve** the application for a liquor pouring license for Snak N Sneaux, LLC doing business as Snak N Sneaux, 1812 Powder Springs Rd., SW, Ste. 2123, Marietta, GA 30064, Monique Young, licensee.

20. To review a summary of the appeal hearing conducted by the License Review Board on March 13, 2025, for Grand Slam Pizza of Kennesaw, LLC d/b/a Grand Slam Pizza of Kennesaw.

To **affirm** the decision of the License Review Board, following the review of the summary of the appeal hearing of March 13, 2025, to **approve** the application for a liquor, beer, wine and Sunday sales pouring license for Grand Slam Pizza of Kennesaw, LLC doing business as Grand Slam Pizza of Kennesaw, 2950 George Busbee Pkwy., Ste 103, Kennesaw, GA 30144, Jimmy Dickens, licensee.

Human Resources

21. **Withdrawal of request to approve the revision of the Annual Leave Policy, Compensatory Leave Policy, and Employment Policy; and adoption of the Workplace Attire Policy and Naloxone Policy.**

This item was withdrawn from this agenda.

Finance

22. **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

23. **To approve the Memorandum of Understanding for WorkSource Georgia and ensure compliance with WIOA requirements.**

To **approve** the Memorandum of Understanding for WorkSource Georgia and ensure compliance with WIOA requirements; and **authorize** the Chairwoman to execute the necessary documents.

24. **To approve the Memorandum of Understanding for TCSG/Wagner Peyser and ensure compliance with WIOA requirements.**

To **approve** the Memorandum of Understanding for TCSG/Wagner Peyser and ensure compliance with WIOA requirements; and **authorize** the Chairwoman to execute the necessary documents.

25. **To approve the Memorandum of Understanding for Job Corps and ensure compliance with WIOA requirements.**

To **approve** the Memorandum of Understanding for Job Corps and ensure compliance with WIOA requirements; and **authorize** the Chairwoman to execute the necessary documents.

County Clerk

26. To approve minutes.

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

- March 21, 2025 - WEROC
- March 24, 2025 - Agenda Work Session
- March 25, 2025 - BOC Work Session
- March 25, 2025 - BOC Regular

CONSENT VOTE: **ADOPTED 4-0**

REGULAR AGENDA

Transportation

27. To authorize advertisement to conduct a public hearing to present a service equity analysis regarding proposed service modifications of the CobbLinc Green Circulator service, and authorize initiation of a 30-day public comment period.

Motion by Cupid, second by Sheffield, to **authorize** advertisement to conduct a public hearing to present a service equity analysis regarding proposed service modifications of the CobbLinc Green Circulator service, and **further authorize** initiation of a 30-day public comment period.

VOTE: **ADOPTED 4-0**

28. To authorize advertisement to conduct a public hearing to present a service equity analysis regarding proposed service modifications of the CobbLinc Commuter Service Routes 100, 101, and 102, and authorize initiation of a 30-day public comment period.

Motion by Cupid, second by Birrell, to **authorize** advertisement to conduct a public hearing to present a service equity analysis regarding proposed service modifications of the CobbLinc Commuter Service Routes 100, 101, and 102, and **further authorize** initiation of a 30-day public comment period.

VOTE: **ADOPTED 4-0**

29. To approve a contract with Tidwell Construction Company for Chastain Meadows Parkway over Noonday Creek, Project No. B2117, Cobb DOT Contract No. 002421.

Motion by Cupid, second by Birrell, to **approve** a contract with Tidwell Construction Company, in an amount not to exceed $327,696.14, for Chastain Meadows Parkway over Noonday Creek, Project No. B2117, Cobb DOT Contract No. 002421; **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 transfers:

Transfer from:	348-050-B210-B210-8005-B2103-A	Preliminary Estimate	$ 85,000.00
	348-050-B210-B210-8005-B2109-A	Preliminary Estimate	$ 25,872.00
Transfer to:	348-050-B210-B210-8762-B2117-C	Turnkey Construction	$110,872.00

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, Bridges and Culverts.

Chastain Meadows Parkway over Noonday Creek is an eligible project/program under the Bridges and Culverts Component of the 2022 SPLOST Transportation Improvements (2022 Cobb SPLOST Renewal, pp. 1, 14). SPLOST funding for bridges and culverts will fund activities to repair, rehabilitate, and replace bridges and culvert structures.

SPLOST Project Summary as of March 3, 2025: Chastain Meadows Parkway over Noonday Creek (new project as of 04/08/25)

Budget:	$0.00	Expended:	$0.00

Adjusted SPLOST Project Summary, following requested budget transfers:

Adjusted Budget: $110,872.00

Available in the Water System's CIP Budget, with the following budget transfers:

Transfer from:	Unidentified New/Replacement Water Mains		
	510-500-5754-8005-W1503-Z	Preliminary Estimate	$222,660.14
Transfer to:	Cobb DOT Chastain Meadows Pkwy/ Noonday	Creek	
	510-500-5756-8260-W4496-C	Construction	$216,824.14
	510-500-5756-8020-W4496-R	Easements & ROW	$ 500.00
	510-500-5756-8265-W4496-M	Materials and Supplies	$ 1,000.00
	510-500-5756-8810-W4496-T	Contingency	$ 4,336.00
		Total:	$222,660.14

VOTE: **ADOPTED 4-0**

APPOINTMENTS

30. To announce the appointment of Deborah Dance to the Planning Commission.

Commissioner Birrell **announced** the appointment of Deborah Dance to the Planning Commission for a term balance ending December 31, 2026. This appointment replaces Christine Lindstrom.

31. To announce the reappointment of Barkley Russell to the Board of Zoning Appeals.

Chairwoman Cupid **announced** the reappointment of Barkley Russell to the Board of Zoning Appeals for a concurrent term to expire December 31, 2028.

32. To announce the reappointment of Enrico Washington to the Airport Advisory Board.

Chairwoman Cupid **announced** the reappointment of Enrico Washington to the Airport Advisory Board for a two year term to expire on December 31, 2026.

33. To approve the reappointment of James Coleman to the Public Library Board of Trustees.

Motion by Cupid, second by Birrell, to **approve** the reappointment of James Coleman to the Public Library Board of Trustees for a three-year term to expire December 31, 2027.

VOTE: **ADOPTED 4-0**

34. To announce the reappointment of Dr. Justin Toth to the Animal Services Board.

Chairwoman Cupid **announced** the reappointment of Dr. Justin Toth to the Animal Services Board for a concurrent term to expire on December 31, 2028.

35. To announce the reappointment of Beverly Jackson to the Historic Preservation Commission.

Chairwoman Cupid **announced** the reappointment of Beverly Jackson to the Historic Preservation Commission for a concurrent term to expire on December 31, 2028.

36. **To announce the reappointment of Matthew Stigall to the Transit System Advisory Board.**

Chairwoman Cupid **announced** the reappointment of Matthew Stigall to the Transit System Advisory Board for a concurrent term to expire on December 31, 2028.

Chairwoman Cupid called a brief recess from 10:33 a.m. - 10:45 a.m.

COMMUNITY DEVELOPMENT HEARINGS

37. **To request that an Appeal Hearing be conducted to determine if "due cause" exists to deny the 2025 Cobb County Health Spa License renewal for Yali Services, Inc. doing business as Oriental Massage, located at 2635 Sandy Plains Rd., Ste. 111, Marietta, GA 30066, Yali Tian, licensee.**

Debbie Blair, Deputy County Attorney, opened the appeal hearing to consider if "due cause" exists to deny the Cobb County Health Spa License 2025 renewal for Yali Services, Inc. doing business as Oriental Massage, located at 2635 Sandy Plains Rd., Ste. 111, Marietta, GA 30066, Yali Tian, licensee.

Sam Hensley, Jr., attorney for the License Review Board and the Business License Division, provided background information, introduced Ms. Yvonne Choi, Mandarin/Cantonese/English Interpreter, and swore in those expected to testify.

Mr. Hensley called Ms. Ellisia Webb, Business License Division Manager, to testify and tendered a certified copy of Chapter 6, Sections 6-90 and 6-124 of the Official Code of Cobb County (Exhibit BL- 1). The Board questioned Ms. Webb.

Mr. Hensley called Detective Witt, Cobb County Police Department, to testify, and tendered a list of negative effects or injuries that can be sustained from an improper massage (Exhibit BL-2) The Board questioned Det. Whitt.

Ms. Yali Tian, applicant, testified on her behalf. Mr Hensley and the Board questioned Ms. Tian.

Following closing statements by Mr. Hensley and Ms. Tian and additional questions from the Board the following motion was made:

Motion by Birrell, second by Gambrill, to **uphold** the administrative denial of the Cobb County Health Spa License 2025 renewal for Yali Services, Inc. doing business as Oriental Massage, located at 2635 Sandy Plains Rd., Ste. 111, Marietta, GA 30066, Yali Tian, licensee.

ADJOURNMENT

The meeting was adjourned at 12:26 p.m.

Angela Cunningham

Angela Cunningham
Deputy County Clerk
Cobb County Board of Commissioners

Budget and Accounting Adjustments

Public Facility Projects Fund

Fund 380 RSUM Budget Adjustments

Major Program 4594 - Town Center CID Projects			
380-050-4594-4594-4505 (CID Revenue)	$	(215,502.76)	Decrease
380-050-4594-4594-4466 (GDOT Revenue)	$	(45,428.42)	Decrease
Subtotal	***$***	***(260,931.18)***	
Major Program 4638 - Cumberland CID Projects			
380-050-4638-4638-4505 (CID Revenue)	$	(35,051.61)	Decrease
Subtotal	***$***	***(35,051.61)***	
Total Fund 380 RSUM Budget Adjustment	***$***	***(295,982.79)***	

Fund 380 ESUM Budget Adjustments

380-050-4594-4594-8721 (Preliminary Estimate)	$	(70,326.43)	Decrease
380-050-4594-4594-8761 (Preliminary Estimate)	$	(190,604.75)	Decrease
Subtotal	***$***	***(260,931.18)***	
380-050-4638-4638-8721 (Preliminary Estimate)	$	(9,640.60)	Decrease
380-050-4638-4638-8741 (Preliminary Estimate)	$	(165,378.00)	Decrease
380-050-4638-4638-8747 (ROW Acquisition)	$	139,966.99	Increase
Subtotal	***$***	***(35,051.61)***	
Total Fund 380 ESUM Budget Adjustment	***$***	***(295,982.79)***	

Airport Grant Fund

Fund 270 RSUM Budget Adjustments

270-050-A105-A105-4960 (Interfund - Revenue)	$	(5,797.59)	Decrease
270-050-A108-A108-4960 (Interfund - Revenue)	$	(75,510.00)	Decrease
270-050-A111-A111-4960 (Interfund - Revenue)	$	(93,421.00)	Decrease
Total Fund 270 RSUM Budget Adjustment	***$***	***(174,728.59)***	

Fund 270 ESUM Budget Adjustments

270-050-0A105-A105-8005 Appr 3CPA105	$	(5,797.59)	Decrease
270-050-0A108-A108-8005 Appr 3CPA108	$	(75,510.00)	Decrease
270-050-0A111-A111-8005 Appr 3CPA111	$	(93,421.00)	Decrease
Total Fund 270 ESUM Budget Adjustment	***$***	***(174,728.59)***	

Airport General Fund

Fund 010 RSUM Budget Adjustments

010-050-0720-0720-4960 (Interfund - Revenue)	$	174,728.59	Increase
Total Fund 010 RSUM Budget Adjustment	***$***	***174,728.59***	

Fund 010 ESUM Budget Adjustments

010-050-0720-0720-8852 Appr 061	$	174,728.59	Increase
Total Fund 010 ESUM Budget Adjustment	***$***	***174,728.59***	

Reference No. 10

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 8th of April 2025

Reference No. 12