



City of Cartersville

P.O Box 1390 – 10 Public Square – Cartersville, Georgia 30120

Telephone: 770-387-5616 – Fax 770-386-5841 – www.cityofcartersville.org

COUNCIL PERSONS:

Matt Santini – Mayor
Dianne Tate – Mayor Pro Tem
Kari Hodge
Lindsey McDaniel, Jr.
Jayce Stepp
Louis Tonsmeire, Sr.
Taff Wren

AGENDA

Council Chamber, Third Floor of City Hall– 7:00
PM – 1/7/2016
Work Session – 6:00 P.M.

CITY MANAGER:

Sam Grove

CITY ATTORNEY:

David Archer

CITY CLERK:

Connie Keeling

I. Opening of Meeting

- Invocation
- Pledge of Allegiance
- Roll Call

II. Regular Agenda

A. Council Meeting Minutes

1. December 17, 2015 (Pages 1-9)

[Attachments](#)

B. Swearing in of Elected Officials

1. Swearing in of Elected Officials (Page 10)

[Attachments](#)

C. Appointments

1. Recreation Advisory Board (Pages 11-12)

[Attachments](#)

2. Planning Commission Appointments/Reappointments for Wards 2,4,6 and the Mayor (Page 13)

[Attachments](#)

D. Resolutions

1. Annual Update Adoption of CIE in Accordance with the Impact Fee Requirements (Pages 14-33)

[Attachments](#)

E. Contracts/Agreements

1. Pettit Creek Trail - Updated GADOT MOU (Pages 34-44)

[Attachments](#)

F. Bid Award/Purchases

1. Shottenkirk Honda Lighting Project (Pages 45-50)

[Attachments](#)

2. Electrical Cable for Kroger Main Street Project (Page 51)

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III. Tabled

A. Public Hearing - 2nd Reading of Zoning/Annexation Requests

1. File Z15-04: Rezoning application by TPA Group (Jeff Watkins, representative) for property located at 118 Old Mill Road (approximately 63.5 acres) from R-20 to H-I

[Attachments](#)

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES OFFICE, ADA COORDINATOR, 48 HOURS IN ADVANCE OF THE MEETING AT 770-387-5616.



City of Cartersville

City Council Meeting
1/7/2016 7:00:00 PM
December 17, 2015

SubCategory:	Council Meeting Minutes
Department Name:	Clerk
Department Summary Recommendation:	Attached are the minutes for your review and approval.
City Manager's Remarks:	The minutes are recommended for your approval.
Financial/Budget Certification:	
Legal:	
Associated Information:	

City Council Meeting
 10 N. Public Square
 December 17, 2015
 6:00 P.M. – Work Session 7:00 P.M.

I. Opening Meeting

Invocation by Council Member Tonsmeire

Pledge of Allegiance led by Council Member Stepp

The City Council met in Regular Session with Matt Santini, Mayor presiding and the following present: Kari Hodge, Council Member Ward One; Jayce Stepp, Council Member Ward Two; Louis Tonsmeire, Sr., Council Member Ward Three; Lindsey McDaniel Council Member Ward Four; Dianne Tate, Council Member Ward Five; Lori Pruitt, Council Member Ward Six; Sam Grove, City Manager; Connie Keeling, City Clerk and Keith Lovell, Assistant City Attorney. David Archer, City Attorney was absent

II. Regular Agenda

A. Council Meeting Minutes

1. December 3, 2015

A motion to approve the December 3, 2015 City Council Meeting Minutes as presented was made by Council Member Tate and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

Mayor Santini stated that there was three (3) items to be added to the agenda. A motion to approve adding the items to the agenda was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

B. Proclamation

1. Recognition of the Cartersville High Football Team

Mayor Santini presented the Cartersville High School Football team with a Proclamation recognizing the teams' accomplishments during the 2015 season and in becoming the 2015 State Football Champions.

C. Appointments

1. Appointment and Swearing in of Assistant Municipal Court Judge

Sam Grove, City Manager stated that this is the annual reappointment of Assistant Municipal Court Judge, Jay Choate, as required according to statute.

A motion to approve the appointment of Jay Choate as Assistant Municipal Court Judge was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

2. Appointment and Swearing in of Municipal Court Judge

Sam Grove, City Manager stated that this is the annual reappointment of Municipal Court Judge, Harry White, as required according to statute.

A motion to approve the appointment of Harry White as Municipal Court Judge was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

Connie Keeling, City Clerk administered the oaths of office.

3. Convention and Visitors Bureau

Sam Grove, City Manager recommended the reappointment of Kathy Lyles and Jeff Watkins to the CVB with a term to expire December 31, 2017.

A motion to approve the appointments as recommended was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 6-0

4. Bartow – Cartersville Second Joint Development Authority

Sam Grove, City Manager recommended the reappointment of David Caswell and Malcolm Cooley to the Bartow-Cartersville Second Joint Development Authority with a term to expire December 31, 2019.

A motion to approve the appointments as recommended was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

D. Other

1. Laboratory Quality Assurance Award

Sydney Forsyth, Assistant Water and Sewer Superintendent stated that the Water Department Lab is receiving the Laboratory Quality Assurance Award at a Municipal Wastewater Laboratory in the category of 5–20 million gallons per day. Ernest Erne, Vice President of the Georgia Association of Water Professionals came forward to present the award

E. Public Hearing – 2nd Reading of Zoning/Annexation Requests

1. File Z15-04: Rezoning application by TPA Group (Jeff Watkins,

representative) for property located at 118 Old Mill Road (approximately 63.5 acres) from R- 20 (Residential) to H-I (Heavy Industrial)

Randy Mannino, Director of Planning and Development, stated that this Zoning and Annexation request had no conflicts with the other City Departments and all adjacent property owners have been notified and the required legal notices have been advertised. Mr. Mannino stated that this property is located at 118 Old Mill Road on the south side of the road near the intersection with South Erwin Street. There are no structures on this section of property proposed for rezoning. The adjacent 17 acres to the east of the subject request was annexed and zoned to H-I zoning in 2008. The applicant seeks to rezone a 63.5 acre portion of the property from R-20 to H-I with conditions for development of the highest and best use based on the application. Mr. Mannino stated that because the applicant has noted that they are seeking up to a million square feet, the request met the threshold for requiring it to proceed through the States Development of Regional Impact (DRI) review process. The Northwest Georgia Regional Commission (NWGRC) did return a favorable recommendation noting the proposed project is consistent with local and regional plans, and encouraged to review and implement comments and guidelines presented. Mr. Mannino stated that this is a second reading and there have been discussions among the parties for added conditions.

Mayor Santini opened the floor for a public hearing. Jeff Watkins came forward and stated that the property owner had to have his attorney to look over the conditions before he could agree to them and asked that he be allowed to either withdraw the petition or it be tabled until the City Council Meeting scheduled for January 21, 2015. Brandon Bowen came forward and stated that they have been in negotiations however he felt that all parties had significant time to look over the proposed conditions and did not feel that a delay was necessary. Others coming forward to speak against the zoning were: Betty Hayes, Herb Upton, Mary Hoganson, Don Fortenberry, Florenece Alvarez, Fred Jenrgh, Pamela Mashburn and Spencer Talley. With no further comments Mayor Santini closed the public hearing.

A motion to table the application until the meeting on January 21, 2015 was made by Council Member Tonsmeire and seconded by Council Member McDaniel. Motion carried unanimously. Vote 4-2 with Stepp and Tate voting against.

2. File Z15-07: Rezoning application by Thoro LLC (Jeff Watkins, representative) for property located at 49 North Avenue (approximately 1.03 acres) from L-I (Light Industrial) to G-C (General Commercial)

Randy Mannino, Director of Planning and Development, stated that this Zoning and Annexation request had no conflicts with the other City Departments and all adjacent property owners have been notified and the required legal notices have been advertised. Mr. Mannino stated that this property includes a building constructed in approximately 1950 and was used for many years as offices. In the last 10 years, there have been a variety of tenants in the building including a church. The applicant seeks to rezone from L-I (Light Industrial) to G-C (General Commercial and there is no specified future use. Mr. Mannino stated that this is a second reading and there have been no additions or corrections since the first reading. Staff had no objections and the Planning Commission had recommended approval.

Mayor Santini opened the floor for a public hearing. Jeff Watkins came forward and with no further comments Mayor Santini closed the public hearing.

A motion to approve the zoning as presented was made by Council Member Stepp and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 39-15

Petition No. Z15-07

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, Georgia, that all that certain tract of land owned by Thoro LLC. Property is located at 49 North Avenue. Said property contains 1.03 acres located in the 4th District, 3rd Section, Land Lot(s) 339 as shown on the attached plat Exhibit "A". Property is hereby rezoned from L-I (Light Industrial) to G-C (General Commercial). Zoning will be duly noted on the official zoning map of the City of Cartersville, Georgia.

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the 19th day of November 2015.

ADOPTED this the 17th day of December 2015. Second Reading.

/s/ **Matthew J. Santini**
Matthew J. Santini
Mayor

ATTEST:

/s/ **Connie Keeling**
Connie Keeling
City Clerk

F. Resolutions

1. Department of Community Affairs Grant for Sheet Metal Components

Tamara Brock, Utility Accounts and Development Manager stated that this is an application for a grant to move an existing sewer line, construct a storm-water detention pond and install a storm drain to facilitate the expansion of Sheet Metal Components. City participation is required in order for the company to be awarded the grant therefore a resolution

must be signed. Sheet Metal Components will be responsible for the contracting and bidding. Ms. Brock stated that there is a minimal financial responsibility to the City in the form of a non-interest bearing checking account that will be dedicated to this project. Ms. Brock stated that the plans have been approved by the city and recommended approval of this resolution.

A motion to approve Resolution No. 25-15 was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

**STATE OF GEORGIA
COUNTY OF BARTOW**

Resolution No. 25-15

WHEREAS, the Georgia Department of Community Affairs has notified the City of Cartersville and other general purpose governments that federal funds, managed by said state agency, are available to local governmental units under the Employment Incentive Program for the purpose of economic development projects that will result in employment of low and moderate income persons; and

WHEREAS, the purpose of said grant shall be to move an existing sewer line, construct a stormwater detention pond, and install a storm drain to facilitate the expansion of Sheet Metal Components, Inc.; and

WHEREAS, the City of Cartersville is committed to working cooperatively with the Georgia Department of Community Affairs, multiple federal project participants, property owners and the citizens of Cartersville to implement the Project in accordance with federal and state guidelines as defined by Employment Incentive Program/Community Development Block Grant staff of the Georgia Department of Community Affairs in such a manner as to assure that the Project is developed, operated and maintained as a community asset designed to benefit current and future residents of the City of Cartersville; and

WHEREAS, the City of Cartersville deems the Project to be in the best interests of the citizens of Cartersville; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of Cartersville acting in his official capacity and in behalf of the Cartersville City Council is hereby authorized to file an application with the Georgia Department of Community Affairs in order to obtain said Employment Incentive Program Grant in order to perform those activities specified within this resolution; and

BE IT FUTHER RESOLVED, that the City of Cartersville shall be committed to the operation and maintenance of infrastructure developed through the Grant resources herein specified as a part of its water/sewer inventory; and

BE IT FUTHER RESOLVED, that the Mayor of Cartersville is hereby authorized to execute any and all documents as may be required to accompany said application and to provide the Georgia Department of Community Affairs any and all Support Documentation which is considered to be part of said application process.

ADOPTED this the 17th day of December 2015.

/s/ Matthew J. Santini
Matthew J. Santini
Mayor

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

G. Bid Award/Purchases

1. Wireless Access Equipment

Dan Porta, Assistant City Manager stated that this is a request to purchase wireless access hardware and materials that will be used to upgrade WiFi services at the Conference Center and will also benefit the city. The cost of the hardware and materials is \$17,393 and will be repaid by the CVB. Mr. Porta recommended approval.

A motion to approve the purchase of materials needed to upgrade the WiFi services at the Conference Center was made by Council Member McDaniel and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

2. Uniforms for Fire Department

Scott Carter, Fire Chief stated that this is a request for uniforms and additions to dress uniforms for personnel. Traditionally this is handled on a case by case basis, but to get the best price possible this year it will be a bulk purchase through T & T Uniforms of Smyrna for a total annual cost of \$32,287.30. Chief Carter recommended approval to purchase these uniforms at an amount not to exceed \$33,000.

A motion to approve the uniform purchase from T & T Uniforms of Smyrna was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

3. Mobile Data Computer System

Scott Carter, Fire Chief stated that his department is moving forward with the Mobile Data Computer Project. Bids were received for three different models of computers to be used in the field and Chief Carter recommended approval of the low bid from Insight Public Sector at a

maximum price of \$36,467.79,

A motion to approve the purchase from Insight Public Sector was made by Council Member Pruitt and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

4. Athletic Field Sports Lighting

Greg Anderson, Parks and Recreation Director stated that bid proposals will be for athletic field lighting on four ball fields – Dellinger Park Fields #4, 5, & 6 and Richard Bell Field at the Cartersville Sports Complex. Mr. Anderson recommended approval of standard lighting on three fields, collegiate standard lighting on the Richard Bell Field, lighting at the practice area at field 6, and a 25 year warranty for an amount of \$601,667 from West Georgia Lighting. Mr. Anderson also recommended approval for the Mayor to sign any and all documents associated with this purchase.

A motion to approve the purchase as presented and approval the Mayor to sign any and all documents associated with this purchase was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

H. Contracts/Agreements

1. Stormwater Contract Agreement with Fox Environmental

Tommy Sanders, Public Works Director stated that staff is requesting approval of a proposal from Fox Environmental to provide continuing support services to facilitate compliance with our GA EPD Phase II MS4 permit. Mr. Sanders stated that the cost for this service is \$12,500 and recommended approval.

A motion to approve the agreement with Fox Environmental was made by Council Member Pruitt and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

2. Asset Management Software Renewal

Sydney Forsyth, Assistant Water and Sewer Superintendent stated that this is the annual fee for the SEMS Technologies software used at his department for asset management and work orders. Mr. Forsyth stated that the annual cost for this software is \$7,545 and recommended approval.

A motion to approve the Asset Management Software Renewal was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

I. Added Items

1. Cost of General Election Invoice

Connie Keeling, City Clerk stated that this is the invoice for the November General Election. In the past staff has paid the poll workers through the city payroll, however, this year the city opted for the County to pay the poll workers and the City reimburse the cost. Ms. Keeling recommended approval of the invoice in the amount of \$7,654.33.

A motion to approve the invoice as presented was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

2. Monroe County Property Taxes

Gary Riggs, Gas Superintendent stated that he had received a property tax bill from Monroe County, Mississippi in the amount of \$5,858.11 for gas the City had in Southern Natural's Muldon Storage Field last year. Mr. Riggs stated that this is a budgeted item and recommended approval.

A motion to approve the invoice for the Monroe County, Mississippi Property Taxes was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously.

J. Monthly Financial Statement

1. October 2015 Financial Report

Tom Rhinehart, Finance Director presented the October 2014 monthly financial statement with comparisons from the previous year of October 2013 by fund, along with supplemental financial information comparing the year to date revenues and expenses for each fund and a report of cash position through October 2015. No action is needed by Council

Mayor Santini did want to acknowledge that this was Council Member Pruitt's last meeting and thanked her for her service to the City. He also sent condolences to the families of Vickie Pettit, David Hyde, and Fire Department Employee Lynn Garrison. After announcements a motion to adjourn the meeting was made by Council Member Pruitt and needing no second. Motion carried unanimously. Vote 6-0

Meeting Adjourned

/s/ _____
Matthew J. Santini
Mayor

ATTEST:

/s/ _____
Connie Keeling
City Clerk



City of Cartersville

City Council Meeting
1/7/2016 7:00:00 PM
Swearing in of Elected Officials

SubCategory:	Swearing in of Elected Officials
Department Name:	Clerk
Department Summary Recommendation:	This will be the swearing in of the officials elected in the November 3, 2015 election. Mayor Matt Santini, Council Members Jayce Stepp, Lindsey McDaniel, and Taff Wren.
City Manager's Remarks:	This is a ceremonial item that is necessary to allow the Mayor and Council to legally be sworn in for the next term. The City Clerk will lead us through this item. No formal action is required of City Council as a whole.
Financial/Budget Certification:	
Legal:	
Associated Information:	



City of Cartersville

City Council Meeting
1/7/2016 7:00:00 PM
Recreation Advisory Board

SubCategory:	Appointments
Department Name:	Parks and Recreation Dept.
Department Summary Recommendation:	There are four appointees to the Recreation Advisory Board whose terms expired December 31, 2015. Ward 2 appointee Patrick Jones has served the maximum terms allowed by ordinance. Ward 4 appointee Joy Hill wishes to be reappointed. Ward 6 Council member Taff Wren wishes to appoint Ty Mitcham. Mayor Santini wishes to add Rick Kollhoff as his appointee. These terms, with the exception of the Mayor's appointee, which is a two year term, are four year terms and will expire 12/31/19.
City Manager's Remarks:	Your approval of the slate of appointees for the listed terms through 12/31/19 is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	



City of Cartersville

City Council Meeting

1/7/2016 7:00:00 PM

Planning Commission Appointments/Reappointments for Wards 2,4,6 and the Mayor

SubCategory:	Appointments
Department Name:	Planning and Development
Department Summary Recommendation:	The Planning Commission consists of seven members, appointed by the Mayor and each City Councilperson. The Mayor's appointment is a two (2) year term and each Councilperson's appointment is for four (4) years. The term of the Mayor's appointment, Lamar Pendley, will expire. Additionally, the terms of the Ward 2 appointment, Steven Smith, Ward 4 appointment, Harrison Dean, and the Ward 6 appointment, Lamar Pinson, will also expire. Appointments or re-appointments to the Planning Commission from the respective Council member are recommended.
City Manager's Remarks:	Your approval of the appointment/reappointment of Planning Commission members as outlined above is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	



City of Cartersville

City Council Meeting

1/7/2016 7:00:00 PM

Annual Update Adoption of CIE in Accordance with the Impact Fee Requirements

SubCategory:	Resolutions
Department Name:	Planning and Development
Department Summary Recommendation:	Cartersville adopted Impact Fees in the last quarter of 2006. Said fees became effective starting in January of 2007. In accordance with the Development Impact Fee Regulations as outlined by the State, we are required to file an annual update to the Capital Improvements Element (CIE) of the Comprehensive Plan because we collect said impact fees and/or have an adopted impact fee ordinance. As you are aware, we held the required public hearing for the updated information on November 5, 2015, and Council also approved a resolution allowing this item to be transmitted to the Northwest Georgia Regional Commission (NWGRC) and the Department of Community Affairs (DCA) for their review and approval. They have approved the document, and we are required to formally adopt it. RECOMMENDATION: Staff recommends that Council approve this resolution adopting the Annual Update.
City Manager's Remarks:	Your approval of this resolution transmitting the update to the RDC and DCA is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Resolution No.

ADOPTION RESOLUTION

Capital Improvements Element

WHEREAS, The City of Cartersville adopted a Capital Improvements Element as an amendment to the *Cartersville Comprehensive Plan*; and

WHEREAS, The City of Cartersville has prepared an Annual Update to the adopted Capital Improvements Element; and

WHEREAS, the Capital Improvements Element Annual Update was prepared, submitted, and reviewed in accordance with the “Development Impact Fee Compliance Requirements” and the “Minimum Planning Standards and Procedures for Local Comprehensive Planning” adopted by the Board of Community Affairs pursuant to the Georgia Planning Act of 1989, and an advertised Public Hearing was held on November 5, 2015 at 7:00 P.M. in the City Council meeting room at Cartersville City Hall; and

BE IT THEREFORE RESOLVED, that the City Council of the City of Cartersville does hereby approve and adopt the Capital Improvements Element Annual Update attached hereto and incorporated herein as Exhibit “A” as per the requirements of the Development Impact Fee Compliance Requirements.

ADOPTED THIS DAY, THE 7th OF JANUARY, 2016.

Mayor, City of Cartersville, Georgia

ATTEST:

City Clerk

Capital Improvements Element 2016 Annual Update:

Financial Report & Short Term Work Program

City of Cartersville, GA
AS ADOPTED 1/7/2016

This Capital Improvements Element Annual Update has been prepared based on the rules and regulations pertaining to impact fees in Georgia, as specified by the Development Impact Fee Act (DIFA) and the Department of Community Affairs (DCA) documents Development Impact Fee Compliance Requirements and Standards and Procedures for Local Comprehensive Planning. These three documents dictate the essential elements of an Annual Update, specifically the inclusion of a financial report and a schedule of improvements.

According to the Compliance Requirements, the Annual Update:

“must include: 1) the Annual Report on impact fees required under O.C.G.A. 36-71-8; and 2) a new fifth year schedule of improvements, and any changes to or revisions of previously listed CIE projects, including alterations in project costs, proposed changes in funding sources, construction schedules, or project scope.” (Chapter 110-12-2-.03(2)(c))

This Annual Update itself is based on the Cartersville Capital Improvements Element, as adopted by the City in October, 2006.

Financial Report

The Financial Report included in this document is based on the requirements of DIFA, specifically:

“As part of its annual audit process, a municipality or county shall prepare an annual report describing the amount of any development impact fees collected, encumbered, and used during the preceding year by category of public facility and service area.” (O.C.G.A. 36-71-8(d)(1))

The required financial information for each public facility category appears in the main financial table (page 3); service area designations appear in the project tables that follow (pages 4 through 6).

The City’s fiscal year runs from July 1 to June 30.

Schedule of Improvements

In addition to the financial report, the City has prepared a five-year schedule of improvements—a short term work program (STWP)—as specified in the Compliance

Requirements (Chapter 110-12-2-.03(2)(c)), which states that local governments that have a CIE must “update their entire Short Term Work Programs annually.”¹

According to DCA’s requirements,² the STWP must include:

- A brief description of the activity;
- Timeframe for undertaking the activity;
- Responsible party for implementing the activity;
- Estimated cost (if any) of implementing the activity; and,
- Funding source(s), if applicable.

All of this information appears in the Short Term Work Program portion of this document, beginning on page 7.

¹ Note that the Compliance Requirements specify that the short term work program is to meet the requirements of Chapter 110-12-1-.04(7)(a), which is a reference to the STWP requirements in a previous version of the Standards and Procedures for Local Comprehensive Planning. The correct current description of a STWP is found at Chapter 110-12-1-.05(2)(c)(i).

² Chapter 110-12-1-.05(2)(c)(i).

IMPACT FEES FINANCIAL REPORT – CITY OF CARTERSVILLE, GA **Fiscal Year 2015**

Cartersville, GA	Annual Impact Fee Financial Report - Fiscal Year 2015							
Public Facility	Libraries	Fire Protection	Police	Parks & Recreation	Roads	Administration	CIE Prep (recoupment)	TOTAL
Impact Fee Fund Balance June 30, 2015	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Impact Fees Collected (July 1, 2014 through June 30, 2015)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Subtotal: Fee Accounts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Interest Income July 1, 2014 through June 30, 2015	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
(Impact Fee Refunds)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
(Expenditures)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Impact Fee Fund Balance June 30, 2015	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Impact Fees Encumbered	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00			\$0.00

Public Facility:		Library						
Service Area:		City-wide						
Project Description	Project Start Date	Project End Date	Local Cost of Project	Maximum Percentage of Funding from Impact Fees	Maximum Funding Possible from Impact Fees	Impact Fees Expended	Impact Fees Encumbered	Status/Remarks
Collection Materials	2007	2007	\$117,492.02	97.4%	\$114,429.35	\$0.00	\$0.00	Delayed from 2007
Collection Materials	2008	2008	\$69,321.54	97.4%	\$67,516.99	\$0.00	\$0.00	
Collection Materials	2009	2009	\$71,527.08	97.4%	\$69,664.32	\$0.00	\$0.00	
Collection Materials	2010	2010	\$73,485.48	97.4%	\$71,564.73	\$24,640.16	\$0.00	
Collection Materials	2011	2011	\$76,177.57	97.4%	\$74,198.35	\$0.00	\$0.00	
Collection Materials	2012	2012	\$78,377.17	97.4%	\$76,339.89	\$29,393.45		
Collection Materials	2013	2013	\$80,819.77	97.4%	\$78,724.32	\$0.00		
Collection Materials	2014	2014	\$83,780.63	97.4%	\$81,597.59	\$0.00		
Collection Materials	2015	2015	\$85,728.23	97.4%	\$83,487.48	\$0.00		
Collection Materials	2016	2016	\$89,175.01	97.4%	\$86,846.43	\$0.00		
Collection Materials	2017	2017	\$91,608.34	97.4%	\$89,221.83	\$0.00		
Collection Materials	2018	2018	\$94,529.75	97.4%	\$92,085.01	\$0.00		
Collection Materials	2019	2019	\$97,723.71	97.4%	\$95,191.53	\$0.00		
Collection Materials	2020	2020	\$100,669.73	97.4%	\$98,050.34	\$0.00		
Collection Materials	2021	2021	\$104,103.45	97.4%	\$101,396.58	\$0.00		
Collection Materials	2022	2022	\$106,768.72	97.4%	\$104,004.08	\$0.00		
			\$1,421,288.21		\$1,384,318.81	\$54,033.61	\$0.00	

Public Facility:		Fire Protection						
Service Area:		City-wide						
Project Description	Project Start Date	Project End Date	Local Cost of Project	Maximum Percentage of Funding from Impact Fees	Maximum Funding Possible from Impact Fees	Impact Fees Expended	Impact Fees Encumbered	Status/Remarks
New Station 4 (7,000 sf)	2007	2008	\$1,120,000.00	97.3%	\$1,089,585.42	\$0.00	n/a	To be paid by Carter Grove through agreement
Station 1 Relocation (15,000 sf)	2010	2011	\$2,625,000.00	3.3%	\$87,500.00	\$117,475.74	\$0.00	
Station 3 Relocation (7,000 sf)	2015	2016	\$1,225,000.00	14.3%	\$175,000.00	\$0.00		
New Station 5 (7,000 sf)	2021	2022	\$1,365,000.00	100.0%	\$1,365,000.00	\$0.00		
Heavy Vehicle	2007	2007	\$275,000.00	100.0%	\$275,000.00	\$0.00		Delayed from 2007
Heavy Vehicle	2007	2007	\$750,000.00	100.0%	\$750,000.00	\$0.00		Delayed from 2007
Heavy Vehicle	2021	2021	\$275,000.00	100.0%	\$275,000.00	\$0.00		
			\$7,635,000.00		\$4,017,085.42	\$117,475.74	\$0.00	

Public Facility:		Police Department						
Service Area:		City-wide						
Project Description	Project Start Date	Project End Date	Local Cost of Project	Maximum Percentage of Funding from Impact Fees	Maximum Funding Possible from Impact Fees	Impact Fees Expended	Impact Fees Encumbered	Status/Remarks
Facility Space (8,400 sf)	2018	2019	\$1,470,000.00	99.4%	\$1,460,950.20	\$85,694.34	\$0.00	
			\$1,470,000.00		\$1,460,950.20	\$85,694.34	\$0.00	

Public Facility:		Parks & Recreation						
Service Area:		City-wide						
Project Description	Project Start Date	Project End Date	Local Cost of Project	Maximum Percentage of Funding from Impact Fees	Maximum Funding Possible from Impact Fees	Impact Fees Expended	Impact Fees Encumbered	Status/Remarks
Future Park A (50 acres)	2012	2012	\$1,500,000.00	100.0%	\$1,500,000.00	\$0.00		
Future Park B (50 acres)	2018	2018	\$1,500,000.00	100.0%	\$1,500,000.00	\$0.00		
3 Track/Trails	see	remarks	\$690,000.00	96.7%	\$667,000.00	\$49,433.59	\$0.00	start date tba
2 Tennis Courts	see	remarks	\$100,460.06	100.0%	\$100,460.06	\$0.00		start date tba
2 Playgrounds	see	remarks	\$320,000.00	100.0%	\$320,000.00	\$0.00		start date tba
			\$4,110,460.06		\$4,087,460.06	\$49,433.59	\$0.00	

Public Facility:		Road Improvements						
Service Area:		City-wide						
Project Description	Project Start Date	Project End Date	Local Cost of Project	Maximum Percentage of Funding from Impact Fees	Maximum Funding Possible from Impact Fees	Impact Fees Expended	Impact Fees Encumbered	Status/Remarks
Douthit Ferry (widening)	tba	tba	\$750,000.00	100.0%	\$750,000.00	\$31,039.18	n/a	To be paid by Carter Grove through agreement
Terrell Drive (turn lane)	tba	tba	\$166,600.00	50.0%	\$83,300.00	\$0.00	\$0.00	
Center Road (widening)	tba	tba	\$498,225.00	100.0%	\$498,225.00	\$0.00		
			\$1,414,825.00		\$1,331,525.00	\$31,039.18	\$0.00	

2016-2020 SHORT TERM WORK PROGRAM CITY OF CARTERSVILLE, GA

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Economic Development								
Continue to participate in the BCJDA and BC2JDA, equally with the County, and implement applicable components of the Economic Development Strategy, including: 1. Retain / Expand Existing Industries & Attract New Ones 2. Improve Tax Digest per FTE 3. Develop Industrial Property 4. Implement the Comprehensive Financing & Administrative Plan 5. Support Workforce & Community Development	X	X	X	X	X	n/a	General Fund	Bartow-Cartersville Joint Development Authority (BCJDA), Bartow-Cartersville Second Joint Development Authority (BC2JDA) City Council, Commissioner,
Support collaboration among secondary and post-secondary education partners with each other and with employers, in regard to specialized job training programs and venues.	X	X	X	X	X	n/a	General Fund	BCJDA, Chamber
Continue to work with the Downtown Development Authority in the redevelopment of properties and attraction of businesses in the downtown. Retail recruitment through Cartersville Electric contracted recruitment services	X	X	X	X	X	n/a	DDA Budget, General Fund	Downtown Development Authority, City Council, Cartersville Electric, BCJDA

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Leake Street and S. Museum Dr. improvements: sidewalks, lighting, signage, wrought iron fencing along S. Museum Dr.			X			Unknown	SPLOST, grants	Downtown Development Authority, City Council, Public Works
Market downtown as a destination specialty shops, restaurants and museums to draw people downtown	X	X	X	X	X	variable	DDA Budget, General Fund	Downtown Development Authority, City Council, Cartersville Bartow CVB

Natural and Historic Resources

Consider tree ordinance to protect specimen trees, conserve the tree canopy, and promote urban forest practices on City owned properties.	X					\$8,500	General Fund	City Council, Planning
Consider applying for Tree City USA designation	X					\$5,000	General Fund	City Council, Planning
Continue to monitor the status of inventoried historic structures and properties located outside of the protected historic districts	X	X	X	X	X	n/a	General Fund	City Council, Planning,
Continue to support the restoration of original historic facades and buildings. Review and consider all available funding resources for historic preservation.	X	X	X	X	X	n/a	Grants, Private development	City Council, Planning

Community Facilities

Develop a 5-Year Capital Improvements Plan, which includes a schedule and budget for new facilities, maintenance and operation expenses, and a replacement plan for aging infrastructure within the City, based on adopted population and employment forecasts, and Levels of Service	X	X	X	X	X	n/a	General Fund	City Council
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Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Review and develop a comprehensive Infrastructure-Financing Plan. Ensure that new development pays its fair share of infrastructure costs	X	X	X	X	X	n/a	General Fund	City Council
Develop a 5-year Service District Plan to ensure adequate personnel and maintenance funds are in place for appropriate level of service requirements	X	X				n/a	General Fund	City Council
Require a traffic impact study if the trips generated from a proposed developed will impact the adjacent road system	X	X	X	X	X	n/a	General Fund	Public Works, City Council, Developer (applicant)
Airport Instrument Landing System	X	X				\$1,100,000	SPLOST	CMO

Public Works

Develop a long-range comprehensive transportation plan	X	X	X			Per MPO allotment	MPO	MPO Policy and Technical committees
Retrofit ADA requirements on all sidewalks	X	X	X	X	X	\$5,000	General Fund	City Council, Public Works
City-wide road projects - milling and resurfacing	X	X	X	X	X	\$55,000 match for LMIG	SPLOST	Public Works
Douthit Ferry Rd. improvements – road widening from SR 61/113 to Old Alabama Rd. (4 lane with median)(Engineering Only)	X	X	X	X	X	\$900,000	SPLOST (Const. GDOT & FHWA)	Public Works
Sugar Valley Rd. at Nancy Creek – new bridge - Project on Hold due to lack of funding						\$1,025,000	SPLOST	Public Works

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Sugar Valley Rd. at Burnt Hickory Rd. – intersection improvement - Project on Hold due to lack of funding						\$700,000	SPLOST	Public Works
Grassdale Rd. – road improvements from US 41 to SR 293 - Project on Hold due to lack of funding						\$5.9 mill 1.4 mill (City)	SPLOST, County	Public Works
Equipment replacement	X	X	X	X	X	Variable	General Fund	Public Works

Stormwater Division

MS4 Compliance	X	X	X	X	X	\$50,000/yr	General Fund, Users Fees	Stormwater Division
Railroad Ditch Improvements		X	X			\$100,000	General Fund, Users Fees	Stormwater Division
Old Mill Lake/Park (for stormwater control)			X	X		\$350,000	General Fund, Users Fees	Stormwater Division

Fire Department

Analyze current services and locational aspects of police, fire, libraries and medical services to determine appropriate densities in appropriate locations.	X	X	X	X	X	n/a	General Fund	City Council, Fire and Police Departments
Replace Tower Truck					X	\$1,250,000	2020 SPLOST	Fire Department
Relocation/construction of FD Station #3				X		\$1.5 mill	2014 SPLOST	Fire Department

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
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Police Department

Replace police patrol units – on going	X	X	X	X	X	\$180,000/yr	General Fund	Police Department
Continue Crime Mapping-on going relative to the potential new RMS system	X	X	X	X	X	\$29,000/yr	General Fund	Police Department
Replace ALL Protective vests - ongoing		X	X	X	X	\$10,000/yr	General Fund	Police Department

Library

Collection Materials	X	X	X	X	X	\$552,438	97% Impact Fees, General Fund	Library
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Parks & Recreation

Purchase northside park land		X				\$1,500,000	100% Impact Fees, SPLOST	Parks and Recreation
Sam Smith Park development	X	X	X	X	X	variable	General Fund	Parks and Recreation
Replace AC Unit at Dellinger Concession #1			X			\$4,500	General Fund	Parks and Recreation
Replace light poles and lighting fixtures (Dellinger Softball Field 1)		X	X			\$90,000	General Fund	Parks and Recreation
Minor renovation of Dellinger Park Pool		X	X			\$75,000	General Fund	Parks and Recreation

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Renovation of Dellinger Park office		X	X			\$20,000	General Fund	Parks and Recreation
Component playsystem at Dellinger Park Softball fields				X		\$24,000	70% Impact Fees, General Fund	Parks and Recreation
Trail – Pettit Creek Trail, Phase II				X		\$297,000	Ga. Trail Grant, General Fund	Parks and Recreation
Trail – Pettit Creek Trail, Phase III					X	\$350,000	Ga. Trail Grant, General Fund	Parks and Recreation
Trail – Leake Mounds / Etowah riverbank	X	X				\$900,000	TE Grant, General Fund	Parks and Recreation
Implement the Parks and Recreation Master Plan	X	X	X	X	X	n/a	Impact Fees, General Fund	Parks and Recreation

School System

Develop a school expansion plan based on adopted forecasts of population which coordinates new facilities and residential permits.	X					n/a	School Board	Cartersville School System
Continue to monitor need for construction funds for a new primary school to support the Carter Grove development.	X	X	X	X	X	n/a	School Board	Cartersville School System

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
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Electrical Utilities

Require a utility capacity analysis if a proposed development will severely impact adjacent or system-wide capacity	X	X	X	X	X	n/a	General Fund	City Council, Developer (applicant)
Highland 75 Line Phase 3 – construct a new feeder from the new substation to provide service to B.I.G.	X					\$100,000	Electric Revenue	Electric Utility
Utility relocation for DOT projects	X	X	X	X	X	75,000/YR	Electric Revenue	Electric Utility
Distribution System Automation			X	X		\$180,000/YR	Electric Revenue	Electric Utility
New 12kV feeder out of MEAG 46kV Substation to feed RedComb & Porter St. Industrial Area				X		\$150,000	Electric Revenue	Electric Utility
Various reconductoring projects to upgrade older lines to current standards	X	X	X	X	X	\$50,000/YR	Electric Revenue	Electric Utility
Center Rd. tie-line to Main Street				X	X	\$350,000/YR	Electric Revenue	Electric Utility
N. Tennessee Street Line Rebuild – Phase 1	X					\$40,000	Electric Revenue	Electric Utility
Tie line from substation #4 to Substation #12	X					\$78,000	Electric Revenue	Electric Utility

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Tie line from Substation #5 to Substation #1	X					\$50,000	Electric Revenue	Electric Utility
Highland 75 – Feed from new Substation into Highland 75 for dual feed	X					\$350,000	Electric Revenue	Electric Utility
HPS to LED street lighting conversion	X	X	X	X	X	\$20,000/yr	Electric Revenue	Electric Utility

Gas Utilities

Cassville-White Road Widening: I-75 to Old Grassdale Road (Bartow County) - 4" HP steel relocation		X	X			\$100,000	Gas Revenue	Gas System
Cartersville Business Park - 6" HP steel extension	X					\$100,000	Gas Revenue	Gas System
Williams (Transco) Delivery Point: Metering & odorizing station (delivery point) in South Bartow	X	X				\$3,500,000	Gas Revenue	Gas System
Williams (Transco) Main Extension: 12" HP steel extension	X	X				\$3,500,000	Gas Revenue	Gas System
S.R. 113/Old Alabama Rd Relocation-Pumpkinvine Creek to C.R. 699: 2", 4" & 8" relocation	X	X				\$80,000	Gas Revenue	Gas System
Toyo Tire North America/Zion Road Development Area: B.I.G. to Pettit Creek - 8" HP steel extension	X	X	X	X	X	\$500,000	JDA Funds	Gas System
Rowland Springs Road P.E. Extension - 6" P.E. extension, Dean Road to McCaskey Creek Road	X	X				\$35,00	Gas Revenue	Gas System
Highland 75 – 6" HP steel extensions (internal)	X	X	X	X	X	\$575,000	JDA Funds	Gas System

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
GDOT Road Relocations	X	X				\$125,000	Gas Revenue	Gas System
District Regulating Station Renewals	X	X	X	X	X	\$125,000	Gas Revenue	Gas System

Water & Sewer Department

Sewer line – 8" line replacement on Etowah Dr. to West Ave.	X					\$2,000,000	General Fund, User Fees	Water & Sewer Department
Sewer line – 30" new line on Tennessee St. to Jones Mill Rd.	X					\$2,000,000	General Fund, User Fees	Water & Sewer Department
Sewer line – upgrade sewer line and pump station along I-75 to 36" interceptor at Chemical Products	X					\$1,000,000	General Fund, User Fees	Water & Sewer Department
Replace sewer along Petit Creek	X					\$1,850,000	General Fund, User Fees	Water & Sewer Department
Sewer line – 18" line replacement Highway 41 to Pine Vista	X					\$1,000,000	General Fund, User Fees	Water & Sewer Department
Sewer line – 8" upgrade on Jones Mill	X					\$2,000,000	General Fund, User Fees	Water & Sewer Department
Continue loop of City with 36" line from Old Mill to Mission Rd.			X			\$4,000,000	General Fund, User Fees	Water & Sewer Department

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Water line – 10" replacement on Cassville Rd. to Cherokee on Erwin Street	X					\$450,000	General Fund, User Fees	Water & Sewer Department
Water meter change out	X	X	X	X	X	\$600,000/year	General Fund, User Fees	Water & Sewer Department
Install sodium hypochlorite at water plant	X					\$525,000	General Fund, User Fees	Water & Sewer Department
Water line – Center Rd to Main Street	X					\$500,000	General Fund, User Fees	Water & Sewer Department
Nutrient removal upgrade at waste water treatment plant	X	X				\$25,000,000	General Fund, User Fees	Water & Sewer Department
Upgrade Water Treatment Plant to 33 MGD	X					\$10,000,000	General Fund, User Fees	Water & Sewer Department
Consideration of reducing water & sewer capacity fees by 50% for a portion of the current year.	X					n/a	n/a	Council, Water & Sewer Department

Housing

Pursue opportunities with the Etowah Area Consolidated Housing Authority as a partner in the creation of affordable housing	X	X	X	X	X	n/a	Housing Authority Budget	Housing Authority
Pursue opportunities for partnerships with non-profit agencies in the creation of affordable housing opportunities	X	X	X	X	X	n/a	General Fund	City Council

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Increase code enforcement within targeted neighborhoods of the City	X	X	X	X	X	n/a	General Fund	Planning
Investigate potential programs to assist with maintenance and rehabilitation and make information on these programs available to its residents	X	X	X	X	X	n/a	General Fund	Planning
Work with the Police Department to address crime concerns in selected neighborhoods – on going	X	X	X	X	X	variable	General Fund	Police Dept
Continue to implement the mechanisms in place to foster the development of alternative forms of housing, such as mixed-use zoning, overlay districts, supplemented by the Character Area objectives and design guidelines	X	X	X	X	X	n/a	General Fund	City Council, Planning
Support the initiatives, projects and activities developed through the Georgia Initiative for Community Housing committee.	X	X	X	X	X	n/a	General Fund	City Council

Land Use

Update land use and zoning maps		X	X	X	X	\$3,000/year	General Fund	Planning, GIS
Revise the Future Development Map to accommodate additional mixed-use developments with residential components and areas of higher density residential.		X	X			\$10,000	General Fund	Planning, GIS
Identify strategies and recommended improvements as outlined in the adopted 2010 Urban Redevelopment Plan for North Towne, North west Industrial and South Industrial areas	X	X	X	X		n/a	General Fund	City Council, Planning
Refine, and create an Overlay District for the Tennessee Street Corridor		X				\$11,000	General Fund	City Council, Planning

Project Description	2016	17	18	19	20	Estimated Cost	Anticipated Funding Source(s)	Responsible Party or Parties
Coordinate with the City of Emerson on annexation borders, transportation and utility provision.	X	X	X	X	X	n/a	General Fund	City Council
Develop a public art program, and identify streetscape, lighting and associated elements design opportunities throughout the City, for civic facilities, public spaces and into roadway design.	X	X	X	X	X	variable	General Fund	City Council, DDA
Create gateway features to highlight the entrances to special places and a strong identity program for unique historical resources, street signs with neighborhood names, and destination signs pointing to and from points of interest	X	X	X	X	X	variable	General Fund	City Council, DDA
Redesign where possible and incorporate the railroad into the overall downtown streetscape and continue "Quiet Zone" efforts.	X	X	X	X	X	n/a	General Fund	Engineering, DDA, Council



City of Cartersville

City Council Meeting
1/7/2016 7:00:00 PM
Pettit Creek Trail - Updated GADOT MOU

SubCategory:	Contracts/Agreements
Department Name:	Parks and Recreation
Department Summary Recommendation:	Per letter dated December 14, 2015, Georgia Department of Transportation is requesting an updated Memorandum of Understanding and affidavit for E-Verify. Previous MOU had trail project scheduled for bid in 2014, but dealing the CSX railroad has been a challenge as we are on our second requested trail route. I recommend Cartersville City Council approve updated Memorandum of Understanding with Georgia Department of Transportation and allow Mayor to sign any related documents pertaining to Pettit Creek Trail phase III.
City Manager's Remarks:	Your approval of this MOU is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Russell R. McMurry, P.E., Commissioner



GEORGIA DEPARTMENT OF TRANSPORTATION

One Georgia Center, 600 West Peachtree Street, NW
Atlanta, Georgia 30308
Telephone: (404) 631-1000

December 14, 2015

The Honorable Matt Santini
Mayor, City of Cartersville
PO Box 1390
Cartersville, GA 30120

Subject: Updated Memorandum of Understanding for Continued Interest
PI #0010700, Bartow County – Pettit Creek Trail - Phase III

Item # 6

Dear Mayor Santini,

In November of 2011, the Georgia Department of Transportation (Department) and your community executed a Memorandum of Understanding (MOU) regarding preliminary engineering expenses for the referenced Transportation Enhancement (TE) project. Per that MOU, this project should have been ready to bid by May of 2014. As of the date of this letter, not all of the preliminary engineering documents have been received or approved by the Department. Therefore, it is necessary to update the MOU.

The Department requests your community sign an updated MOU and validate a continued interest in completing this project. The updated MOU document is attached to this letter. This MOU contains a provision that the project be ready to bid no later than June 30, 2019. Meeting this date will ensure the project is ready for FY 2020 funding. The Department cannot guarantee funding for projects that are not ready to bid by this date. Please validate a continued interest in the project by returning the executed form in triplicate. We need three (3) identical documents, all with original signatures. Please return the signed MOU to our program manager, Attn: Ms. Jeanne Kerney, P.E., Moreland Altobelli Associates, 2450 Commerce Drive, Suite 100, Duluth, GA 30096.

In September 2014, the Department sent a letter to all Sponsors explaining current program funding and also introducing project readiness scores. In that letter, we explained all TE projects were given a readiness score that ranges from 1 – 15. In September 2014 your projects readiness score was 2; as of July 2015, your score was 2.

It's our experience that a TE project which requires ROW acquisition typically take 18 – 36 months. Sponsors who actively track project progress have the shortest preparation times. We suggest monthly progress meetings with your project designer and quarterly contact with the Department project manager, Ms. Jeanne Kerney, P.E., jkerney@dot.ga.gov, 404-631-1982.

The Department does recognize that your City's circumstances may have changed since the initial project award. If the timing for this project is no longer acceptable for your City, you may withdraw the project. There is no penalty for withdrawing a project. If you would like to withdraw this project, please contact Ms. Jeanne Kerney at the e-mail address or number above.

Sincerely,



Albert V. Shelby, III
State Program Delivery Engineer

Item # 6

AVS:JK

Attachments

CC: Mr. Greg Anderson, Director Parks and Recreation, City of Cartersville
Moreland Altobelli Associates, Inc. – TE Consultant
File

TRANSPORTATION ENHANCEMENT MEMORANDUM OF UNDERSTANDING

BETWEEN

The City of Cartersville, hereinafter called the "SPONSOR", and the Georgia Department of Transportation, hereinafter called the "DEPARTMENT",

RELATIVE TO

The SPONSOR assuming responsibility for tasks associated with Preliminary Engineering (PE) for project number 0010700, hereinafter called the "PROJECT".

WHEREAS the DEPARTMENT and the SPONSOR signed a MEMORANDUM OF UNDERSTANDING on November 23, 2011, and established a ready to bid date of May 23, 2011, and the project is currently not ready to bid; and

WHEREAS the DEPARTMENT remains committed to providing the Federal-Aid funds provided the PROJECT is completed in a timely manner, the DEPARTMENT and SPONSOR are executing this MEMORANDUM OF UNDERSTANDING to validate the continued interest of both parties in executing project number 0010700; and

WHEREAS the PROJECT is a Transportation Enhancement (TE) approved for Federal-Aid funds with a required local match of at least 20% of the PROJECT's Total Cost; and

I. IT IS THE INTENTION OF THE PARTIES:

That the SPONSOR fund 100% of the PE for the PROJECT; and that the DEPARTMENT may apply said expenditure toward the SPONSOR's local match of the PROJECT's Total Cost, subject to the DEPARTMENT and the Federal Highway Administration's (FHWA) approval.

II. IT IS AGREED:

- A. That the SPONSOR certifies that local funds have been budgeted to undertake PE for the PROJECT; and that an accounting system has been established to track project-specific PE expenditures.
- B. That prior to construction of the PROJECT, the SPONSOR will certify, to the DEPARTMENT, the amount of eligible expended funds allowable toward the PROJECT'S Total Local Match.
- C. That if the PROJECT includes structures such as bridges or retaining walls, the SPONSOR will be required to use consultants pre-qualified with the DEPARTMENT.

III. IT IS AGREED:

- A. That construction funding will be dependent upon the SPONSOR receiving historical/environmental clearances through the DEPARTMENT; certifying existing or acquired Right-of-Way (ROW) to the DEPARTMENT; producing a complete set of biddable construction plans meeting appropriate safety, access, and design standards; and preparing and forwarding construction bid procedures and documents for the DEPARTMENT's review.
- B. That nothing contained herein shall obligate the DEPARTMENT to proceed with subsequent stages of the PROJECT.
- C. That the SPONSOR's expenditure prior to execution of an Agreement with the DEPARTMENT for construction of the PROJECT shall be at the sole cost and risk to the SPONSOR. Should the SPONSOR or the DEPARTMENT determine that for any reason the PROJECT is unable to enter subsequent stages, the DEPARTMENT is not responsible for reimbursement of local funds expended on the PROJECT.

IV. The SPONSOR shall be responsible for all costs for the continual maintenance and the continual operations of the PROJECT, including any and all sidewalks and the grass strip between the curb and gutter and the sidewalk, within the PROJECT limits.

V. The SPONSOR shall Certify that they have read and understands the regulations for "CERTIFICATION OF COMPLIANCES WITH FEDERAL PROCUREMENT REQUIREMENTS, STATE AUDIT REQUIREMENTS, AND FEDERAL AUDIT REQUIREMENTS" as stated in attachment A of this AGREEMENT and will comply in full with said provisions.

VI. The SPONSOR shall accomplish all of the design activities for the PROJECT. The design activities shall be accomplished in accordance with the DEPARTMENT's Plan Development Process, the applicable guidelines of the American Association of State Highway and Transportation Officials, hereinafter referred to as "AASHTO", the DEPARTMENT's Standard Specifications Construction of Transportation Systems, 2013 Edition, the DEPARTMENT's Plan Presentation Guide, PROJECT schedules, and applicable guidelines of the DEPARTMENT. The SPONSOR's responsibility for design shall include, but is not limited to the following items:

- A. Prepare environmental studies, documentation, and reports for the PROJECT that show the PROJECT is in compliance with the provisions of the National Environmental Protection Act and Georgia Environmental Protection Act, as appropriate to the PROJECT funding. This shall include any and all archaeological, historical, ecological, air, noise, underground storage tanks (UST), and hazardous waste site studies required. The SPONSOR shall submit to the DEPARTMENT all environmental documents and reports for review and approval by the DEPARTMENT and the FHWA.
- B. Perform all work required to obtain project permits, including, but not limited to, US Army Corps of Engineers 404 and Federal Emergency Management Agency (FEMA) approvals. These efforts shall be coordinated with the DEPARTMENT.
- C. Prepare the PROJECT's drainage design including erosion control plans and the development of the hydraulic studies for the Federal Emergency Management

Agency Floodways and acquisition of all necessary permits associated with the drainage design.

- D. Provide certification, by a Georgia Registered Professional Engineer, that the construction plans have been prepared under the guidance of the professional engineer and are in accordance with AASHTO and DEPARTMENT guidelines.
- E. Failure of the SPONSOR to follow the DEPARTMENT's Plan Development Process will jeopardize the use of Federal funds in some or all of the categories outlined in this AGREEMENT, and it shall be the responsibility of the SPONSOR to make up the loss of that funding.

VII. All Primary Consultant firms hired by the SPONSOR to provide services on the PROJECT shall be prequalified with the DEPARTMENT in the appropriate area-classes.

VIII. The PROJECT construction and ROW plans shall be prepared in English units.

IX. The SPONSOR shall be responsible to perform all work required to obtain all applicable PROJECT permits, including, but not limited to, Cemetery, Tennessee Valley Authority (TVA) and US Army Corps of Engineers permits, Stream Buffer Variances and FEMA approvals. The SPONSOR shall provide all mitigation required for the PROJECT, including but not limited to permit related mitigation. All mitigation costs are considered PE costs. PROJECT permits and non-construction related mitigation must be obtained and completed three (3) months prior to the scheduled let date. These efforts shall be coordinated with the DEPARTMENT.

X. The DEPARTMENT shall review and has approval authority for all aspects of the PROJECT. The DEPARTMENT will work with the FHWA to obtain all needed approvals with information furnished by the SPONSOR.

XI. The SPONSOR shall be responsible for the design of all structure(s) and preparation of any required hydraulic and hydrological studies within the limits of this PROJECT in accordance with the DEPARTMENT's policies and guidelines. The SPONSOR shall perform all necessary survey efforts in order to complete the design of the structure (s) and prepare any required hydraulic and hydrological studies. The final structure plans shall be incorporated into this PROJECT as a part of this AGREEMENT.

XII. The SPONSOR shall follow the DEPARTMENT's procedures for identification of existing and proposed utility facilities on the PROJECT. These procedures, in part, require all requests for existing, proposed, or relocated facilities to flow through the DEPARTMENT's Project Liaison and the District Utilities Engineer.

XIII. The SPONSOR shall address all railroad concerns, comments, and requirements to the satisfaction of the DEPARTMENT.

XIV. Upon the SPONSOR's determination of the rights of way required for the PROJECT and the approval of the ROW plans by the DEPARTMENT, the necessary ROW for the PROJECT shall be acquired by the SPONSOR. ROW acquisition shall be in accordance with the law and the rules and regulations of the FHWA including, but not limited to, Title 23, United States Code; 23 CFR 710, et. seq., and 49 CFR Part 24, and the rules and regulations of

Item # 6

the DEPARTMENT. Failure of the SPONSOR to follow these requirements may result in the loss of Federal funding for the PROJECT and it will be the responsibility of the SPONSOR to make up the loss of that funding. All required ROW shall be obtained and cleared of obstructions, including underground storage tanks, prior to advertising the PROJECT for bids. The SPONSOR shall further be responsible for making all changes to the approved ROW plans, as deemed necessary by the DEPARTMENT, for whatever reason, as needed to purchase the ROW or to match actual conditions encountered. The SPONSOR shall be responsible for certifying the ROW.

XV. Upon completion and approval of the PROJECT plans and bid documents, the DEPARTMENT will authorize the SPONSOR to advertise the PROJECT for bids. The SPONSOR shall be solely responsible for advertising and awarding the construction contract (subject to the DEPARTMENT's recommendation) for the PROJECT.

XVI. The SPONSOR shall review and make recommendations concerning all shop drawings prior to submission to the DEPARTMENT. The DEPARTMENT shall have final authority concerning all shop drawings.

XVII. The SPONSOR shall be responsible for the professional quality, technical accuracy, and the coordination of all designs, drawings, specifications, and other services furnished by or on behalf of the SPONSOR pursuant to this AGREEMENT. The SPONSOR shall correct or revise, or cause to be corrected or revised, any errors or deficiencies in the designs, drawings, specifications, and other services furnished for this PROJECT. Failure by the SPONSOR to address the errors or deficiencies within 30 days shall cause the SPONSOR to assume all responsibility for construction delays caused by the errors and deficiencies. All revisions shall be coordinated with the DEPARTMENT prior to issuance. The SPONSOR shall also be responsible for any claim, damage, loss or expense that is attributable to negligent acts, errors, or omissions related to the designs, drawings, specifications, and other services furnished by or on behalf of the SPONSOR pursuant to this AGREEMENT.

XVIII. IT IS FURTHER AGREED that the SPONSOR shall be responsible for repayment of any expended Federal funds if the PROJECT does not proceed forward to completion due to a lack of available funding in future PROJECT phases, changes in local priorities or cancellation of the PROJECT by the SPONSOR without concurrence by the DEPARTMENT, or if the SPONSOR is not compliant with Federal laws and regulations

XIX. Both the SPONSOR and the DEPARTMENT hereby acknowledge that time is of the essence. The Sponsor shall have the PROJECT ready to bid no later than June 30, 2019.

XX. This AGREEMENT is made and entered into in FULTON COUNTY, Georgia, and shall be governed and construed under the laws of the State of Georgia. The covenants herein contained shall, except as otherwise provided, accrue to the benefit of and be binding upon the successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the DEPARTMENT and the SPONSOR have caused these presents to be executed under seal by their duly authorized representatives. The parties hereto have executed this MEMORANDUM OF UNDERSTANDING, this _____ day of _____, 201__.

DEPARTMENT OF TRANSPORTATION

SPONSOR

Commissioner

Title

ATTEST:

Witness

Treasurer

Signed, Sealed & Delivered

This ___ Day of _____, 20 ____.

Notary Public

I attest that the Corporate Seal attached to this Document is in fact the seal of the Corporation and that the Officer of this Corporation executing this Document does in fact occupy the official position indicated and is duly authorized to execute such document on behalf of this Corporation.

ATTEST:

Federal Employer Tax No.

ATTACHMENT A

CERTIFICATION OF COMPLIANCES

I hereby certify that I am a principle and duly authorized representative of _____
whose address is _____ and it is also certified that:

I. PROCUREMENT REQUIREMENTS

The below listed provisions of Federal Procurement requirements shall be complied with throughout the contract period:

- (a) 49 CFR Part 18 Section 36
Uniform Administrative Requirements for Grants and Cooperative
Agreements to State and Local Governments – Procurement
- (b) 23 CFR 635 Subpart A – Contract Procedures

II. STATE AUDIT REQUIREMENT

The provisions of Section 36-81-7 of the Official Code of Georgia Annotated, relating to the “Requirement of Audits” shall be complied with throughout the contract period in full such that:

- (a) Each unit of local government having a population in excess of 1,500 persons or expenditures of \$ 300,000.00 or more shall provide for and cause to be made an annual audit of the financial affairs and transactions of all funds and activities of the local government for each fiscal year of the local government.
- (b) The governing authority of each local unit of government not included above shall provide for and cause to be made the audit required not less often than once every two fiscal years.
- (c) The governing authority of each local unit of government having expenditures of less than \$ 300,000.00 in that government’s most recently ended fiscal year may elect to provide for and cause to be made, in lieu of the biennial audit, an annual report of agreed upon procedures for that fiscal year.
- (d) A copy of the report and any comments made by the state auditor shall be maintained as a public record for public inspection during the regular working hours at the principal office of the local government. Those units of local government not having a principal office shall provide a notification to the public as to the location of and times during which the public may inspect the report.

- (e) The audits of each local government shall be conducted in accordance with generally accepted government auditing standards.

III. FEDERAL AUDIT REQUIREMENT

The provisions of OMB Circular A-133 issued pursuant to the Single Audit Act of 1984, P.L. 98-502, and the Single Audit Act Amendments of 1996, P.L. 104-156 shall be complied with throughout the contract period in full such that:

- (a) Non-Federal entities that expend \$ 300,000 or more in a year in Federal awards shall have a single or program-specific audit conducted for that year in accordance with the provisions of OMB Circular A-133.
- (b) Non-Federal entities that expend less than \$ 300,000 a year in Federal awards are exempt from Federal audit requirements for that year, but records must be available for review or audit by appropriate officials of the Federal agency, pass-through entity, and General Accounting Office (GAO).
- (c) Except for the provisions for biennial audits provided in paragraphs (1) and (2) below, audits required shall be performed annually. Any biennial audit shall cover both years within the biennial period.
 - (1) A State or local government that is required by constitution or statute, in effect on January 1, 1987, to undergo its audits less frequently than annually, is permitted to undergo its audits biennially. This requirement must still be in effect for the biennial period under audit.
 - (2) Any non-profit organization that had biennial audits for all biennial periods ending between July 1, 1992, and January 1, 1995, is permitted to undergo its audits biennially.
- (d) The audit shall be conducted in accordance with Generally Accepted Government Auditing Standards.

Date

Signature



GEORGIA SECURITY AND IMMIGRATION COMPLIANCE ACT AFFIDAVIT

Contract No. and Name: PI 0010700, Bartow County, Pettit
Creek Trail - Phase III

Name of Contracting Entity: City of Cartersville

By executing this affidavit, the undersigned person or entity verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, firm, or corporation which is contracting with the Georgia Department of Transportation has registered with, is authorized to participate in, and is participating in the federal work authorization program commonly known as E-Verify*, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13-10-91.

The undersigned person or entity further agrees that it will continue to use the federal work authorization program throughout the contract period, and it will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the undersigned with the information required by O.C.G.A. § 13-10-91(b).

The undersigned person or entity further agrees to maintain records of such compliance and provide a copy of each such verification to the Georgia Department of Transportation at the time the subcontractor(s) is retained to perform such service.

 EEV / E-Verify™ User Identification Number

 Date of Authorization

 BY: Authorized Officer or Agent
 (Contractor Name)

 Date

 Title of Authorized Officer or Agent of Contractor

 Printed Name of Authorized Officer or Agent

SUBSCRIBED AND SWORN
 BEFORE ME ON THIS THE

____ DAY OF _____, 201__

 Notary Public [NOTARY SEAL]

My Commission Expires: _____

* or any subsequent replacement operated by the United States Department of Homeland Security or any equivalent federal work authorization program operated by the United States Department of Homeland Security to verify information of newly hired employees, pursuant to the Immigration Reform and Control Act of 1986 (IRCA), P.L. 99-603



City of Cartersville

City Council Meeting
1/7/2016 7:00:00 PM
Shottenkirk Honda Lighting Project

SubCategory:	Bid Award/Purchases
Department Name:	Electric
Department Summary Recommendation:	The Electric Department is requesting authorization to purchase materials to provide the parking lot lighting for Shottenkirk Honda. Our standard lighting design for commercial projects has been Metal Halide Lighting. Shottenkirk Honda has requested that we purchase and install a Light Emitting Diode (LED) system. An example of a LED project can be see at the sports complex in Emerson. This will be a pilot project for our department, as it is the first LED lighting installation we've done. Using LED fixtures we can install a lighting system with much better uniformity and with lighting levels that exceed a typical metal halide lighting installation. Attached are the price quotes from the top three manufacturers for LED area lighting. Stuart Irby Company who represents General Electric (GE) in Georgia has the lowest bid for the LED lighting proposal. Even though the LED lighting system is costlier to purchase there are some major advantages over the metal halide system. The energy costs will be cut by 80%. Also the maintenance and repair costs will be greatly reduced because of the much longer life of the LED fixture. All three vendors have a 10 year warranty on their product. The customer has paid an upfront contribution of \$20,400 to offset the cost of installation and materials. This project will meet our cost to revenue ratio of three years to payback. The Electric Department is requesting that we purchase from Stuart Irby Company the materials at the price of \$91,724.75. E-verify and Save documents are available for review.
City Manager's Remarks:	This is the first of its kind that we will likely see more of in the future. The bid of the GE lighting through Stuart Irby is recommended for your approval. Note the upfront contribution of \$20,400 from the owner.
Financial/Budget Certification:	

Cover Memo

Item # 7

Legal:
Associated Information:

Derek Hampton

From: Dillard Frazier
Sent: Friday, October 09, 2015 3:44 PM
To: Derek Hampton
Subject: FW: City of Cartersville Quote

This is what Gresco sent back!!!!

From: Mandy Roberson [<mailto:mroberson@gresco.com>]
Sent: Friday, October 09, 2015 3:37 PM
To: Dillard Frazier
Cc: Lee McLendon
Subject: City of Cartersville Quote

Hi Dillard,

After Austin spoke with Derek this is what he told me to quote you.

GAN-AE-06-LED-U-5WQ-BZ-MA-TH \$1056.00/ea
NVN-AE-06-E-U-5WQ-10K-4-BZ \$852.00/ea

Thanks,
Mandy Roberson

doesn't meet our spec
or aesthetic standards



478-315-0841 Direct Line
1-800-329-3421 Ext. 2104
Fax: 1-800-299-4324
mroberson@gresco.com



STUART C IRBY BR743 KENNESAW
1025-A COBB INTERNATIONAL PLACE
SUITE A
KENNESAW GA 30152
770-422-1005 Fax 770-427-8455

Quotation

QUOTE DATE	ORDER NUMBER
12/09/15	S009324764
REMIT TO: STUART C IRBY CO POST OFFICE BOX 741001 ATLANTA GA 30384	PAGE NO. 1

SOLD TO:
CITY OF CARTERSVILLE
PO BOX 1390
CARTERSVILLE, GA 30120-1390

SHIP TO:
CITY OF CARTERSVILLE
ATTN: ELECTRICAL DEPARTMENT
320 S. ERWIN STREET
CARTERSVILLE, GA 30120-3914

ORDERED BY:

CUSTOMER NUMBER		CUSTOMER ORDER NUMBER		JOB/RELEASE NUMBER		OUTSIDE SALESPERSON		
129337						James A Narmore		
INSIDE SALESPERSON			REQD DATE		FRGHT ALLWD		SHIP VIA	
Neil Godfrey			12/09/15		Yes			
ORDER QTY	SHIP QTY	LINE	DESCRIPTION			Prc/Uom	Ext.Amt	
34EA		1	*VALI DS330-600W300D4MB-HH-FBC-LAB VALMONT 30FT SQUARE STEEL POLE; 6 NON-TAPERED; DRILLED FOR 4ea DECASHIELD LUMINAIRES; MEDIUM BRONZE POWDER PAINT; 12 BOLT CIRCLE; FATIGUE RESISTANT BASE; INCLUDES 4x12 HAND HOLE; POLE CAP & BASE COVER; NO ANCHOR BOLTS INCLUDED			947.000EA	32198.00	
34EA		2	*PRCA 7FT X 18 PRECAST CONCRETE POLE BASE, 18" DIAMETER X 7FT LONG, 12" BOLT CIRCLE USING 1" BOLTS			422.000EA	14348.00	

*** This is a quotation ***

Prices firm for acceptance within 30 days with the exception of commodity prices which are subject to change daily. Quotation is void if changed. Complete quote must be used unless authorized in writing.

For Terms and Conditions, Please See our website.

Subtotal	46546.00
S&H CHGS	0.00
Sales Tax	0.00
TOTAL	46546.00

Derek Hampton

From: Dillard Frazier
Sent: Monday, October 12, 2015 9:43 AM
To: Derek Hampton
Subject: FW: Price and cut sheets on DSX2 light
Attachments: dsx2-led_pdf.pdf.pdf

From: Livengood, Debbie [HDS] [<mailto:Debbie.Livengood@hdsupply.com>]
Sent: Monday, October 12, 2015 9:39 AM
To: Dillard Frazier
Cc: Head, Jeffrey [HDS]
Subject: Price and cut sheets on DSX2 light

DSX2 LED 80C 1200 50K T3M MVOLT SPA PER7 DDBXD \$951/EA

4-6 Wks (see attached cut sheets)

Please let me know if you need anything else.

Have a great day and week.



Debbie Livengood
Inside Sales II

Anixter Power Solutions
6525 Best Friend Rd.
Norcross, GA 30071
P: 770.852-9498
debbie.livengood@anixter.com

Derek Hampton

From: Godfrey, Neil [godfrey@irby.com]
Sent: Friday, November 20, 2015 11:08 AM
To: Narmore, Andrew; Derek Hampton
Cc: Dillard Frazier
Subject: RE: Lighting price

Derek/ Dillard-

Here's the updated price and correct part number-

47ea EASC0K3F5402ADKBZR- \$946.00ea (with 10 year warranty and 10K surge protection)
 47ea Ripley RD8645- \$15.25ea

Thanks,
 Neil

Neil Godfrey
 Sales Representative



Irby Utilities
 1025-A Cobb International Place
 Kennesaw, Ga. 30152
 Phone: 770-422-1005
 Fax: 770-427-8455
 Direct: 678-819-1444
www.irby.com

From: Narmore, Andrew
Sent: Friday, November 20, 2015 10:42 AM
To: Derek Hampton
Cc: Dillard Frazier; Godfrey, Neil
Subject: Re: Lighting price

Derek,

I just spoke to our new GE Southeast Regional Lighting guy who advised me we will be getting you a new correct price on these fixtures. Apparently, someone at the factory entered the wrong driver information and that caused a huge difference in our cost. Anyway, Neil will send you an official price (quote) once we get our new quote but I can go ahead and give your new price to you.

\$946.00(E) with a 10KVA surge protection and a 10 year warranty

Again, when Neil gets the official quote he will send it over to you and Dillard.

Thanks you for the heads up!
 Andrew

Andrew Narmore
 Account Manager
 Irby
 Cell: (423)240-6491

Item # 7



City of Cartersville

City Council Meeting
1/7/2016 7:00:00 PM
Electrical Cable for Kroger Main Street Project

SubCategory:	Bid Award/Purchases
Department Name:	Electric Department
Department Summary Recommendation:	The Electric Department needs to purchase 21,740 feet of electrical cable to provide service to the Kroger Main Street Project. The cable is a an item on the ECG master bid list. As you know ECG represents the cities in asking for bids on various equipment and materials on an annual basis. The annual award for the cable was recently awarded to Stuart C. Irby Company with a low bid of \$2.37 per foot. The total cost of the purchase would be 21,740 ft X \$2.37 per foot for a total of \$51,523.80. The Electric Department is recommending that council approve the purchase of the cable from Stuart C Irby Company for the total price of \$51,523.80. The materials for Kroger project is a budgeted item.
City Manager's Remarks:	Your approval of this bid award is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	



City of Cartersville

City Council Meeting

1/7/2016 7:00:00 PM

File Z15-04: Rezoning application by TPA Group (Jeff Watkins, representative) for property located at 118 Old Mill Road (approximately 63.5 acres) from R-20 to H-I

SubCategory:	Public Hearing - 2nd Reading of Zoning/Annexation Requests
Department Name:	Planning and Development
Department Summary Recommendation:	This property is 118 Old Mill Road, located on the south side of the road near the intersection with S. Erwin Street. There are a variety of uses adjacent to the property – industrial, restaurant, gas station, office, and residential south of this portion of the property. There are no structures on this section of the property proposed for rezoning – the houses, barns, and other structures are to the south of the area proposed for rezoning and are proposed to remain as such. The adjacent 17 acres to the east of the subject request was annexed and zoned (AZ08-13) to the H-I zoning district in 2008. The applicant seeks to rezone a 63.5 acre portion of the property from “R-20 to H-I with conditions” for development of the highest and best use based on the application. Because the applicant has noted that they are seeking up to a million square feet, the request met the threshold for requiring it to proceed through the States Development of Regional Impact (DRI) review process. The Northwest Georgia Regional Commission (NWGRC) did return a favorable recommendation noting the proposed project is consistent with local and regional plans, and encouraged to review and implement comments and guidelines presented. RECOMMENDATION: Planning Commission recommends approval as presented
City Manager's Remarks:	Planning Commission recommends your approval of this item. This item remains on the table until the 21st.
Financial/Budget Certification:	
Legal:	
Associated Information:	

ZONING SYNOPSIS

Petition Number(s): **Z15-04**

APPLICANT INFORMATION AND PROPERTY DESCRIPTION

Applicant: **TPA Group**

Representative: **Jeff Watkins**

Property Owner: **William Wright**

Property Location: **118 Old Mill Road**

Access to the Property: **Old Mill Road**

Site Characteristics:

Tract Size: Acres: **63.5 acres** District: **4th** Section: **3rd** LL(S): **625, 672**

Ward: **3** Council Member: **Louis Tonsmeire, Sr.**

LAND USE INFORMATION

Current Zoning: **R-20 (Residential)**

Proposed Zoning: **H-I (Heavy Industrial) with conditions * (H-I conditioned to the permitted uses set forth in the L-I district including the uses listed for special use (which are allowed by right in HI), and further excluding special use for Tattoo/Body Piercing Parlors and Adult Entertainment Establishments as listed in the L-I district.)**

Proposed Use: **Development of highest and best use**

Current Zoning of Adjacent Property:

North: **H-I (Heavy Industrial)**

South: **R-20 (Residential)**

East: **H-I**

West: **L-I (Light Industrial)**

The Future Development Plan designates the subject property as: **Suburban Living**

ZONING ANALYSIS

City Departments Reviews

Water and Sewer:

No objections.

Public Works:

Per the traffic study the Level of Service at South Bridge and SR 3 will go below acceptable levels due to the increase in EB traffic on South Bridge. This is an off-site impact that we recommend be addressed. It should be noted that this is on GDOT right-of-way therefore plans would have to be submitted to and coordinated with GDOT for approval to revise the signal permit before any improvements could commence.

We do not concur with the conclusion that no turn lanes are necessary at the driveways, but that is on-site impact and can be addressed through the regular plan review process.

Gas:

No objections.

Electric:

No objections.

Fire:

No objections.

Police:

No comments.

This property is 118 Old Mill Road, located on the south side of the road near the intersection with S. Erwin Street. There are a variety of uses adjacent to the property – industrial, restaurant, gas station, office, and residential south of this portion of the property. There are no structures on this section of the property proposed for rezoning – the houses, barns, and other structures are to the south of the area proposed for rezoning and are proposed to remain as such. The adjacent 17 acres to the east of the subject request was annexed and zoned (AZ08-13) to the H-I zoning district in 2008. The applicant seeks to rezone a 63.5 acre portion of the property from “R-20 to H-I with conditions” for development of the highest and best use based on the application. Because the applicant has noted that they are seeking up to a million square feet, the request met the threshold for requiring it to proceed through the States Development of Regional Impact (DRI) review process. The Northwest Georgia Regional Commission (NWGRC) did return a favorable recommendation noting the proposed project is consistent with local and regional plans, and encouraged to review and implement comments and guidelines presented.

STANDARDS FOR EXERCISE OF ZONING POWERS.

- A. *Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property.*
There are a variety of uses adjacent to this property – heavy industrial, light industrial, restaurant, gas station, power substation, office, and residential.
- B. *Whether the zoning proposal will create an isolated district unrelated to adjacent and nearby districts.*
There are a variety of zoning districts adjacent to this property – H-I, L-I, G-C, O-C, R-20, and Bartow County jurisdiction.
- C. *Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property.*
The biggest concern about use or usability would be the portion of the tract that is not being requested for re-zoning. The remaining portion of this tract (approximately 60 acres) will remain zoned residential, and is situated directly adjacent to the closest nearby residential.
- D. *Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.*
As currently zoned for single-family residential development, the property is unusual in that a large portion of the property is touching or adjacent to commercial and industrial zoning.
- E. *Whether the zoning proposal will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools.*
Utility, Public Works, and Planning & Development staff would review any future development/redevelopment based on possible use on roads, utilities, and other factors.

The applicant has submitted a traffic study that does identify impacts to the roadway network.

- F. *Whether the zoning proposal is in conformity with the local Comprehensive Land Use Plan.*
The proposal is not in conformity with the “Character Area – Future Development Map” portion of the Comprehensive Plan.
- G. *Whether the zoning proposal will result in a use which will or could adversely affect the environment, including but not limited to drainage, wetlands, groundwater recharge areas, endangered wildlife habitats, soil erosion and sedimentation, floodplain, air quality, and water quality and quantity.*
Utility, Public Works, and Planning & Development staff would review any future development/redevelopment based on the adopted regulations.
- H. *Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approval or disapproval of the zoning proposal.*
The fact that large portions of touching and adjacent properties are zoned nonresidential and are used for industrial and commercial purposes may affect potential approval or disapproval of the proposal. The annexation and zoning to H-I in 2008 of the 17 acres directly adjacent to the eastern boundary of the subject application does provide for changing conditions.

STAFF RECOMMENDATION:

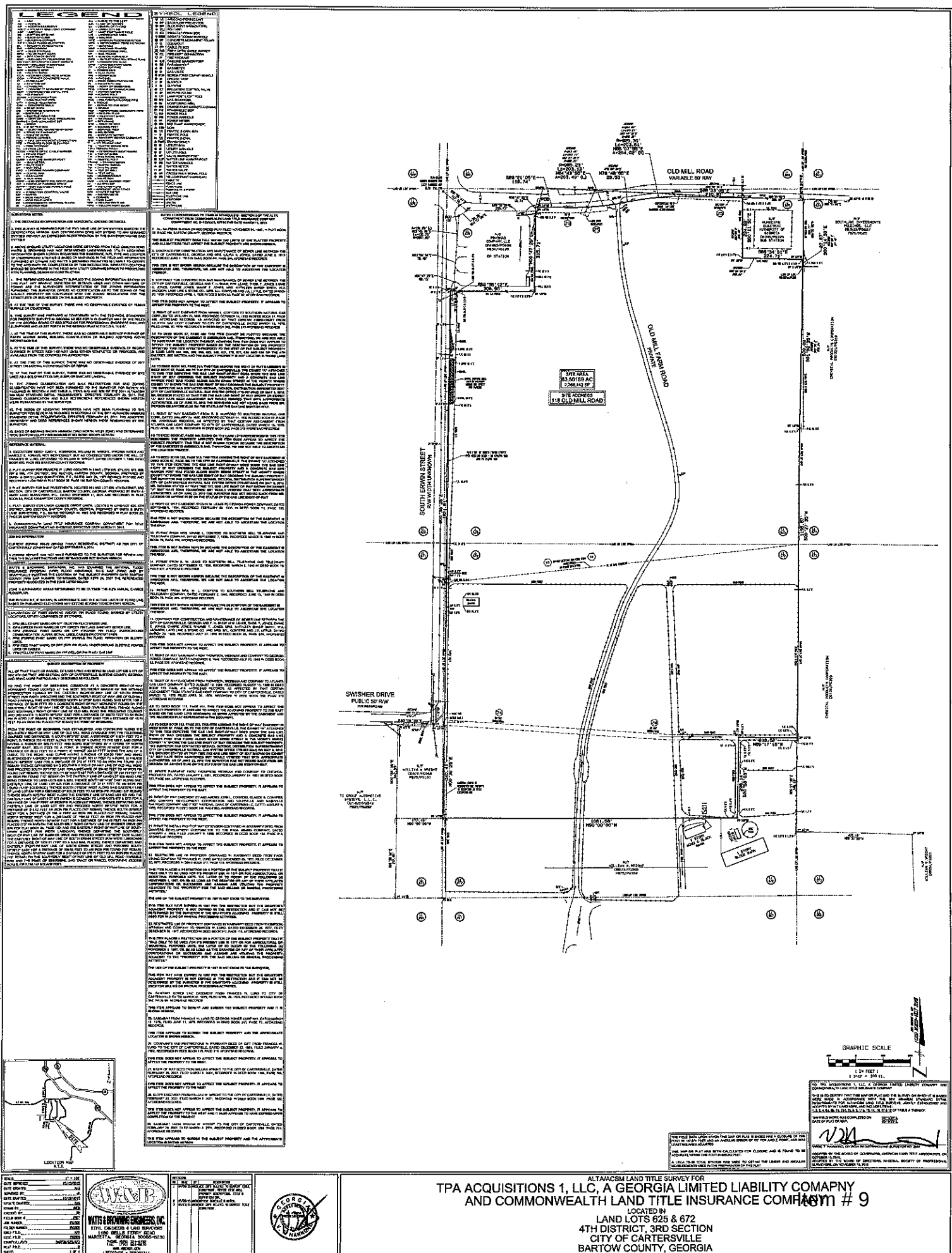
Staff has reservations about rezoning a portion of this property from R-20 to H-I given the variety of adjacent zoning districts and uses. The initial thought based on the data was to consider L-I (Light Industrial) which could be a more appropriate zoning than H-I.

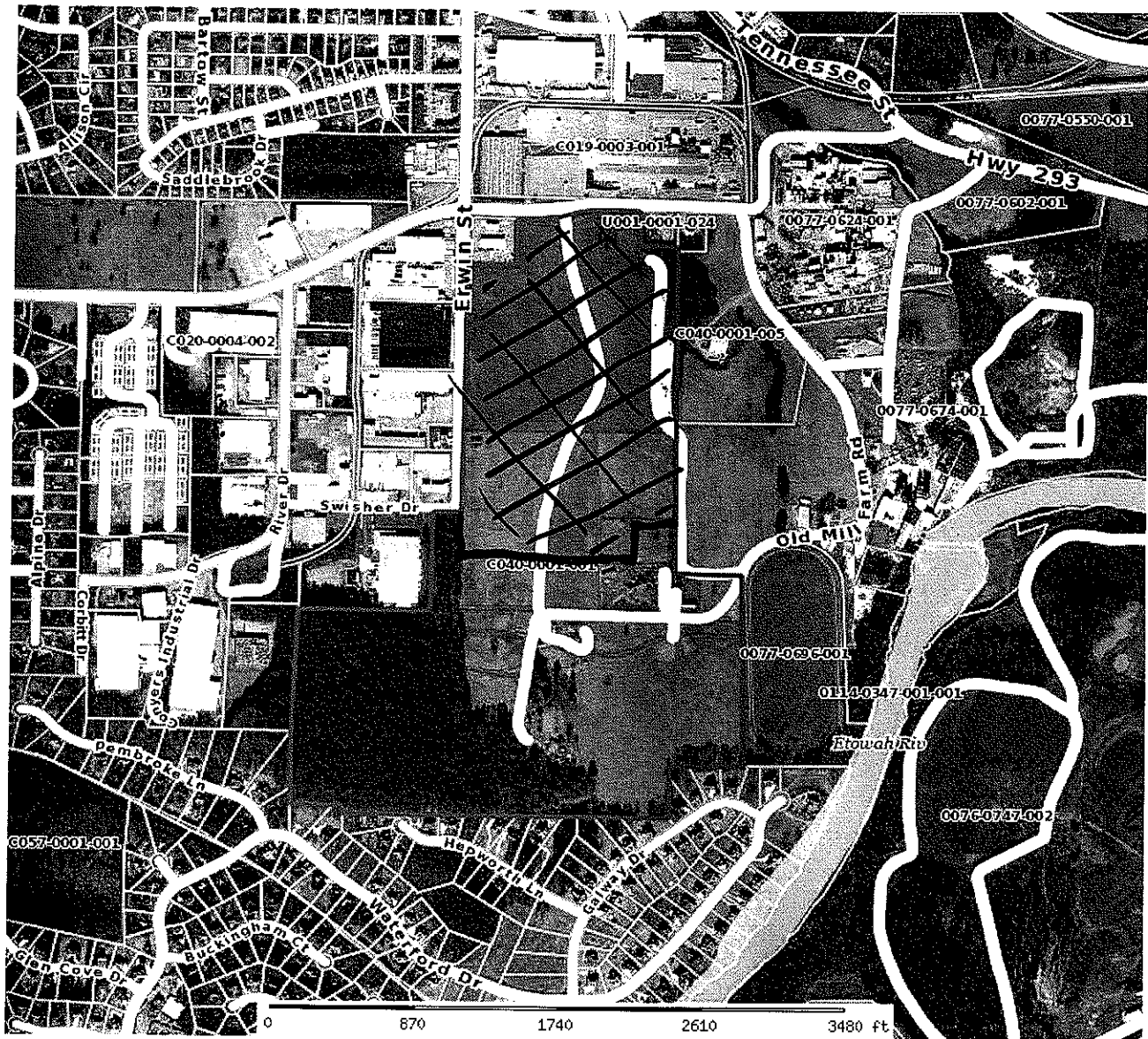
The applicant has further modified the request for H-I to the permitted uses set forth in the L-I district including the uses listed for special use (which are allowed by right in HI), and further excluding special use for *Tattoo/Body Piercing Parlors and Adult Entertainment Establishments* as listed in the L-I district.

The above modification or condition proposed by the applicant does seem more appropriate, eliminating many of the more intensive H-I uses such as asphalt and concrete plants, salvage yards, etc.

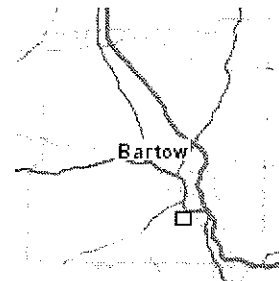
There is still concern about the traffic impact as mentioned in the Public Works Department comments and submitted traffic study.

PLANNING COMMISSION RECOMMENDATION: **APPROVAL AS PRESENTED**





Bartow County Assessor			
Parcel: 36373 Acres: 0			
Name:	WRIGHT WILLIAM W	Land Value	\$ 630,400
Site:	831 ERWIN ST	Building Value	\$ 512,300
Sale:	0 on 2001-02-01 Reason=U Qual=X	Net Value	\$ 169,900
Mail:	P O BOX 68	Total Value	\$ 1,312,600
	CARTERSVILLE, GA 30120		

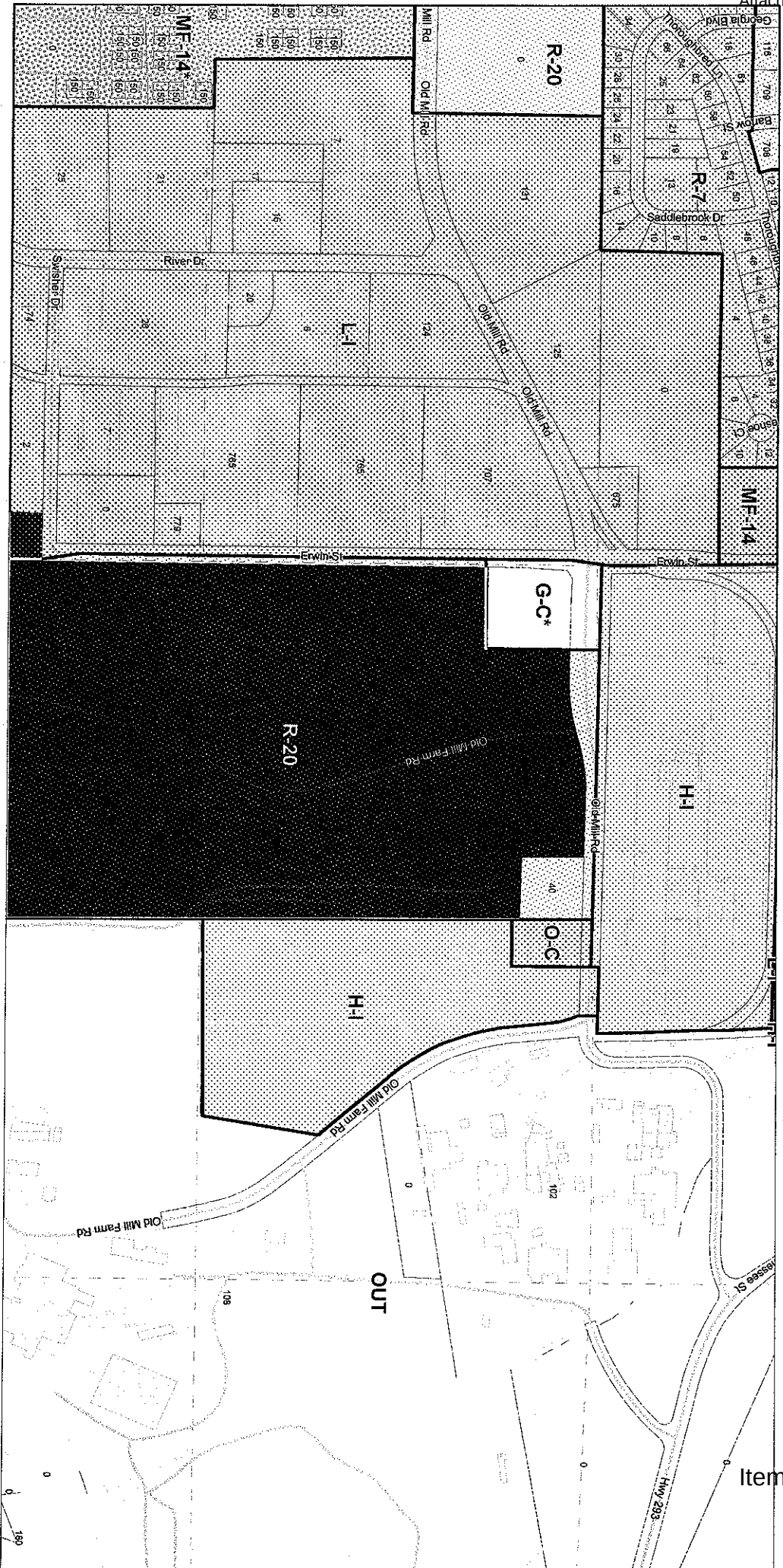


The Bartow County Assessor's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll. PLEASE NOTE THAT THE PROPERTY APPRAISER MAPS ARE FOR ASSESSMENT PURPOSES ONLY NEITHER BARTOW COUNTY NOR ITS EMPLOYEES ASSUME RESPONSIBILITY FOR ERRORS OR OMISSIONS —THIS IS NOT A SURVEY—

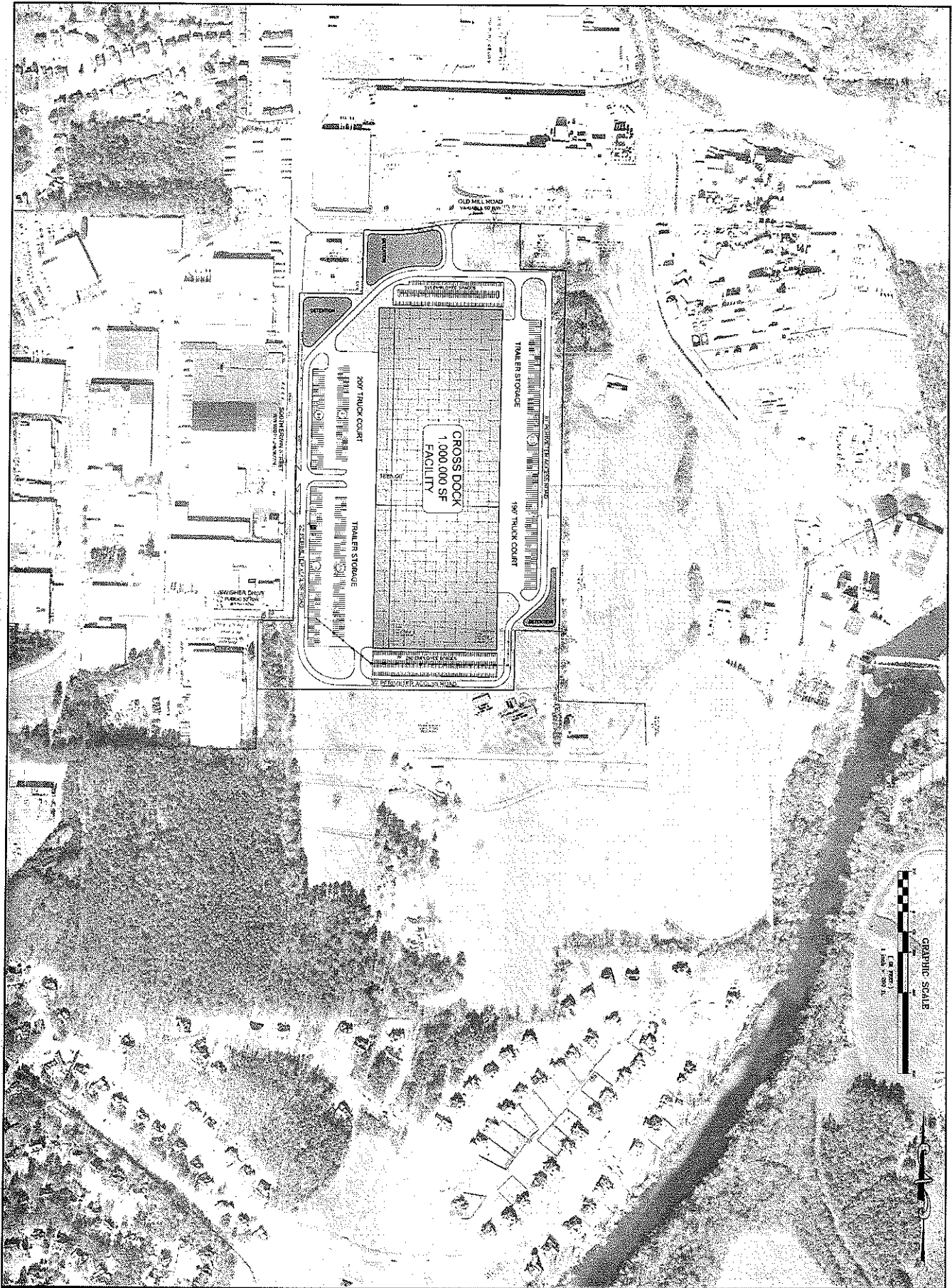
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Item # 9

Old Mill Rd & S. Erwin St - rezoning R-20 to H-1



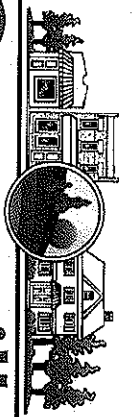
Item # 9



SHEET NO.: C201	SHEET TITLE: CONCEPTUAL SITE PLAN	PROJECT NO.: 15055	DATE: 02/15	REVISIONS:	
				DATE	DESCRIPTION
				1	Item #
				2	
				3	
				4	
				5	
				6	

OLD MILL DISTRIBUTION
CENTER
CARTERSVILLE, GA

**SOUTHLAND**
ENGINEERING
CIVIL ENGINEERS - LAND SURVEYORS - LAND PLANNERS
114 OLD MILL ROAD, CARTERSVILLE, GA 30120 PH: 770.387.0440 FAX: 770.607.5151

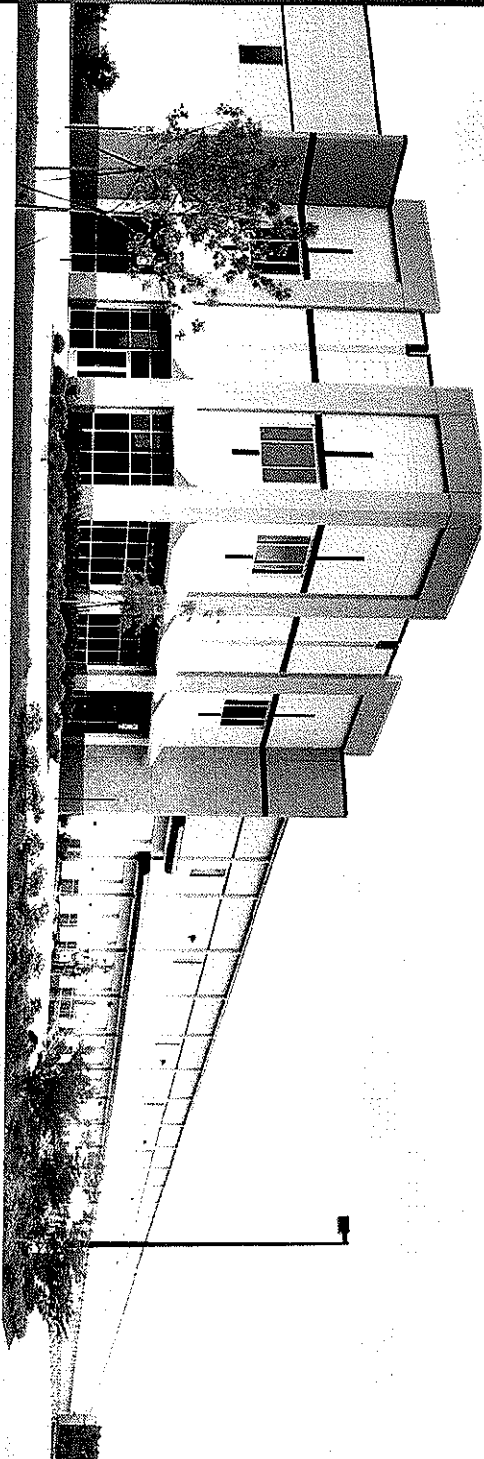


Cartersville

Be Charmed • Be Prosperous • Belong

118 Old Mill Rd Rezoning Z15-04

Item # 9



Application for Rezoning

Planning and Development Department
10 North Public Square
City of Cartersville
(770) 387-5600

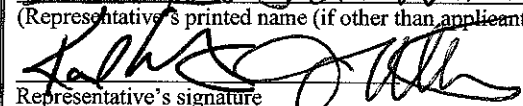
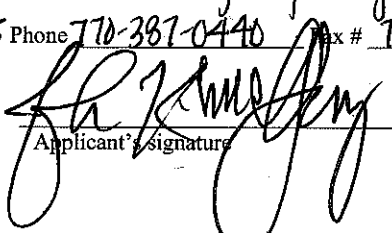
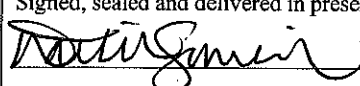
*Paid \$400
-RO*

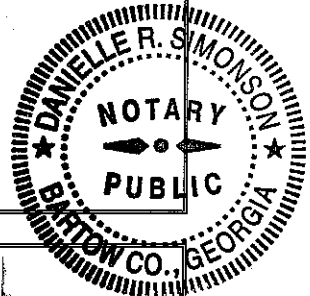
Application Number

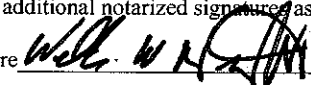
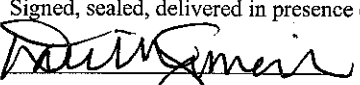
Z15-04

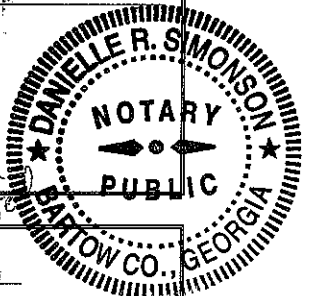
Hearing Dates

*8-11-15 @ 5:30
8-20-15 @ 7:00
9-3-15 @ 7:00*

Applicant <u>TPA Group</u> (applicant's printed name)		Business/Cell Phone <u>404-900-8484</u>	
Address <u>3350 Riverwood Rwy, Suite 750</u>		Home Phone <u>770-430-5319</u>	
City <u>Atlanta</u>	State <u>GA</u>	Zip <u>30339</u>	Email <u>jmcgorry@tpa-grp.com</u>
Karl Watkins <u>Jeff Watkins</u> (Representative's printed name (if other than applicant))		Phone <u>770-387-0440</u>	Fax # <u>770-407-5151</u>
 Representative's signature		 Applicant's signature	
Signed, sealed and delivered in presence of:  Notary Public			
My commission expires: <i>1-24-17</i>			



Titleholder <u>William Wright</u> (titleholder's printed name)	Business _____	Home _____
*attach additional notarized signatures as needed on separate application page Address _____		
Signature 		
Signed, sealed, delivered in presence of:  Notary Public		
My commission expires: <i>1-24-17</i>		



Present Zoning District(s) <u>R-20</u>	Requested Zoning <u>H-1*</u>	<i>See attached applicant submitted conditions.</i>
Acreage <u>03.50189</u>	Land Lot(s) <u>025 & 072</u>	District(s) <u>4th</u>
Section(s) <u>3rd</u>		
Location of Property <u>118 Old Mill Rd, Cartersville, GA 30120; Erwin St + Old Mill Rd.</u> (street address, nearest intersections, etc)		
Reason for requested Rezoning: <u>Changing the use of the property for development of the highest and best use.</u> (attach additional statement as necessary)		

Attach a copy of a current boundary survey showing metes and bounds and indicating all existing site improvements and confirmation of the availability of all public utilities. Said site must meet the proposed zoning district development standards and access requirements of the City's regulations.

*Paid check # 0259
7/19/15*

REQUESTED ZONING
APPLICANT: TPA GROUP/APPLICATION NO. Z15-04

Heavy Industrial limited to the permitted uses set forth in the L-I District including the uses listed for a special use, but excluding tattoo and body piercing parlors and adult entertainment.

Rec'd from
applicant 10/29/15

ADDENDUM TO REZONING APPLICATION

TPA GROUP

CONSTITUTIONAL OBJECTIONS

The Zoning Ordinance for the City of Cartersville, Georgia, lacks adequate standards for the City Council to exercise its power to zone and rezone. In essence, the standards are not sufficient to contain the discretion of the City Council and to provide the Courts with a reasonable basis for judicial review. Because the stated standards (individually and collectively) are too vague and uncertain to provide reasonable guidance to the City Council, the Zoning Ordinance violates the Fifth and Fourteenth Amendments of the Constitution of the United States in matters of zoning. The Zoning Ordinance also violates Article I, Section III, Paragraph 1; and Article I, Section I, Paragraphs 1 and 2 of the Constitution of the State of Georgia, 1983.

The City Council is granted the power to zone pursuant to Article IX, Section II, Paragraph 4 of the Constitution of the State of Georgia, 1983. It is a power which must be fairly exercised. Based on this element of fairness, the Zoning Ordinance for the City of Cartersville violates Article IX, Section II, Paragraph 4 of the Constitution of the State of Georgia, 1983.

The Zoning Ordinance presently in effect, zoning this property as Zoning District R-20 is contrary to the best interest of the health and welfare of the citizens of the City of Cartersville, Georgia, and constitutes an arbitrary and capricious act. As a result, the Zoning Ordinance is in violation of Article I, Section I, Paragraphs 1

Item # 9

Failure to grant the application for rezoning to H-I with conditions set forth on Exhibit "A" or to zone the subject property to H-I with conditions other than those set forth on Exhibit "A", or to zone the subject property any other classification including other intervening classifications would be contrary to the best interest of the health and welfare of the citizens of the City of Cartersville, Georgia, and would further constitute an arbitrary and capricious act motivated by spite and ill will towards the Applicant for retaliatory purposes. As such, failure to grant the application would constitute a violation of Article I, Section I, Paragraph 1 of the Constitution of the State of Georgia, 1983; Article I, Section III, Paragraph 1 of the Constitution of the State of Georgia, 1983; and Article I, Section II, Paragraph 3 of the Constitution of the State of Georgia, 1983, together with due process clause and equal protection clauses of the Fifth and Fourteenth Amendments to the Constitution of the United States of America.

Any limitation on the time for presentation of the issues before the City Council who has the power to zone and rezone is a violation of the guarantees of free speech under Article I, Section I, Paragraph 5 of the Constitution of the State of Georgia, 1983 and the First Amendment of the Constitution of the United States of America. Further, said limitations are in violation of the right to petition and assemble, in violation of Article I, Section I, Paragraph IX of the Constitution of Georgia, 1983 and the First Amendment of the Constitution of the United States of America as well as the due process clauses of the Constitution of Georgia, 1983 and the Constitution of the United State of America.

Finally, the Applicant places the City of Cartersville, Georgia on notice that it will be strictly held accountable for all monetary damages sustained by them as a result of an illegal denial. The Applicant specifically reserves all the monetary and equitable remedies available to them pursuant to the United States Civil Rights Act, 42

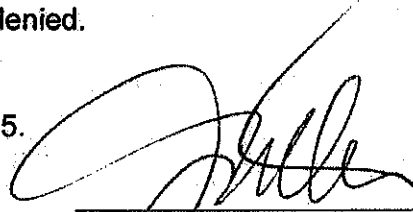
and 2 of the Constitution of the State of Georgia, 1983; Article I, Section III, Paragraph 1 of the Constitution of the State of Georgia; and Article I, Section II, Paragraph 3 of the Constitution of the State of Georgia, 1983. Furthermore, the Zoning Ordinance violates the due process clause and equal protection clauses of the Fifth and Fourteenth Amendments to the Constitution of the United States of America.

In addition, the Zoning Ordinance presently in effect, zoning this property in Zoning District R-20 is unconstitutional in that it renders this property unusable and destroys its marketability. Therefore, the Zoning Ordinance constitutes a taking of applicant's property without just and adequate compensation and without due process of law in violation of the Fifth and Fourteenth Amendments to the United States Constitution and in violation of Article I, Section I, Paragraph 1, and Article I, Section III, Paragraph 1 (a) of the Constitution of Georgia.

The failure to rezone the subject property to H-I with conditions set forth on Exhibit "A", as requested, or to zone the subject property to H-I with conditions other than those set forth on Exhibit "A" or to zone the property to any other classification including other intervening zoning classifications, would constitute the taking of property without due process and without the payment of adequate compensation in violation of Article I, Section I, Paragraph 1 of the Constitution of the State of Georgia, 1983; Article I, Section III, Paragraph 1 of the Constitution of the State of Georgia, 1983; and the Fifth and Fourteenth Amendments of the Constitution of the United States.

U.S.C. §§ 1983 and 1988 and laws of the State of Georgia as a result of the infringements of their constitutional rights in the foregoing provisions of this notice, which will result if the Application is denied.

This 10th day of November, 2015.



JEFFREY A. WATKINS, ESQ.
ATTORNEY FOR TPA GROUP

EXHIBIT "A"

REQUESTED ZONING

APPLICANT: TPA GROUP/APPLICATION NO. Z15-04

Heavy Industrial limited to the permitted uses set forth in the L-I District including the uses listed for a special use, but excluding tattoo and body piercing parlors and adult entertainment.



The Cartersville Waterford Homeowners' Association Board
PO Box 2545, Cartersville, GA 30120

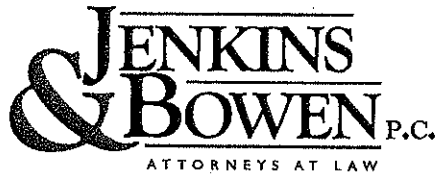
A RESOLUTION

EXPRESSING OPPOSITION TO REZONING CASE NO. Z15-04

- WHEREAS:** There is a tract of land located at 118 Old Mill Road consisting of approximately 178 acres and which is currently advertised for sale; and
- WHEREAS:** This same tract of land has for many years been zoned as R-20 and has been used as a horse farm with pastures, fenced areas, stables, barns, and, a residence; and
- WHEREAS:** An application has been made to the city of Cartersville, Georgia to rezone approximately 60 acres of this tract to HI; and
- WHEREAS:** This tract of land shares a property line with twenty-two lots or homes in The Waterford, a residential development which broke ground in 1988 and now has 400 homes; and
- WHEREAS:** Approval of the rezoning request would bring development and usage noise thereby interfering with the quality of life experienced by homeowners in The Waterford; and
- WHEREAS:** Approval of the rezoning request would cause irreversible damage to property values in The Waterford and impact for many what is their largest asset, their home; and
- WHEREAS:** There are currently several vacant industrial buildings and warehouses within one-quarter mile of this land tract, some of which have been vacant for years, thereby negating the perceived need for additional acreage for heavy industrial purposes; and
- WHEREAS:** There exists the Cartersville Waterford Homeowners' Association, Inc. (Waterford HOA) whose members are all lot owners in The Waterford and which is governed by a board of directors elected by the members; and
- WHEREAS:** The Waterford HOA board of directors does at all times faithfully act in the best interests of its members; now
- THEREFORE:** Be it resolved by the Waterford HOA board of directors that the board does hereby adopt this resolution to express opposition to the rezoning application of case number Z15-04 and shall transmit a copy of this resolution to both the Cartersville Planning Commission and the Cartersville City Council and urges both bodies to deny the application.

Adopted by the board on July 27, 2015

Troy Weaver, President, Waterford HOA



FRANK E. JENKINS, III
 BRANDON L. BOWEN
 ROBERT L. WALKER
 ERIK J. PIROZZI
 SARAH C. MARTIN

15 SOUTH PUBLIC SQUARE
 CARTERSVILLE, GEORGIA 30120-3350
 TELEPHONE (770) 387-1373
 FACSIMILE (770) 387-2396
<http://www.ga-lawyers.pro>

SAVANNAH OFFICE
 11 CEDAR VIEW DRIVE
 SAVANNAH, GEORGIA 31410

REPLY TO: CARTERSVILLE

November 10, 2015

VIA HAND DELIVERY

Mayor and City Council of the City of Cartersville
 City of Cartersville Planning Commissioners
 c/o Randy Mannino, AICP
 Carterville Zoning Administrator

LETTER OF CONSTITUTIONAL OBJECTIONS

Re: TPA Group / Wright rezoning application
 Case # Z15—04

Dear Honorable Mayor, Council, and Planning Commissioners:

This firm represents a number of residents of Galway Drive directly adjacent to the subject of this rezoning application; I attach a list of names and addresses as Exhibit A for your reference. We would like to make a few essential points in regards to this application.

1. Rezoning to speculatively allow across the board special use permits is unconstitutional.

It is our understanding that the applicant seeks a Heavy Industrial zoning classification, but proposes as a condition that the permitted uses would be those permissible in the Light Industrial classification, expressly including those that are special uses. According to the City's zoning ordinance, this would allow as a matter of right manufacturing uses which emit smoke, noise, odor, dust, vibration or fumes outside of their building:

Manufacturing establishments which use limited water in the manufacturing operation either for processing, cooling, or heating; or which emit smoke, noise, odor, dust, vibrations, or fumes beyond the walls of the building in which housed shall not be allowed, except with approval of a special use in accordance with standards further described in section 16.4.9.¹

¹ Zoning Ordinance Sec. 10.1

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The effect of such a speculative rezoning would give the applicant the right to establish such noxious uses without the public notice and hearing process that is required of special use permits under the Zoning Procedures Law. It would also take away from the Planning Commission and City Council the right and ability to consider particular special uses and decide if they are right for our community. It simply makes no sense to rezone property in such a speculative fashion and give the applicant a blanket exception from the future public notice and decision-making process. The accepted process in jurisdictions throughout Georgia is that the applicant determines what use it will actually make of the property and then seeks rezoning that is site plan specific. This way the Planning Commission and City Council can know exactly what they are approving, and the public can have a meaningful opportunity to comment. Where appropriate, the City Council would be able to deny an application or impose reasonable conditions to mitigate concerns raised by the application. But by granting this speculative request, the City would be giving this up for no good reason and contrary to the interests of residents and other property owners in the vicinity.

2. The application is not consistent with City comprehensive planning.

As discussed in the Zoning Synopsis for this application, the request is not consistent with the City's comprehensive planning. The City's Character Area-Future Development Map shows this property as Suburban Living (See Exhibit B). The purpose of this character area is stated by the Comprehensive Plan as:

Preserves established suburban neighborhoods and adjacent areas with suitable land use patterns, potential infill and redevelopment opportunities where development pressure is the greatest due to the adjacency of current or proposed community infrastructure (such as sewer, water and transportation facilities). Embody the spirit of traditional neighborhoods, such as sense of place, human connectivity and safety.²

The approved zoning classifications are R-20 (the current zoning applicable to the County), R-15, and P-D. These are all residential classifications similar to our client's adjacent properties. We believe the existing zoning and planning is constitutional, and it would be unconstitutional to so drastically deviate from that planning for the benefit of one applicant to the detriment of the adjacent residential landowners. Moreover, making decisions that are consistent with the planning is essential to having enforceable zoning throughout the City in future years. If you rezone in a manner that is not consistent with the City's planning here, it will be more difficult to deny inconsistent rezoning applications in the future. The applicant will point to the fact that there are established industrial uses on the north side of the subject property and that the application does not seek to rezone the southern half of the property. But of course, as soon as the City rezones the north, now the southern half of the property will be adjacent to industrial property, further undermining the City's ability to remain consistent with the comprehensive plan.

² Comprehensive Plan, page 50

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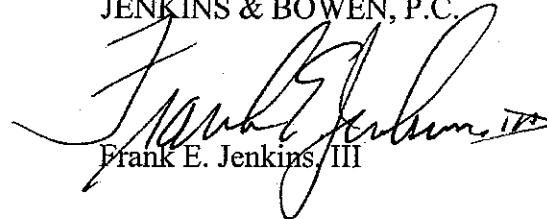
3. The applicant's traffic study is deeply flawed.

The traffic study presented to the City fails to consider the traffic signal that will likely be most adversely impacted by the siting of a distribution center on Old Mill Road. I am referring to the intersection of Old Mill Road and Etowah Drive. This intersection is already very busy in the morning peak time because two of the City's schools (Cartersville Primary and Elementary) are located on Old Mill near this intersection, along with Excel Christian Academy. In addition, the Cartersville Middle School is only a short way down Pine Grove Road. Thus, much of the City's school traffic will pass through this intersection one or more times every morning of the school year between 7 and 9 a.m. Likewise, east west traffic to the subject property will use Old Mill, passing through this intersection, and the above-named schools, on the most direct route to Georgia 113 and 61. The study is fundamentally flawed in failing to consider this proposed development's impact on the level of service of this intersection.

In summary, the City's existing zoning is constitutionally applied to the subject property; deviating from the comprehensive planning to benefit a developer at the expense of residents would be an unconstitutional exercise of the zoning power and a manifest abuse of the zoning power. We urge you to continue to stay the course and apply the sound zoning practices discussed above.

Very truly yours,

JENKINS & BOWEN, P.C.



Frank E. Jenkins, III

Enclosures

cc: Mr. David Archer (by facsimile)
Mr. Jeff Watkins (by facsimile)

Item # 9

EXHIBIT A

Herb and Rebecca Upton
13 Hepworth Lane
Cartersville, GA 30120

David & Erin Sinclair
431 Waterford Drive
Cartersville, GA 30120

Jeff & Sara Kellner
38 Galway Drive
Cartersville, GA 30120

Ted & Karen Boone
40 Galway Drive
Cartersville, GA 30120

David & Cynthia Hayes
415 Waterford Drive
Cartersville, GA 30120

Chris & Lisa Sward
433 Waterford Drive
Cartersville, GA 30120

Robby & Deena Stewart
4 Galway Drive
Cartersville, GA 30120

Brad & Stacey Wall
22 Hepworth Lane
Cartersville, GA 30120

Matthew & Danae Gambill
20 Hepworth Lane
Cartersville, GA 30120

Cory & Courtney Phillips
9 Galway Drive
Cartersville, GA 30120

Mark & Carol Wolfe
36 Galway Drive
Cartersville, GA 30120

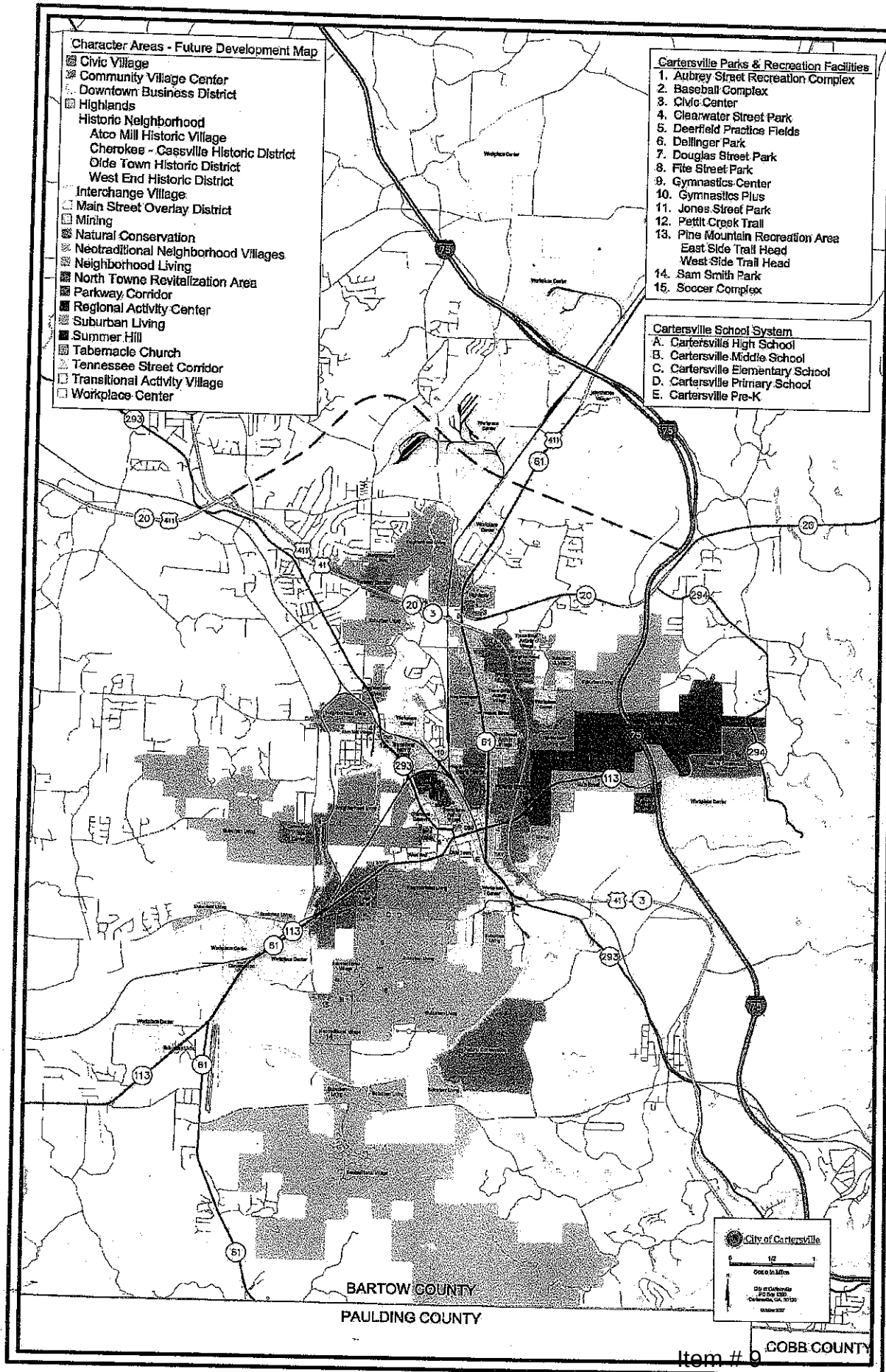
Brian & Angie Cahn
423 Waterford Drive
Cartersville, GA 30120

Donny & Jannae Cagle
32 Galway Drive
Cartersville, GA 30120

Steven & Leslie Chatman
416 Waterford Drive
Cartersville, GA 30120

Fred & Kathy Genrich
421 Waterford Drive
Cartersville, GA 30120

EXHIBIT B





City of Cartersville

PLANNING AND DEVELOPMENT

P.O. Box 1390 • 10 North Public Square • Cartersville, Georgia 30120

Telephone: 770-387-5600 • Fax: 770-387-5605 • www.cityofcartersville.org

File # **Z15-04**

DISCLOSURE OF INTERESTS BY LOCAL OFFICIAL

(To be completed by Mayor, City Council, and Planning Commission)

TPA Group (Jeff Watkins, rep.) has made a rezoning request on the following property:
Approximately 63.5 acres located at 118 Old Mill Road in the 4th District, 3rd Section, Land Lots
625 and 672 from R-20 (Residential) to H-I (Heavy Industrial).

Pursuant to O.C.G.A § 36-67A-2 any local government official considering a rezoning request must disclose if he has any of the following interest:

1. A Property interest in any real property affected by a rezoning request.
 Yes _____ No _____ If the answer is Yes, please disclose the nature and extent of such interest.

2. A financial interest in any business entity which has a property interest in any real property affected by a rezoning action.
 Yes _____ No _____
 If the answer is Yes, please disclose the nature and extent of such interest.

3. A spouse, mother, father, brother, sister, son, or daughter with either of the above interests.
 Yes _____ No _____ If the answer is Yes, please disclose the nature and extent of such interest.

TITLE: _____

DATE: _____