



**CITY OF JONESBORO
Work Session
170 SOUTH MAIN STREET
June 1, 2020 – 6:00 PM**

NOTE: As set forth in the Americans with Disabilities Act of 1990, the City of Jonesboro will assist citizens with special needs given proper notice to participate in any open meetings of the City of Jonesboro. Please contact the City Clerk's Office via telephone (770-478-3800) or email at rclark@jonesboroga.com should you need assistance.

Agenda

- I. CALL TO ORDER - MAYOR JOY B. DAY**
- II. ROLL CALL - RICKY L. CLARK, JR., CITY MANAGER**
- III. INVOCATION**
- IV. ADOPTION OF AGENDA**
- V. WORK SESSION**
 1. Discussion regarding a variance concerning the continued use of exterior vinyl siding in the H-2 Historic District by Dawn L. Murray / House of Dawn for property located at 1115 New Dawn Court (Parcel No. 05241B B007A), Jonesboro, Georgia 30236.
 2. Discussion regarding a proposed text amendment to the City of Jonesboro Code of Ordinances, with the addition of Article III "Specimen Tree Protection" to Chapter 82 – Vegetation, of the City of Jonesboro Code of Ordinances.
 3. Discussion regarding purchase of DocuSign.
 4. Discussion regarding the revised 2020 Intergovernmental Agreement for the Use and Distribution of proceeds from the 2021 Special Purpose Local Option Sales Tax for Capital Outlay Projects.
 5. Discussion regarding the purchase and buy back of firearms for the Police Department.
 6. Update regarding City of Jonesboro COVID-19 Operations.
- VI. OTHER BUSINESS**
- VII. ADJOURNMENT**



CITY OF JONESBORO, GEORGIA COUNCIL Agenda Item Summary

Agenda Item #

-1

5.1

COUNCIL MEETING DATE

June 1, 2020

Requesting Agency (Initiator)

Office of the City Manager

Sponsor(s)

Community Development Director Allen

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Discussion regarding a variance concerning the continued use of exterior vinyl siding in the H-2 Historic District by Dawn L. Murray / House of Dawn for property located at 1115 New Dawn Court (Parcel No. 05241B B007A), Jonesboro, Georgia 30236.

Requirement for Board Action *(Cite specific Council policy, statute or code requirement)*

City Code Section 86-103 – H-2 Zoning Standards; Sec. 86-227 Building Exterior

Is this Item Goal Related? *(If yes, describe how this action meets the specific Board Focus Area or Goal)*

Yes

Beautification, Community Planning, Neighborhood and Business Revitalization, Historic Preservation

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

Agency recommendation – **Denial of vinyl siding installed on house exterior**; In the spring of 2019, the design of Ms. Murray's House of Dawn home for young mothers (zoned H-2) was approved by the Historic Preservation Commission. In late 2019, grading began on the lot and construction on the foundation and frame began in earnest in the winter of 2020. The house is nearing completion. In mid-May 2020, during one of my periodic COVID 19 visits to Jonesboro City Hall, I checked on several sites in the City, including the House of Dawn site. I noticed that the exterior of the house was white vinyl siding instead of the required Hardiplank (fiber cement siding). I notified the owner and contractor of this. After much correspondence, Ms. Murray decided to apply for a variance to try to keep the vinyl siding on the home, to keep the project in budget and not to delay the project significantly.

Ms. Murray's reason for the variance was as follows: "Due to the ordinance not clearly being communicated to all parties involved in the building process. As well as trying to make an effort to match the existing homes in New Dawn Court subdivision." Ms. Murray claims she was told to match the existing houses on the same street (which are vinyl). However, the staff report stated:

Staff considers the exterior of the house to be equal or superior to the exteriors of existing houses in the immediate area and does not believe that the house would violate the spirit of the Historic District. The house will not be readily visible from South Main Street.

Design Review Commission, 5.1.19: Approval, and add brick to the base on the columns and confirm brick for water table along foundation.

Thus, matching the existing houses was not the ideal. Using Hardiplank was regarded as superior.

Sec. 86-227. - *Building exterior.*

All residential and commercial construction shall be brick, concrete stucco, stone, cementitious siding, wood or similar, durable architectural materials. Vinyl siding may be permitted in residential applications, only, provided the grade of vinyl meets or exceeds the Standard Specification for Rigid PVC Siding (ASTM D-3679). All manufacturers' recommendations concerning vinyl siding installation must be closely followed.

Vinyl siding is prohibited in the H-1 and H-2 historic districts and the historic overlay. Owners of structures within these districts or the overlay having vinyl siding are not required to replace such siding; however, renovation of or addition to any structure having a construction cost exceeding 50 percent of the assessed market value shall comply with this section. That is, the use of vinyl on the structure being renovated or the addition shall be prohibited.

FOLLOW-UP APPROVAL ACTION (City Clerk)

Typed Name and Title

Ricky L. Clark, City Manager

Date

June, 1, 2020

Signature

City Clerk's Office

Other points to consider:

1. The staff report from the Historic Preservation meeting in 2019 mentioned that vinyl siding was prohibited and that Hardiplank was to be used.
2. Lap siding (Hardi) was the proposed exterior siding material on the approved plans (Sheet A210 enclosed).
3. The Safebuilt approved plans (which the contractor has copies of) states in a note at the top of the cover sheet – “All exterior finish materials shall comply with all City Ordinances and shall be the builders responsibility to verify approved materials.”
4. At some time either in late February or early March, the decision was made by the owner to tell the contractor to change the exterior finish from Hardiplank to vinyl siding. Staff has no record of being informed of this change.
5. Michael Love of Knight Homes confirmed that the original plans calling for Hardiplank siding. He said he was pulled off the project at about the time that the project had siding installed, and that the new manager did not know the requirements.
6. Safebuilt would not know to look for this issue, as it is not a structural item. Code enforcement would also not know to look for this. The Zoning Administrator’s presence in the City has been sporadic since the beginning of March.
7. In a separate, recent Historic Preservation application, for enclosure of carports at 192 South Main Street, she stated “We shall use....vinyl siding on the exterior. We can use fiber cement siding if needed.” This indicates to staff a knowledge of the vinyl / Hardiplank issue in the Historic District.

Reasons for denial

1. The City never approved a deviation in the exterior materials on the approved plans, which called for Hardiplank. If the plans called for Hardiplank, then they must have budgeted for Hardiplank.
2. A variance approval sets a precedent for future developers wanting to use vinyl in the Historic District.

Points to consider for possible approval

1. The house is well off of Main Street, which is the “traditional” Historic District.
2. The other, older houses on the same drive contain vinyl.
3. The other houses are also owned by Ms. Murray, so she is the only property owner to be directly affected.
4. The house will serve as a service to the community.

Fiscal Impact

(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

Private Owner

Exhibits Attached (Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)

- signed variance (002)
- Agenda Cover Sheet - House of Dawn May 2019
- Certificate of Appropriateness - 192 South Main Street, House of Dawn May 2019
- Updated House Plans
- Approved plan note

- Site Picture 1
- Site Picture 2
- Site Picture 3
- Email 1
- Email 2
- Email 3
- Email 4
- Murray application
- Zoning Sign 1
- Zoning Sign 2
- Variance - 1115 New Dawn Court - House of Dawn - Legal Notice

Staff Recommendation *(Type Name, Title, Agency and Phone)*

Denial



CITY OF JONESBORO
 124 North Avenue
 Jonesboro, Georgia 30236
 City Hall: (770) 478-3800
 Fax: (770) 478-3775
www.jonesboroga.com

VARIANCE REQUEST

Section 86-38. of the Jonesboro Zoning Ordinance allows for the issuance of an Administrative variances. An administrative variance may be granted up to ten percent of the standards of the above referenced chapter. In addition to the Variance Request, please provide a Letter of Intent to include each needed variance and the section of the City's code that pertains to each variance.

Please contact the Jonesboro City Hall (770) 478-3800 and speak with the City Clerk for further information.

Property Information:

Address: 1115 New Dawn Ct.

Parcel Identification Number: _____

Size: _____

Owner: House of Dawn / Community Home Ventures

Note: if applicant is not the owner, the applicant must provide written permission from the owner - notarized, and owner's contact information. See Jonesboro City Hall staff to obtain permissible document.

Applicant Information:

Applicant Name: Down L. Murray

Mailing Address: P.O. Box 1222 Jonesboro, GA 30237

Email Address: houseofdawn1@bellsouth.net Telephone: 478-509-5254

PROJECT INFORMATION:Section of Ordinance in which variance is needed: Sec - 84-227Requesting Variance from: hardiplank to: Vinyl sidingReason for Variance Request: Due to the ordinance not clearly being communicated to all parties involved in the building process. As well as trying to make an effort to match the existing homes in New Dawn CTS subdivision.**VARIANCE REQUEST**

1. What are the extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography that are not applicable to other lands or structures in the same district.

N/A

2. List one or more unique characteristics that are generally not applicable to similarly situated properties.

The new home and the existing homes will all match and have white vinyl siding.

3. Provide a literal interpretation of the provisions of above referenced chapter and/or section that would deprive the applicant of rights commonly enjoyed by other properties of the district in which the property is located.

N/A

4. Demonstrate how a variance prevents reasonable use of the property.

This home will provide housing for homeless young mothers and their children. We will have to move from our current location of 16 years in a few months. If we are not able to move forward with completing the new home it will put the families at risk of dislocation. It will also put our project over budget if we have to remove the vinyl and replace with hardiplank.

5. Please explain the reasoning for the variance and state whether it is a result of the applicant.

At the historical meeting it was stressed to me that the new home had to match the existing homes on the street. In an effort to do this I communicated this to the builders. I wasn't even familiar with the term hardiplank. It was not my intent to circumvent the ordinance. I thought I was doing the right thing by ensuring that the new home blended and matched the existing homes.

6. Demonstrate how the variance is the only result to allow reasonable use of the property.

Without this variance we can not operate our new home for our Moms & babies. As a non profit with limited funds we have reached the end of our budget. The requested changes will put us over budget and cause a major delay in completion of the project.

7. Will the granting of the requested variance be injurious to the public health, safety or welfare?

No it will not.

With limited operating funds as a nonprofit the vinyl will require less maintenance and upkeep, it will not disintegrate or rot overtime. This will also ensure the upkeep and beauty of the neighborhood regardless of funding.

8. Will the requested variance be in harmony with the purpose and intent of the above referenced chapter and/or section?

Yes, all of the homes in New Dawn Cart will be uniformed.

Dawn L. Murray
PRINT NAME

05/15/2020
DATE

Dawn L. Murray
SIGNATURE

\$600^w

FEE AMOUNT

FOR OFFICE USE ONLY:

Date Received: ____ / ____ /20 ____

Information Reviewed By: _____

Actions Taken By: _____

Misc. Notes: _____

ATTACHMENT -1-

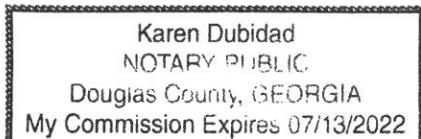
PROPERTY OWNER'S AUTHORIZATION

The Undersigned below, or as attached, is the owner of the property which is subject of this application
The undersigned does duly authorize the applicant named below to act as applicant in the pursuit of a
variance for the property.

I swear that I am the owner of the property which is the subject matter of the attached application, as it
is shown in the records of Clayton County, Georgia.

Dawn L. Murray
PRINT NAME

Dawn L. Murray 05-15-2020
SIGNATURE/DATE



NOTARY:

Karen Dubidad 05-15-2020
SIGNATURE/DATE

SEAL



CITY OF JONESBORO DESIGN REVIEW COMMITTEE
Agenda Item Summary

Agenda It

5.1.b

COUNCIL MEETING DAT

Requesting Agency

Community Development (Dawn Murray, owner)

Requested Action (Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)

House design approval (exterior facade)

Requirement for Board Action (Cite specific Council policy, statute or code requirement)

City Code Section 86-103 – H-2 zoning standards; Article VII. – Architectural Style and Scale

Is this Item Goal Related? (If yes, describe how this action meets the specific Board Focus Area or Goal)

Yes No

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

Agency recommendation – **Approval of revised house façade exterior**; Last year, Ms. Murray was approved a zoning appeal at 192 South Main Street to build a “second chance home” on the property. The house is to be fronted along a private drive off of South Main Street, directly across the drive from two duplexes.

The property is zoned H-2 (Historic District). The proposed house is a one-story, six-bedroom, with 2571 total square feet. There is no attached garage proposed. The design has changed somewhat from what was submitted with the zoning appeal in 2018 (see attached drawings for comparison).

Sec. 86-103. – H-2 district regulations.

(h) Permitted uses. The following general use classifications are permitted; refer to section 86-204, Table of uses allowed by zoning district, for actual permitted uses: (1) Office uses (2) Residential uses

Uses similar to the above listed permitted uses, as determined by the city manager and provided in section 86-103, may be permitted unless listed elsewhere as a prohibited use.

(i) Conditional uses. Uses that may be allowed upon finding by Jonesboro City Council that the proposed location and use will not disrupt the desired smaller-scale office and residential environment of the district, and provided the proposed floor area does not exceed 3,500 square feet, are found in section 86-204, Table of uses allowed by zoning district.

(j) Development standards.

(1) Minimum lot area: None **On an existing lot with other houses.**

(2) Minimum lot width: 50 feet **On an existing lot with other houses.**

(3) Minimum setbacks:

Front: Building setbacks that have been established over time by historic structures, as listed on the most recent inventory of historic buildings kept on file at the office of downtown development, shall establish the minimum front

FOLLOW-UP APPROVAL ACTION (City Manager)		City Manager's Office
Typed Name and Title	Phone	
Signature	Date	

Revised 03/12/09 (Previous versions are obsolete)

setback.

Side: Five feet, except when abutting a residential zoning district where there is no intervening right-of-way, the setback requirement is ten feet.

Rear: 20 feet

(4) Maximum height: Three stories or 35 feet **23 feet tall**

(5) Minimum height: Two stories **One-story**

(2) New construction. New buildings shall be compatible with surrounding historic structures and shall contribute to the character of the area. Prevalent architectural styles in the district shall guide new development. (See article VII, Architectural style and scale, for guidance on specific historic styles and building materials traditionally found in Jonesboro.)

a. Scale and form.

1. New buildings shall be compatible with the existing scale and form of nearby historic homes in terms of foundation and story heights, roof height, shape and pitch, number of stories, width, and depth. **The new house while larger than nearby houses, would be compatible with the style of nearby houses. Despite being in the Historic District, the houses immediately adjacent to the proposed house site are not really "historical" in style.**

2. The maximum heated floor area of infill development shall not exceed 150 percent of the average heated floor area of single family detached dwellings located on the same street for a distance of 600 feet in either direction. **The average square footage of the six closest houses is 1835.5. The proposed house area of 2571 square feet is 140% of the average.**

3. The maximum building height for infill development shall be determined by the maximum building height of single family detached dwellings located on the same street for a distance of 600 feet in either direction. **The house will be a one-story house like others adjacent to it.**

b. Materials and color.

1. The predominant exterior siding material or a modern material that creates a similar texture or appearance shall be used. **Hardiplank with a brick water table is being used.**

2. The use of brick is encouraged for chimneys. **No chimney.**

3. Prohibited exterior materials include synthetic materials with a false wood grain, vinyl siding, brick veneer, concrete block, and the use of materials that do not complement the architectural or historic style of the structure. **No vinyl siding is being used.**

4. Brick and paint colors shall be compatible with the style of the structure and with surrounding historic structures.

5. Neon colors are prohibited.

6. Primary colors may be acceptable for trim or accents pending review and approval by the director of downtown development.

c. Doors and windows.

1. Window and door placement, shape, and dimensions shall be compatible with the pattern on nearby historic structures.

2. Blank wall facades are discouraged.

Staff considers the exterior of the house to be equal or superior to the exteriors of existing houses in the immediate area and does not believe that the house would violate the spirit of the Historic District. The house will not be readily visible from South Main Street.

Design Review Commission, 5.1.19: Approval, and add brick to the base on the columns and confirm brick for water table along foundation.

Fiscal Impact / Funding Source (Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

Private Builder

Exhibits Attached (Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)

House design (exterior façade and floor plan)

Staff Recommendation

Approval of house exterior

David Allen, Community Development Director, 770.570.2977

CERTIFICATE OF APPROPRIATENESS



City of Jonesboro
Historic Preservation Commission
124 North Avenue
Jonesboro, Georgia 30236

THIS DOCUMENT TO BE POSTED AT ALL TIMES

The City of Jonesboro Historic Preservation Commission in conforming with Sec. 42-28 of the Code of Ordinances for the City of Jonesboro, hereby grants permission for work to be performed on the premises listed in accordance with outline specification.

PREMISES: House of Dawn

OWNER: Dawn Murray / Community Ventures, LLC

ADDRESS: 192 South Main Street

TYPE: Second chance home (residence)

HISTORIC PRESERVATION MEETING DATE: MAY 20, 2019

Work Approved:

Two-story home on its own lot; Add brick to the base (lower half) on the columns and confirm brick for water table along foundation.

Under penalty of law, I, the undersigned, assure that the work to be performed will be executed as specified under the terms of this Certificate. If it is determined that changes are necessary, I will apply for those modifications prior to the commencement of any work on those changes.

Dawn S. Murray
Applicant

Betsy Wester
Chairman, Betsy Wester
Historic Preservation Commission

David D. Allen
Approved: David D. Allen
Zoning Administrator, David D. Allen
City of Jonesboro

Note: An additional permit may still be required. All work shall be in compliance with all Building Codes and Zoning Regulations. This Certificate shall become void unless construction is commenced within six months of the date of issuance.

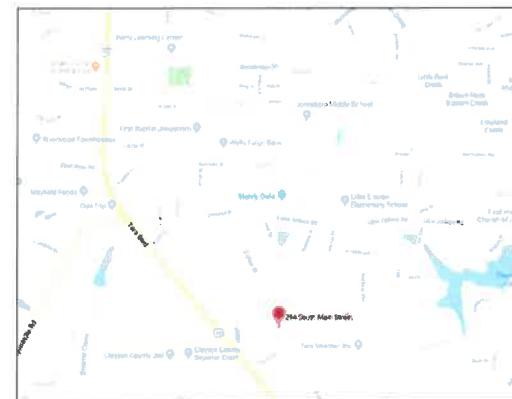


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PROJECT CRITERIA

OCCUPANCY CLASSIFICATION:	RESIDENTIAL
TYPE OF CONSTRUCTION:	V8
SPRINKLERED:	NO
FIRE ALARM:	YES
BUILDING AREAS IN SQUARE FEET:	2571 SF
NUMBER OF STORIES:	1
BUILDING HEIGHT:	23 FEET

LOCATION MAP:



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#	Description	Date

CODE REFERENCE

- International Residential Code, 2012 Edition, with Georgia Amendments 2014, 2015, 2017
- International Plumbing Code, 2012 Edition, with Georgia Amendments 2014, 2015
- International Mechanical Code, 2012 Edition, with Georgia Amendments 2014, 2015
- National Electrical Code, 2014 Edition
- International Energy Conservation Code, 2009 Edition, with Georgia Supplements and Amendments (2011, 2012)
- Current edition of the NFPA Codes and Standards as adopted and modified by the State Fire Marshal
- NFPA 101 Life Safety Code 2012 Edition
- International Fire Code 2012 Edition



SHEET LIST	
SHEET NUMBER	SHEET NAME
G001	Cover Page
G002	General Notes
A100	Architectural Site Plan
A101	Overall Plan
A109	Foundation Plan
A110	Framing Plan - Ground
A111	Floor Plan - Ground
A120	Framing Plan - Level 2
A121	Floor Plan - Level 2
A130	Framing Plan - Roof Trusses
A131	Roof Plan
A150	RCP - Ground
A151	RCP - Level 2
A210	Front Elevation
A211	Side Elevations
A310	Building Sections
A311	Building Sections
A312	Building Sections
A350	Wall Sections
A351	Wall Sections
A352	Wall Sections
PRES100	Original Design

SHEET LIST	
SHEET NUMBER	SHEET NAME
A410	Enlarged Plans
A450	Interior Elevations
A451	Interior Elevations
A510	Section Details
A511	Section Details
A512	Plan Details
A513	Elevated Details
A701	Stair Details
A702	Stair Details
A910	3D Views
A911	Perspective
PRES100	Original Design

HOUSE OF DAWN
294 S. Main St.
Jonesboro, GA 30236

HOUSE OF DAWN
294 S. MAIN ST.
JONESBORO, GA 30236

DAWN MURRAY
294 S. Main St.
Jonesboro, GA 30236
Cover Page
G001
Scale 1/4" = 1'-0"
2/2/2019 12:06:31 AM



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HOUSE OF DAWN

294 S. Main St.
Jonesboro, GA 30236

Attachment: Updated House Plans (1647 : House of Dawn)

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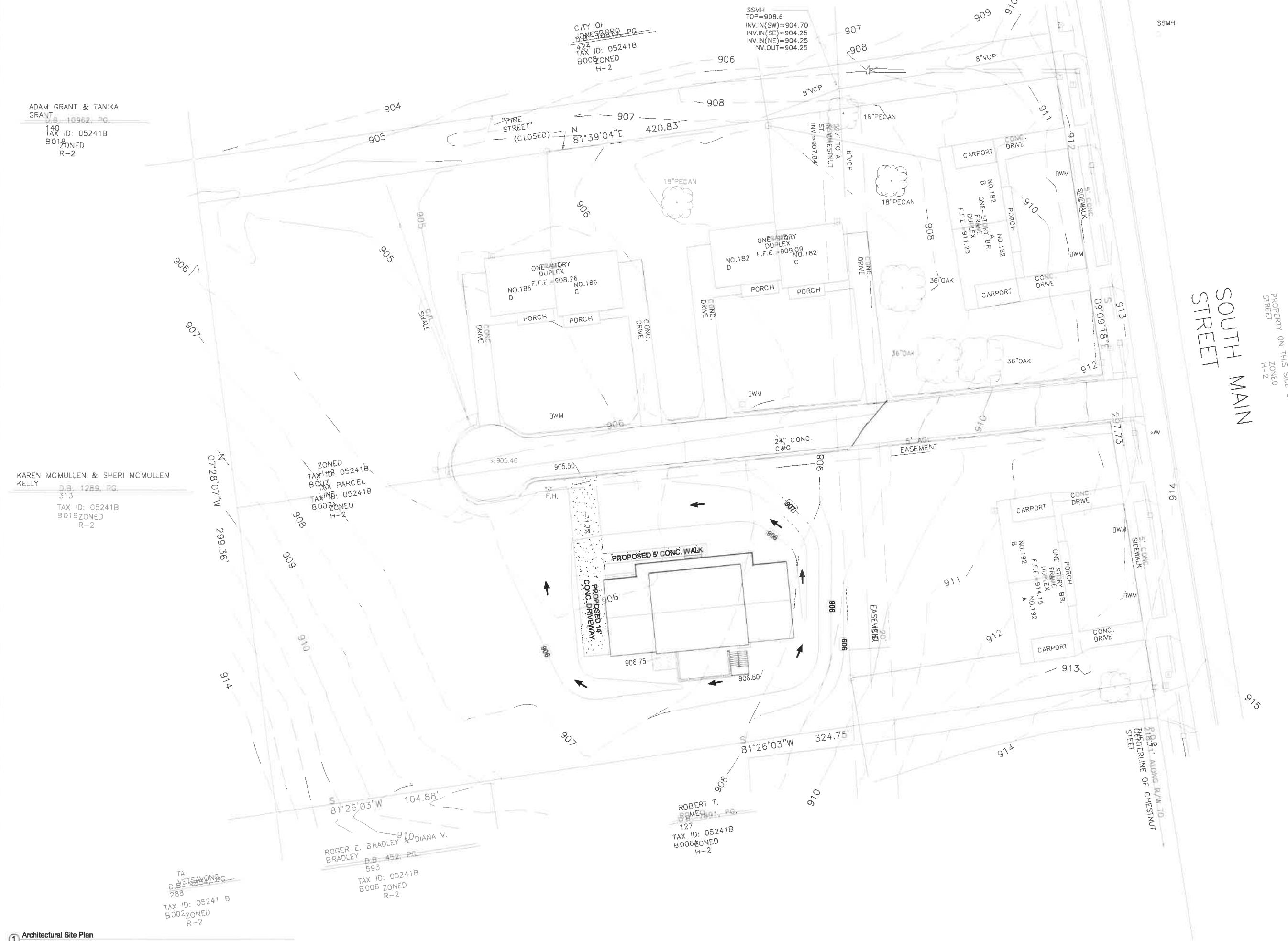
DAWN MURRAY
394 S. Main St. Jonesboro, GA 30236
Architectural Site Plan

A100

Scale

1" = 20'-0"

Packet Pg. 14

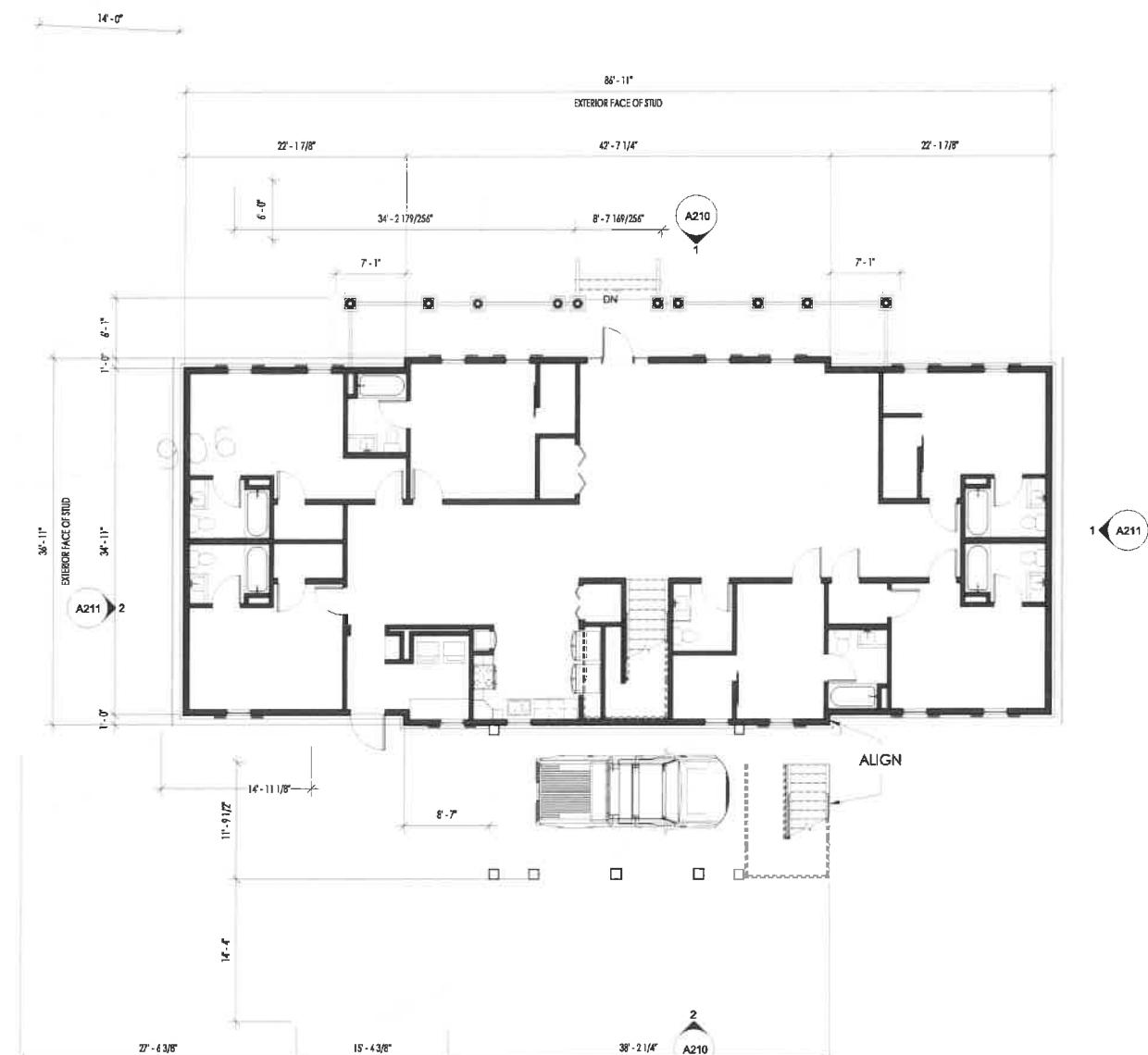




4" CONC.
& G

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F. H.



1 Floor Plan - Over
1/8" = 1'-0"

DAWN MURRAY
294 S. Main St.
Jonesboro, GA 30236

Overall Plan

A101

****ALL DIMENSIONS ARE TO FACE OF STUD UNLESS
OTHERWISE NOTED**



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This architectural floor plan illustrates the layout and dimensions of a house. The plan includes the following rooms and their sizes:

- BEDROOM:** 202 SF (Dimensions: 10'-10 1/4" x 19'-0 1/2")
- BEDROOM:** 176 SF (Dimensions: 11'-1 1/4" x 16'-2 1/2")
- BEDROOM:** 173 SF (Dimensions: 11'-0 1/2" x 16'-4 1/2")
- BEDROOM:** 121 SF (Dimensions: 10'-11 3/8" x 11'-1 1/2")
- BEDROOM:** 176 SF (Dimensions: 11'-1 1/4" x 16'-2 1/2")
- BEDROOM:** 154 SF (Dimensions: 11'-1 1/4" x 17'-1 1/2")
- LIVING ROOM:** 727 SF (Dimensions: 13'-0" x 54'-2 1/2")
- DINING:** 323 SF (Dimensions: 11'-0 1/2" x 29'-0 1/2")
- KITCHEN:** 113 SF (Dimensions: 10'-11 3/8" x 11'-1 1/2")
- PANTRY:** 15 SF (Dimensions: 6'-8 1/2" x 11'-0 1/2")
- POWDER:** 41 SF (Dimensions: 6'-8 1/2" x 6'-8 1/2")
- CLOSET:** 22 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")
- W.I.C.:** 26 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")
- W.I.C.:** 25 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")
- W.I.C.:** 25 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")
- W.I.C.:** 28 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")
- W.C.:** 45 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")
- W.C.:** 45 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")
- W.C.:** 45 SF (Dimensions: 6'-4 1/2" x 6'-8 1/2")

Structural details include exterior walls made of 2x4 studs, interior walls made of 2x6 studs, and various windows and doors. The plan also shows a central staircase and multiple access points to the exterior.

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#	Description	Date
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HOUSE OF DAWN

294 S. Main St.
Jonesboro, GA 30236

DAWN MURRAY
2945, Main St.

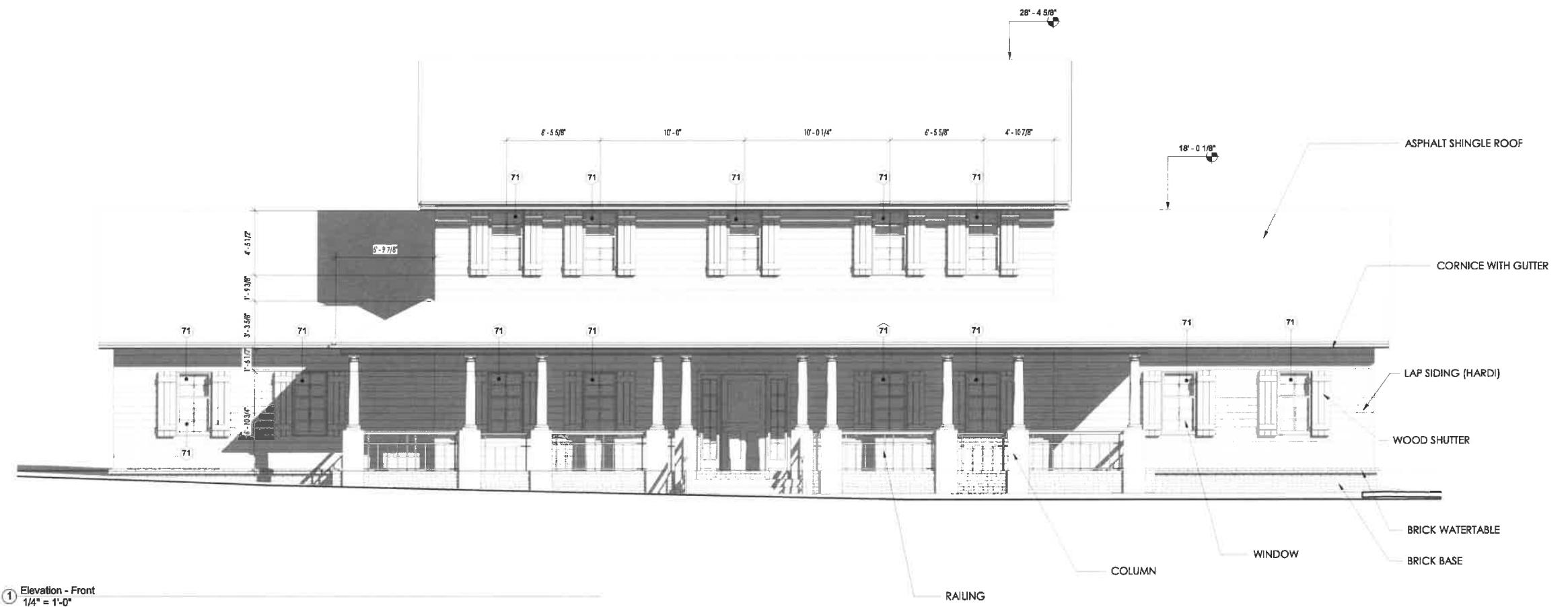
Floor Plan - Ground

A111

Packe

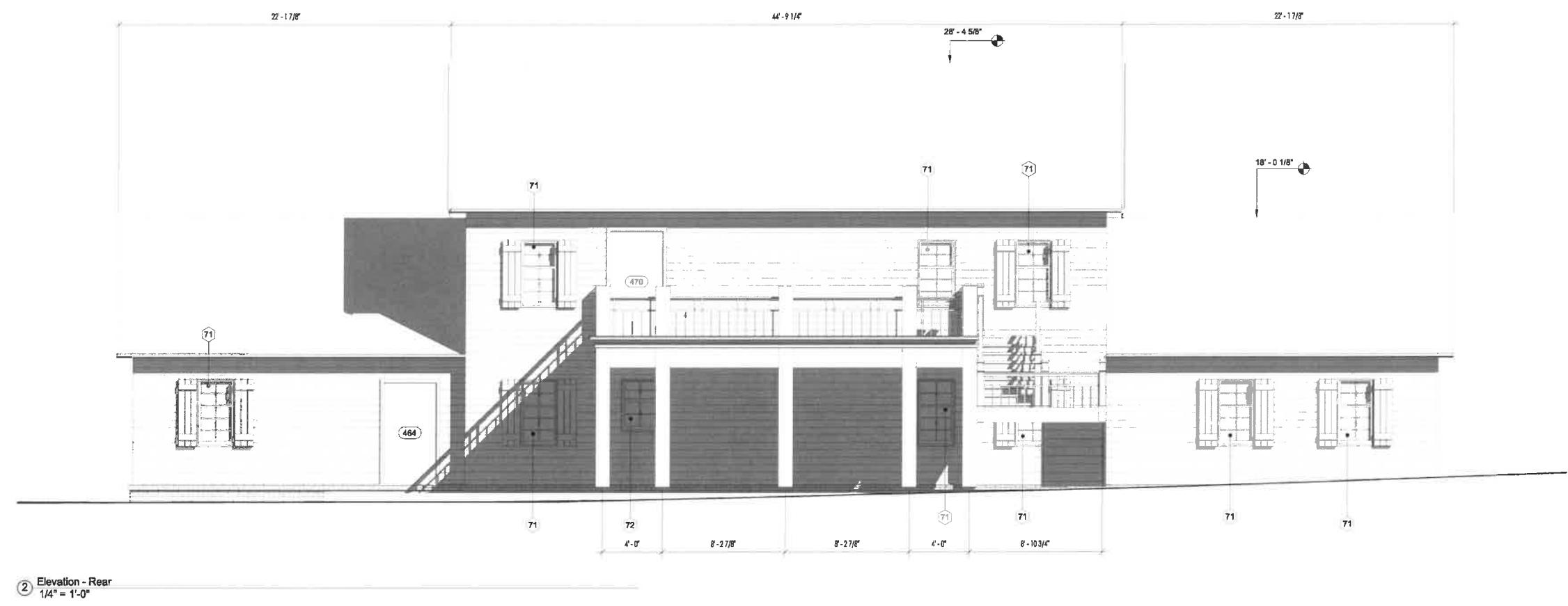


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#	Description	Date

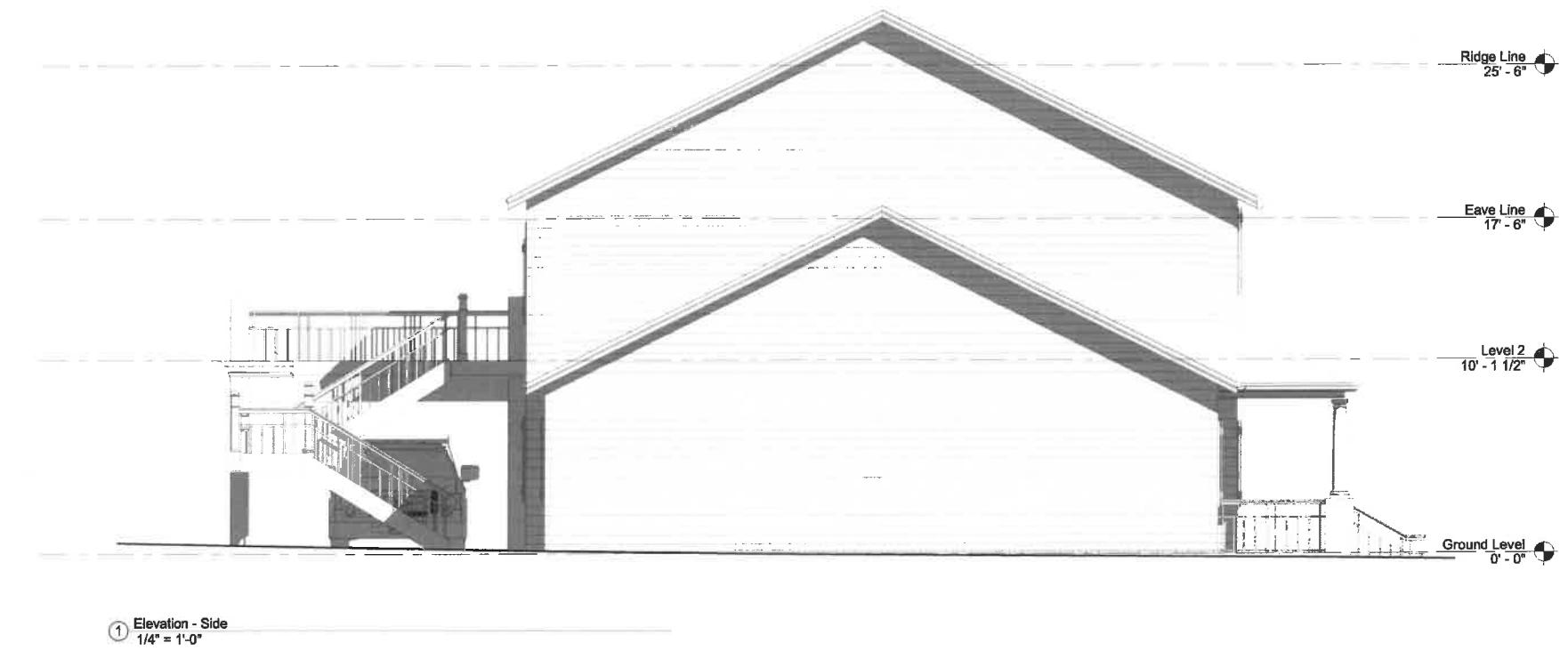


DAWN MURRAY
294 S. Main St. Jonesboro, GA 30236
Front Elevation
A210

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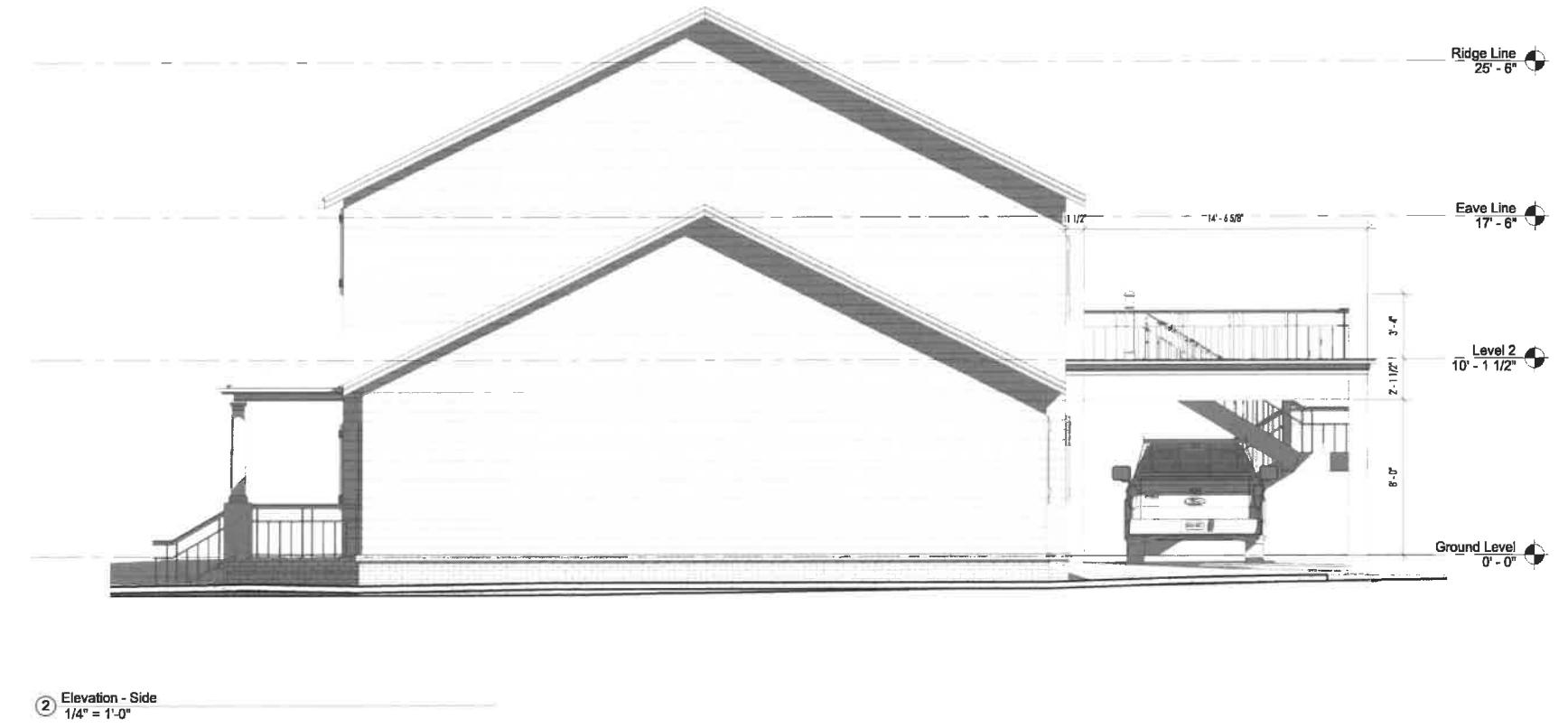


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returned upon request. Scales as stated are valid on the
original drawing which are 24x36".

#	Description	Date



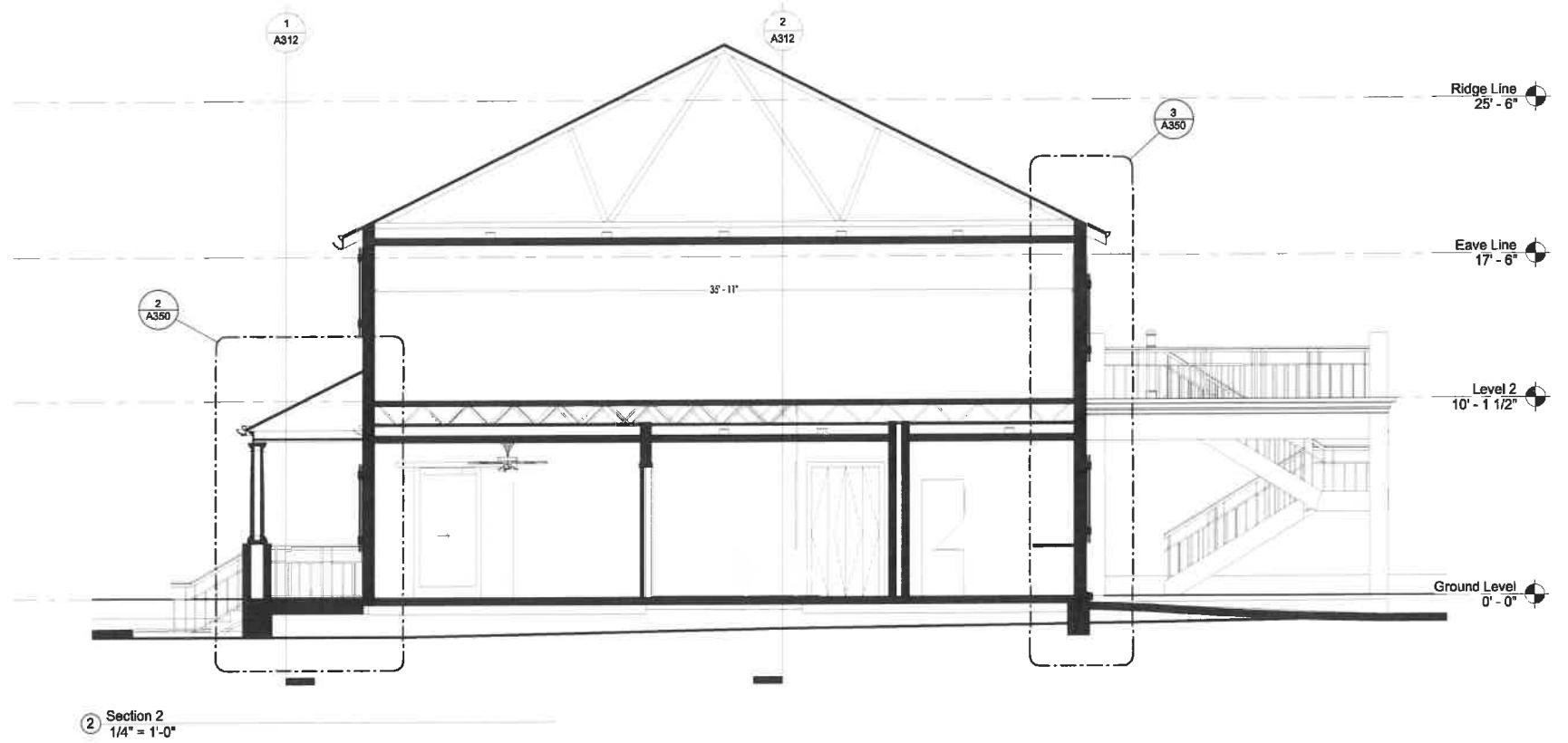
HOUSE OF DAWN
294 S. Main St.
Jonesboro, GA 30236

DAWN MURRAY
294 S. Main St. Jonesboro, GA 30236
Side Elevation
A211

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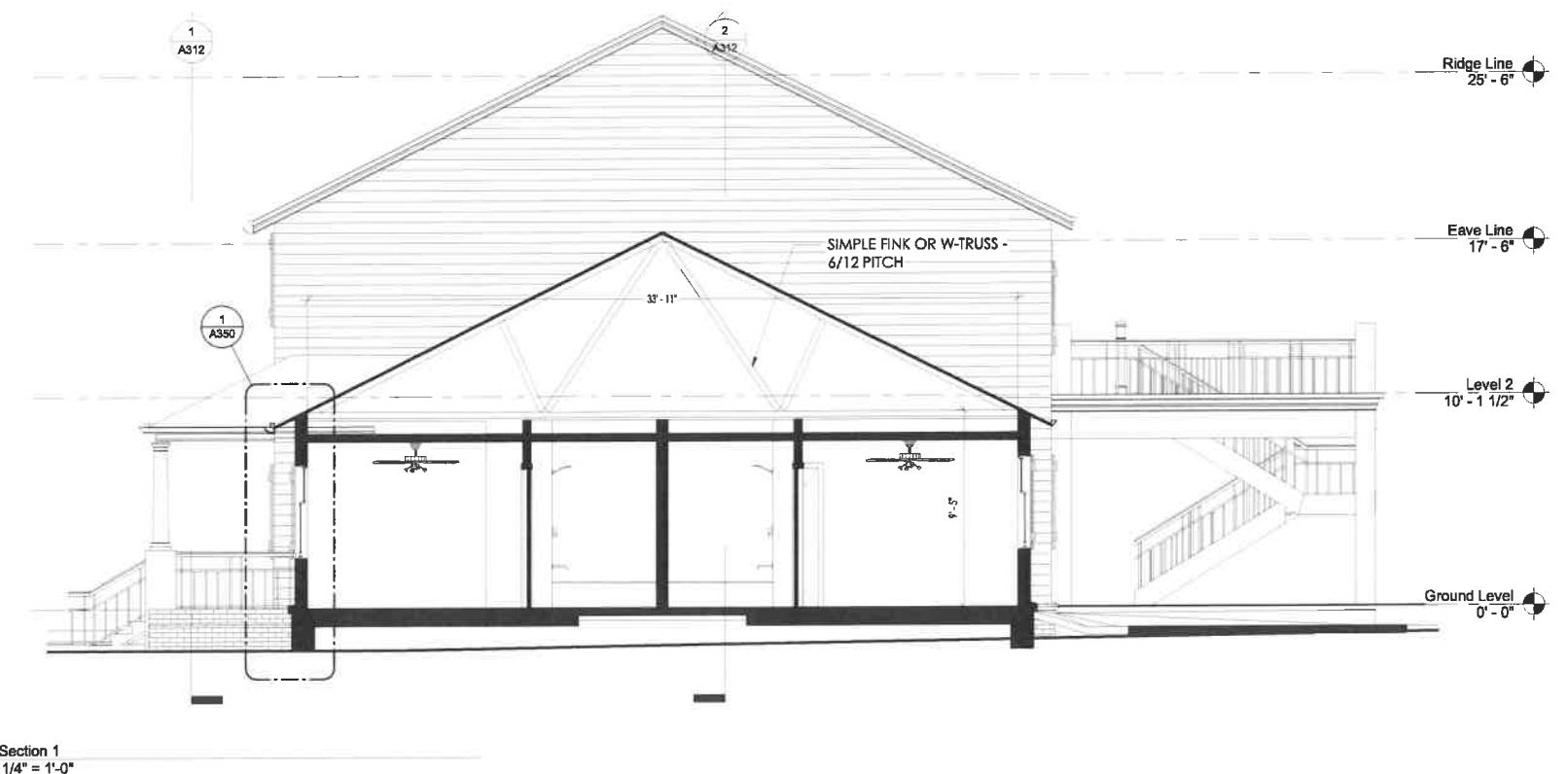


678-462-3225
www.horizonworkshop.com



#	Description	Date

HOUSE OF DAWN
294 S. Main St.
Jonesboro, GA 30236





678-462-3225

www.horizonworkshop.com

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#	Description	Date

HOUSE OF DAWN
 294 S. Main St.
 Jonesboro, GA 30236

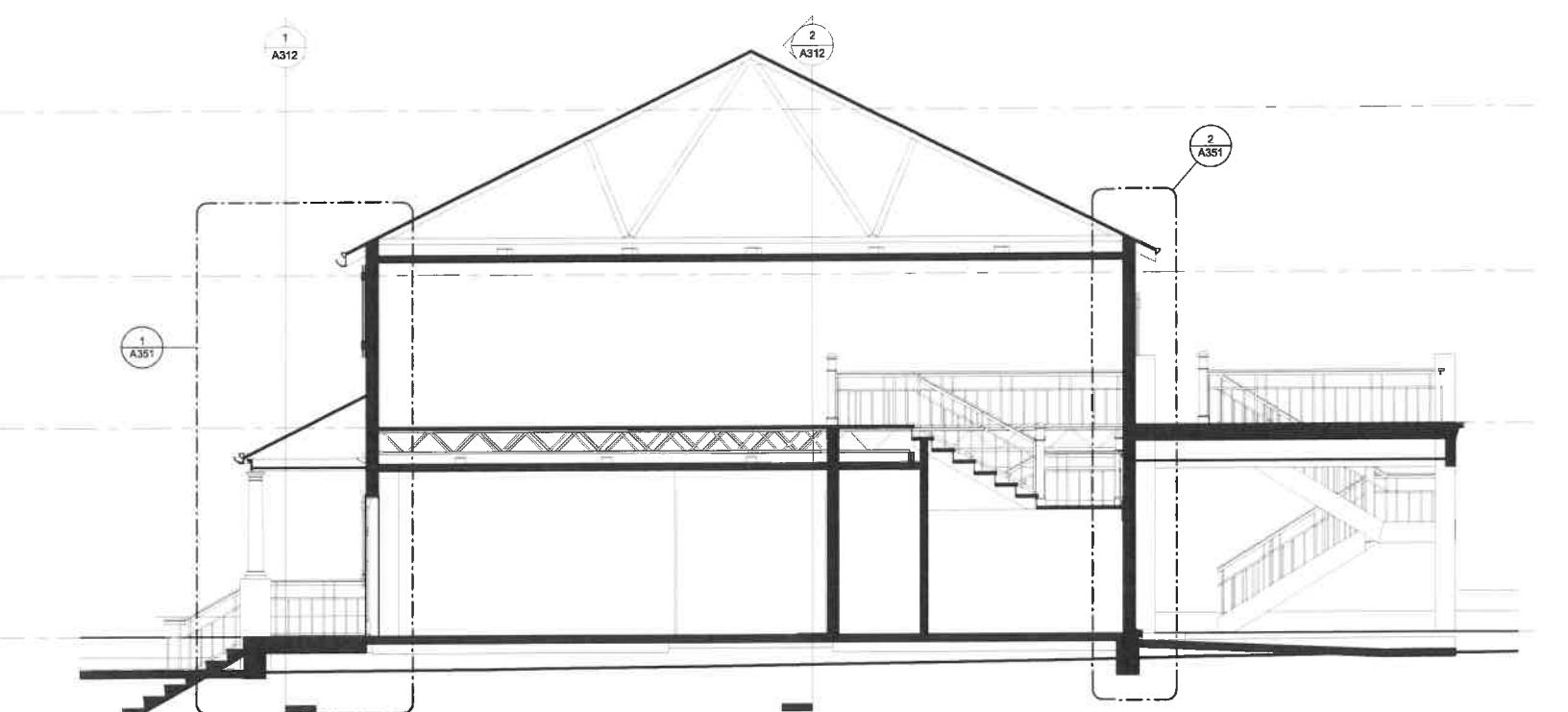
DAWN MURRAY
 294 S. Main St.
 Jonesboro, GA 30236

Building Sections

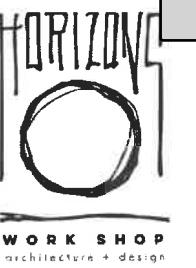
A 311

Scale 1/4" = 1'-0"

3/22/2019 12:05:20 AM



① Section 3
 1/4" = 1'-0"



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#	Description	Date

HOUSE OF DAWN

294 S. Main St.
Jonesboro, GA 30236

DAWN MURRAY
294 S. Main St.
Jonesboro, GA 30236

3D Views

A910

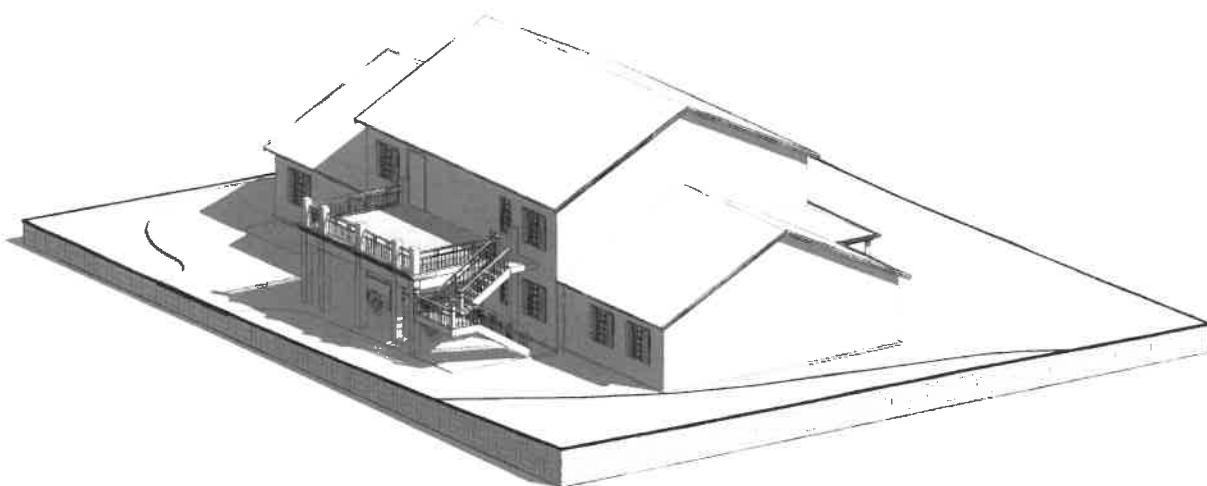
Scale

3/22/2019 12:06:23 AM

Packet Pg. 21



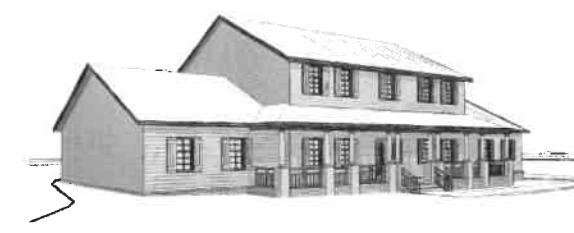
⑦ 3D View 4



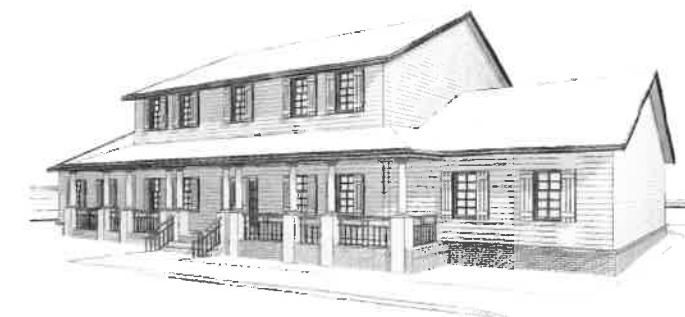
③ Axonometric - Rear 2



⑥ 3D View 3



⑤ 3D View 2



④ 3D View 1



② Axonometric - Rear



① Axonometric - Front

UPDATED DESIGN



ORIGINAL DESIGN



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#	Description	Date



DAWN MURRAY
294 S. Main St. Jonesboro, GA 30236
Original Design
3/22/2019 12:05:42 AM

PRES100
1/8" = 1'-0"
3/22/2019 12:05:42 AM



Attachment: Site Picture 1 (1647 : House of Dawn)



Attachment: Site Picture 2 (1647 : House of Dawn)



Attachment: Site Picture 3 (1647 : House of Dawn)



Jenni Allen <davidjenniallen@gmail.com>

FW: House of Dawn

1 message

David Allen <dallen@jonesboroga.com>
To: Jenni Allen <davidjenniallen@gmail.com>

Sun, May 24, 2020

52



David Allen | Community Development Director | City of Jonesboro, GA

tel: 770-478-3800 | cell: [770-570-2977](tel:770-570-2977) | dallen@jonesboroga.com |

124 North Avenue | Jonesboro, Georgia 30236 |
www.jonesboroga.com

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From: DAWN MURRAY <houseofdawn1@bellsouth.net>

Sent: Tuesday, May 12, 2020 5:53 PM

To: David Allen <dallen@jonesboroga.com>; Michael Love <Michael@knighthomes.com>

Cc: Whitney Fitzgerald <whitney@knighthomes.com>; Ricky , L. Clark, Jr. <rclark@jonesboroga.com>

Subject: Re: House of Dawn

I probably did not realize what Hardiplank was my apologies for that. I was told that the house needed to blend and look like the one over there that we occupy so I thought using the same materials so that the homes could look alike as much as possible is what I was relaying to the builders.

However the bigger problem is now that we don't have the funds to redo it and the home is almost finished. Is there anything that can be done?

Sent from AT&T Yahoo Mail for iPhone

On Tuesday, May 12, 2020, 5:36 PM, David Allen <dallen@jonesboroga.com> wrote:

I don't recall any request for a change in material.



tel: 770-478-3800 | cell: [770-570-2977](tel:770-570-2977) |
dallen@jonesboroga.com |

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From: Michael Love <Michael@knighthomes.com>
Sent: Tuesday, May 12, 2020 5:11 PM
To: David Allen <dallen@jonesboroga.com>; DAWN MURRAY <houseofdawn1@bellsouth.net>
Cc: Whitney Fitzgerald <whitney@knighthomes.com>; Ricky , L. Clark, Jr. <rclark@jonesboroga.com>
Subject: RE: House of Dawn

David,

I remember the original plans calling for Hardiplank siding. I'm sorry, but I don't recall a conversation about Vinyl being prohibited. I was pulled off on a different project when the siding selection was changed from the Hardiplank that was on the original plans. Our purchasing manager who stepped in for me was not aware of any problems when Dawn mentioned to him that the siding should be vinyl to match the existing homes across the street. He didn't question her choice based on the cost savings, the desire to match the existing homes and the fact that he wasn't aware of any ordinance that prohibited the vinyl siding.

With that being said, is there any way to request an exception or variance in this case to approve the vinyl siding that's been installed? It was definitely not intentional to circumvent the ordinance. We just didn't have that ordinance clearly communicated amongst all of our staff, I'm afraid. Let me know your thoughts on trying to work out some type of compromise in this instance.

Thanks,

Michael Love

Estimating - Project Manager

Knight Homes

404-391-0277 – Cell

678-272-4558 – Office



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[@Knight_Homes](#)

[Knight Homes](#)

Cc: Whitney Fitzgerald <whitney@knighthomes.com>; Michael Love <Michael@knighthomes.com>; Ricky , L. Clark, Jr. <rclark@jonesboroga.com>
Subject: RE: House of Dawn

I reviewed the staff report again. I see where we mentioned that the plans called for Hardiplank lap siding and that vinyl was prohibited. I am in a meeting right now and I have another one at 5, so can I talk tomorrow?

Whitney and Michael, do you have any input on the plans calling for Hardiplank?



David Allen | Community Development Director | City of Jonesboro, GA

tel: 770-478-3800 | cell: 770-570-2977 |
dallen@jonesboroga.com |

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From: DAWN MURRAY <houseofdawn1@bellsouth.net>
Sent: Tuesday, May 12, 2020 1:54 PM
To: David Allen <dallen@jonesboroga.com>
Subject: Re: House of Dawn

I thought you all said it had to match the homes across the street and they are aluminum siding.

Can you call me?

678-508-5254

Sent from AT&T Yahoo Mail for iPhone

On Tuesday, May 12, 2020, 1:46 PM, David Allen <dallen@jonesboroga.com> wrote:

I was in Jonesboro on other business today, and went by the House of Dawn site. The exterior siding material is vinyl, and I hate to be the bearer of bad news, but the plans called for Hardiplank lap siding. Also, the Historic District does not allow vinyl siding, as discussed in the staff report for the Historic Preservation hearing last year.

Sec. 86-227. - Building exterior.

Packet Pg. 29

All residential and commercial construction shall be brick, concrete stucco, stone, cementitious siding, wood

Vinyl siding is prohibited in the H-1 and H-2 historic districts and the historic overlay. Owners of structures within these districts or the overlay having vinyl siding are not required to replace such siding; however, renovation of or addition to any structure having a construction cost exceeding 50 percent of the assessed market value shall comply with this section. That is, the use of vinyl on the structure being renovated or the addition shall be prohibited.

Synthetic stucco may also be permitted, provided the materials and installation fully comply with the standards of this section. "Super" brick, split-faced block, concrete masonry units, cinder blocks and textured block are prohibited with the exception of use in foundation construction. Materials found to be other than durable construction products are specifically prohibited.



David Allen | Community Development Director | City of Jonesboro, GA

tel: 770-478-3800 | cell: 770-570-2977 |
dallen@jonesboroga.com |

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PROJECT AND MATERIALS DESCRIPTION

We shall use wood-framing
R-13 batt insulation, drywall
on the interior & vinyl siding
on the exterior. We can use
fiber cement siding if needed.
If fiber cement, painted white
to match exterior of units

(Add Additional Sheets as Necessary)

Don L. Murray
PRINT NAME

03/14/2020
DATE

Don L. Murray
SIGNATURE

75⁰⁰
FEE AMOUNT

(Application R

Packet Pg. 31





Legal Notice

Public Hearing will be held by the Mayor and Council of the City of Jonesboro at 6:00 P.M. on June 8, 2020, via Zoom Meetings, to consider a variance concerning the continued use of exterior vinyl siding in the H-2 Historic District by Dawn L. Murray / House of Dawn for property located at 1115 New Dawn Court (Parcel No. 05241B B007A), Jonesboro, Georgia 30236. The variance concerns a new home for young mothers.

David Allen
Community Development Director

Publish 5/20/20



CITY OF JONESBORO, GEORGIA COUNCIL Agenda Item Summary

Agenda Item #

-2

5.2

COUNCIL MEETING DATE

June 1, 2020

Requesting Agency (Initiator)

Office of the City Manager

Sponsor(s)

Community Development Director Allen

Requested Action (Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)

Discussion regarding a proposed text amendment to the City of Jonesboro Code of Ordinances, with the addition of Article III "Specimen Tree Protection" to Chapter 82 – Vegetation, of the City of Jonesboro Code of Ordinances.

Requirement for Board Action (Cite specific Council policy, statute or code requirement)

Chapter 82, Article III Tree Protection Standards

Is this Item Goal Related? (If yes, describe how this action meets the specific Board Focus Area or Goal)

Beautification, Community Planning, Neighborhood and Business Revitalization, Safety, Health and Wellbeing

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

CHAPTER 82. - VEGETATION

ARTICLE III. - SPECIMENTREE PROTECTION

Sec. 82-22. - Purpose.

This article shall hereafter be known and cited as the "City of Jonesboro Tree Protection Ordinance".

The purpose of this article is to:

- (a) Provide standards for the conservation and replacement of certain trees as part of the land development and building construction process within the City limits of Jonesboro.
- (b) Provide standards for the conservation of certain trees in established residential areas within the City limits of Jonesboro, including the Historic District and the Historic Residential Overlay.
- (c) Continue to maintain the City as an attractive place to live.
- (d) Continue to maintain a healthy living environment in the City.
- (e) Continue to protect and enhance the aesthetic qualities of the City and reduce the loss of aesthetic quality provided by natural tree cover, due to development and clear cutting.
- (f) Minimize increases in air pollution and carbon dioxide levels in the air.
- (g) Minimize increases in temperature on lands with natural tree cover.
- (h) Minimize soil erosion and storm-water runoff and maintain water quality.
- (i) Provide the necessary information to facilitate development project design, plan review, and enforcement processes in order that the standards and requirements of this article are administered in the most effective,

FOLLOW-UP APPROVAL ACTION (City Clerk)

Typed Name and Title

Ricky L. Clark, City Manager

Date

June, 1, 2020

Signature

City Clerk's Office

- (j) Maintain City trees in a healthy and nonhazardous condition.

Sec. 82-23. - Findings.

- (a) Trees are recognized to be a valued asset, providing a healthier and more beautiful environment in which to live.
- (b) Trees are economically beneficial in attracting new residents and tourists.
- (c) Tree preservation enhances the value and marketability of property and, thereby, promotes the stability of residential neighborhoods making them more livable and desirable, and thus helps prevent the emergence of blighted neighborhoods, slum conditions, and urban sprawl.
- (d) Trees of significant size are recognized to maintain, and even enhance, property values.
- (e) Trees aid in preventing erosion, storm drainage, siltation of streams and reservoirs, and flash flood damage.
- (f) Trees are valuable in providing shade and cooling effects, and in preventing air, noise, and visual pollution.
- (g) The significant tree cover and specimen trees already throughout the City limits of Jonesboro are valued aesthetic and historic assets and need to be preserved with thoughtful planning.

The proposed City of Jonesboro Tree Protection Ordinance is more limited in scope than Clayton County tree protection measures, for several reasons:

1. **The County still has large swaths of undeveloped land, whereas the City is largely built out.**
2. **Staff believes that the landscaping provisions of Article XV of the Zoning Code, Landscaping and Buffers, are already adequate for meeting the buffering and parking needs of remaining undeveloped land in the City.**
3. **The County's practices of meeting tree density requirements for existing and new plantings on developed properties are not necessary in the City, which is noted for retaining significant tree cover throughout.**

Thus, the emphasis of the proposed City Ordinance is preserving the quality vegetation that the City already has, on commercial, industrial, institutional, and even single-family residential properties. If the City recognizes the value of its architecture and signage, then it must also value its natural assets and seek some form of compensation for significant vegetation that must be removed. No indiscriminate, purposeless clear cutting will be allowed on City properties. However, in the interests of respecting personal property rights, certain provisions for selective tree removal are made in this Ordinance.

The City's vegetative assets must be protected before it is too late.

Fiscal Impact

(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

n/a

Exhibits Attached (Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)

- TREE PROTECTION ORDINANCE
- Legal Notice - Specimen Tree Protection Ordinance

Staff Recommendation (Type Name, Title, Agency and Phone)

Approval

CHAPTER 82. - VEGETATION

ARTICLE III. - SPECIMENTREE PROTECTION

Sec. 82-22. - Purpose.

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The purpose of this article is to:

- (a) Provide standards for the conservation and replacement of certain trees as part of the land development and building construction process within the City limits of Jonesboro.
- (b) Provide standards for the conservation of certain trees in established residential areas within the City limits of Jonesboro, including the Historic District and the Historic Residential Overlay.
- (c) Continue to maintain the City as an attractive place to live.
- (d) Continue to maintain a healthy living environment in the City.
- (e) Continue to protect and enhance the aesthetic qualities of the City and reduce the loss of aesthetic quality provided by natural tree cover, due to development and clear cutting.
- (f) Minimize increases in air pollution and carbon dioxide levels in the air.
- (g) Minimize increases in temperature on lands with natural tree cover.
- (h) Minimize soil erosion and storm-water runoff and maintain water quality.
- (i) Provide the necessary information to facilitate development project design, plan review, and enforcement processes in order that the standards and requirements of this article are administered in the most effective, efficient and economical manner;
- (j) Maintain City trees in a healthy and nonhazardous condition.

(Ord. xx-xx-xx)

Sec. 82-23. - Findings.

- (a) Trees are recognized to be a valued asset, providing a healthier and more beautiful environment in which to live.
- (b) Trees are economically beneficial in attracting new residents and tourists.

- (c) Tree preservation enhances the value and marketability of property and, thereby, promotes the stability of residential neighborhoods making them more livable and desirable, and thus helps prevent the emergence of blighted neighborhoods, slum conditions, and urban sprawl.
- (d) Trees of significant size are recognized to maintain, and even enhance, property values.
- (e) Trees aid in preventing erosion, storm drainage, siltation of streams and reservoirs, and flash flood damage.
- (f) Trees are valuable in providing shade and cooling effects, and in preventing air, noise, and visual pollution.
- (g) The significant tree cover and specimen trees already throughout the City limits of Jonesboro are valued aesthetic and historic assets and need to be preserved with thoughtful planning.

(Ord. xx-xx-xx)

Sec. 82-24. - Boundaries.

The provisions of this article shall apply to all public and private lands, or portions thereof, and right-of-ways within the City limits of Jonesboro. The boundaries of the City are shown on the most current version of the City of Jonesboro Official Zoning Map.

This article is supplemental to the underlying zoning district classifications established in the City Zoning Ordinance, Chapter 86, governing all properties. The provisions of this article apply to all types of development potentially involving the removal of certain trees within the City limits. The standards and requirements of this article shall govern in any case where standards and requirements of this article conflict with those of the underlying zoning district or other provisions of the City Zoning Ordinance, including but not limited to subdivision regulations, landscape standards, and buffer yard standards.

(Ord. xx-xx-xx)

Sec. 82-25. - Definitions.

For the purpose of these regulations, certain words or terms used shall be defined below. Other terms shall be found in Section 86-62.

Bona fide agricultural purpose. A good faith commercial or domestic agricultural use of the land, any such determination of which shall be based upon, but not limited solely to, the following factors:

- (1) *The length of time the land will be so utilized;*
- (2) *The productivity of land in its present use;*
- (3) *The relationship of the property to the comprehensive zoning plan; and*

(4) *The current zoning classification of such lands as delineated on the official zoning map.*

Caliper. The diameter or thickness of the trunk of a young tree or sapling as measured at six inches above the top of the root mass. This measurement is used for nursery grown trees having a diameter of less than six inches.

Certified arborist. A person who has met the State of Georgia certification requirements for proper tree care and maintenance, and the diagnosis of tree diseases.

Clear cutting. The total removal of all trees, specimen or otherwise, from a property by any means.

Clearing. The removal of vegetation from a property by any means.

Critical root zone. The minimum area beneath a tree which must be left undisturbed in order to preserve a sufficient root mass to give a tree a reasonable chance of survival. The critical root zone will typically be represented by a concentric circle centering on the tree's trunk with a radius equal in feet to one and three-tenths times the number of inches of the trunk diameter. Can also be represented on a mature tree by its dripline.

Cultivar. A tree variety that has been produced in cultivation by selective breeding for certain desirable traits.

Cutting. The detaching or separating of any limb, branch, or root from a tree.

Dead tree. A tree that does not contain any live tissue, i.e., green leaves or live limbs.

Diameter breast height (DBH). The standard measure of tree size for trees six inches or greater in caliper existing on a site. The tree trunk is measured at a height of four and one-half feet above the ground, and if a tree splits into multiple trunks below that point, the trunk is measured at its most narrow point beneath the split.

Diameter, tree. The diameter of a tree measured as follows:

- (1) *For existing preserved trees, at a point four and one-half feet above the ground;*
- (2) *For new replaced trees, at a point six inches above ground; and*
- (3) *For multiple trunk trees, as provided in the measure of diameter at breast height.*

Drip line. A vertical line extending from the outermost branches of a tree perpendicular to the ground.

Established recompense value. The dollar value assigned to a natural resource. It represents the lost public value of trees removed. Used for purpose of calculating cash recompense for removal or destruction of trees. This amount shall be set by the Mayor and City Council.

Forestry. The science, business and art of creating, conserving and responsibly managing forests on a continuous basis for both commodity and non-commodity purposes.

Genus. A category of biological classification ranking between the family and the species marked by common characteristics or by one common characteristic.

Hardwood. The wood from a broadleaved, canopy tree (such as oak, maple, elm, etc.) as distinguished from that of conifers.

Native tree. For the purposes of this Article, an indigenous tree species that belongs to, and is well adapted for Jonesboro and the surrounding geographical area.

Private tree. Any tree located on private property.

Pruning. The elimination of live and dead branches from a tree's crown to improve tree structure, enhance vigor and maintain safety.

Public tree. Any tree located on property belonging to the county.

Replacement tree. A new tree planted on a site as recompense for the removal of any specimen trees as outlined in this article.

Softwood. The wood from a coniferous, canopy tree (such as pine, fir, spruce, etc.) as distinguished from that of broadleaved trees.

Species. A category of biological classification ranking immediately below the genus or subgenus, comprising related organisms or populations potentially capable of interbreeding.

Specimen tree. Any tree, whether hardwood or softwood, canopy or understory, determined by the City to be of notable historic interest, high aesthetic value or of unique character because of species, type, age, size, location or health.

State Forestry Commission. A state appointed commission which protects and conserves forests, prevents and suppresses wildfires, provides rural fire department assistance, assists landowners and communities with forest management, and grows and sells quality tree seedlings for planting.

Timber harvesting. A timber management activity as part of a demonstrated ongoing agricultural land use.

Topping. The severe cutting back of tree branches to a stub, bud, or a lateral branch not large enough to assume the terminal role.

Tree bank. A site such as a school, public park, or streetscape where an owner/developer of a site shall donate and plant the required replacement trees when it is not feasible to plant the required trees within their site's project area.

Tree bank fund. A fund created to receive and hold monies generated by specimen tree removal in lieu of relocating or replacing trees when it is not feasible or desirable to do so on or offsite.

Tree protection or planting plan. A plan that identifies tree protection areas where existing trees are to be protected and preserved, and replacement trees planted on a property to meet recompense requirements, as well as methods of tree protection to be undertaken on the site and other pertinent information.

Tree protection area. Any portion of a site wherein are located existing trees which are proposed to be preserved, whether specimen trees or trees within a specified buffer area, in order to comply with applicable requirements and shall include nothing less than the total area of the critical root zone of the tree or group of trees collectively.

Tree preservation area means the total critical root zone surrounding a preserved or planted tree or trees that is essential to that tree's health and survival, and is protected within the guidelines of this article.

Tree removal means any act, whether intentional or unintentional, which causes a tree to die within two years after commission of the act, including but not limited to damage inflicted upon the root system in the critical root zone or trunk as the result of:

- (1) *The improper use of machinery on the trees;*
- (2) *The storage of materials in or around the trees;*
- (3) *Soil compaction;*
- (4) *Altering the natural grade to expose the roots or to cover the tree's root system with more than four inches of soil;*
- (5) *Causing the infection or infestation of the tree by pests, fungus or harmful bacteria;*
- (6) *Pruning judged to be excessive by the administrator or not in accordance with the standard set forth by the International Society of Arboriculture (ISA);*
- (7) *Excessive topping;*
- (8) *Removal of more than 20 percent of the critical root zone;*
- (9) *Paving with concrete, asphalt or other impervious surface within such proximity as to be harmful to the tree or its root system; and*
- (10) *The application of herbicides or defoliants to any tree without first obtaining a permit.*

Tree replacement area. The area designated for a tree or trees to be planted in order to provide recompense for specimen tree removal.

Tree thinning. The selective cutting or thinning of trees only for the clear purpose of proper forestry management in order to protect said forest from disease or infestation and in no way shall be construed as including clear cutting.

(Ord. xx-xx-xxx)

Sec. 82-26. - Applicability.

The provisions of this article shall not limit the applicability any buffering and open space requirements in this Article or the City Zoning Ordinance. The terms and provisions of this article shall be consistent with any requirements imposed by state law or by the state department of transportation in connection with any state-owned or maintained right-of-way. The standards of this article shall apply to any development, redevelopment, alteration, expansion, or tree removal within the City boundaries as indicated below.

- (a) All proposed commercial, industrial, or institutional developments on previously undeveloped properties;
- (b) All proposed residential developments, including developments on major and minor subdivisions, on previously undeveloped properties;
- (c) All proposed development along private drives and / or easements;
- (d) Infrastructure projects crossing public and / or private properties;
- (e) All exterior renovations, alterations, and / or additions to existing commercial, industrial or institutional developments or structures which could potentially affect specimen trees within the same property or within buffers on the same property;
- (f) All exterior renovations, alterations, and / or additions to existing residential developments or structures which could potentially affect specimen trees within the same property or within buffers on the same property;
- (g) Any specimen tree(s) scheduled for significant pruning / thinning, topping or removal on already developed commercial, industrial, or institutional properties, not exempted under Section 82-29;

- (h) Any specimen tree(s) scheduled for significant pruning / thinning, topping or removal on already developed residential properties, including the Historic Residential Overlay, not exempted under Section 82-29;
- (i) Any specimen trees or other historically or culturally significant trees within the Historic District, not exempted under Section 82-29;
- (j) *Applicability to public land.* The provisions of this article shall apply to all public entities and owners of public property within the county and it shall be unlawful for the owners to fail to comply with all provisions and requirements of this article.

(Ord. xx-xx-xxx)

Sec. 82-27. – Clear cutting and topping.

The clear cutting of any properties, or a portion thereof, within the City limits, for any reason, is strictly prohibited. The topping of specimen trees, by anyone other than authorized public officials or private professionals, is also prohibited.

(Ord. xx-xx-xxx)

Sec. 82-28. – Timber harvesting.

With the majority of the City of Jonesboro being already developed, timber harvesting is not a regular practice within the City limits. Any proposals for timber harvesting within the City limits would be subject to approval by the Mayor and City Council and generally only for the purposes of proper forestry management or a bona fide agricultural purpose.

(Ord. xx-xx-xxx)

Sec. 82-29. - Specimen tree criteria.

- a) The following criteria are used by the Zoning Administrator to identify specimen trees for preservation. Both the size and condition criteria must be met for a tree to qualify as a specimen, with the exception of trees designated as specimen trees for historic or cultural purposes. (Note: specimen trees do not necessarily have to be native trees).

1. Size criteria:

- a. *Large hardwood trees.* 18-inches at diameter breast height (DBH) or larger—such as oaks, maples, elms, etc.
- b. *Large softwood trees.* 24-inches at diameter breast height (DBH) or larger—such as pines, firs, spruces, etc.
- c. *Specimen understory trees.* 4-inches at diameter breast height (DBH) or larger—such as dogwoods, redbuds, flowering cherries, etc.
- d. A lesser-sized tree can be considered a specimen tree if it is a rare or unusual species, of exceptional or unique quality, or of historical or cultural significance, particularly in the Historic District.

2. Condition criteria:

- a. At least ten years life expectancy.

- b. Trunk is relatively sound and solid with no extensive decay.
- c. No more than one major and several minor dead limbs readily visible (hardwoods only).
- d. No major insect or pathological problem, per a certified arborist report.
- b) The critical root zone (CRZ) of specimen trees to be preserved shall be protected with hog-back/wire-back tree save fencing with metal support posts.
- c) If a specimen tree is requested to be removed, a plan or written documentation indicating the reason for the removal must be submitted to the Zoning Administrator for approval, unless the developer / property owner has qualified for an exemption under Section 82-30.
- d) Specimen trees that cannot be saved due to extenuating circumstances shall be replaced elsewhere on the same property, per the approval of the Zoning Administrator and the standards of Section 82-33. Replacement trees shall be in quality condition and shall be the identical species of the specimen tree lost. If the identical species is unable to be found, the replacement tree equivalency list in Section 82-39 shall be consulted. For sites which lack adequate room for replacement trees, the developer / property owner shall either plant the required amount of replacement trees on an approved City of Jonesboro tree bank site or recompense shall be paid to the City of Jonesboro tree fund, per the standards of Section 82-34.
- e) Any specimen tree which is intentionally or unintentionally removed, by definition of *tree removal* in Section 82-25, without the appropriate review and approval of the Zoning Administrator, shall be subject to a citation in Municipal Court. Size alone will determine whether a tree was of specimen quality if the tree is removed without approval and there is no evidence of its previous condition. Violations will be subject to the applicable penalties as described in Section 82-37 of this Article. Any fines or other penalties imposed upon violations of this Section shall be in addition to the required recompense measures that a developer / property owner would voluntarily submit to.
- f) The Zoning Administrator shall reserve the right to request the assistance of certified professionals, as the need may arise, to aid in the determination of specimen tree status, by species, size, and /or condition. All reports or other information by professionals concerning specimen trees (such as certified arborists' reports) shall be at the expense of the developer / property owner, save for public trees.

(Ord. xx-xx-xxx)

Sec. 82-30. - Exemptions.

The following developments are exempted from compliance with the clearing and tree removal provisions of this Article:

- a) *Removal due to death, disease or infestation.* Upon the official report of a certified arborist and/or a qualified representative of the State Forestry Commission, in accordance with commonly accepted forestry practices and a finding of tree death, disease or infestation, the removal of one or more private specimen trees on a residential, commercial, institutional, or industrial property may be authorized to prevent the transmission of disease or infestation, to prevent the danger of

these trees falling, or to prevent potential injury to life and property. The property owner, prior to removal of the diseased tree(s), shall notify the Zoning Administrator, identifying the location of the potentially affected tree(s), and shall submit the written report of the certified arborist and /or qualified representative of the of the State Forestry Commission, recommending the removal of the subject tree(s). However, in no case shall the removal of diseased or infected specimen trees be a method of "gradual clear-cutting" of a property. Unless otherwise recommended by a qualified professional in order to prevent a spreading of disease or infestation, the removal of these type of specimen trees shall be limited to 3 or fewer per property per calendar year.

- b) *Removal to protect an existing structure.* Certain private specimen trees, regardless of health condition, potentially pose an injury to life and property due to their proximity to existing homes and other types of man-made structures and their potential to fall upon these structures during storms, etc. The property owner, prior to removal of the subject tree(s), shall notify the Zoning Administrator, identifying the location of the tree(s) in question. The Zoning Administrator shall consult with the property owner on the subject property and shall document the size, species, and location of the tree(s) in question. The Zoning Administrator shall then give written approval or denial of the request to the property owner within 3 business days of the onsite consultation. If the request is denied, a written reason must also be given to the property owner. In the case of denial, a written appeal may be made to the Mayor and City Council. However, in no case shall the removal of potentially injurious specimen trees be a method of "gradual clear-cutting" of a property. The removal of these type of specimen trees shall be limited to 3 or fewer per property per calendar year.
- c) *Rights-of-way.* The development of street rights-of-way, easements, or clear zones within a proposed subdivision or subdivision expansion provided that all other areas within such subdivision comply with the provisions of this Article.
- d) *City authorized.* State and City roadway projects. Also, any municipal projects on publicly-owned land.
- e) *Public trees.* Specimen trees on City-owned and maintained property, which, for matters of public safety or other reasons, need to be removed.
- f) *Trail / pathways.* Municipal projects designed and maintained under the City of Jonesboro's green space objectives.
- g) *Easements.* Utility easements for power lines, pipelines, etc. (This includes necessary topping.)
- h) *Grandfathered projects.*
 1. This article shall not apply to any portion of a property included within the limits of a valid land disturbance permit issued prior to the effective date of this Article, provided that all time constraints relating to the permit are observed.
 2. In no event shall any grandfathered project be extended for more than 12 months from the date of enactment of this Article.
- i) *Horticulture.* Active horticultural operations, including:
 1. All active plant or tree nurseries and botanical gardens only in relation to those trees which are being grown for relocation and continued growth in the ordinary course of business, or for some public purpose;

2. All orchards of trees in active commercial operation;
3. This exception shall not be interpreted to include timber-harvesting incidental to development of the land.

j) *Bona fide agricultural operations.*

k) Notwithstanding the foregoing, all reasonable efforts shall be made to save specimen trees.

(Ord. xx-xx-xxx)

Sec. 82-31. – Tree Protection Plans

a) *New developments.*

1. *With disturbance of 1 acre or above.* For developments already requiring a land disturbance permit and civil construction documents, a tree protection plan shall be included with the document set, with the following minimum information:
 - a. North arrow and graphic scale (same scale as erosion control plans);
 - b. Boundary survey of the entire property to be developed;
 - c. Limits of clearing and proposed erosion control fencing **in bold**;
 - d. Approximate tree line (prior to clearing) on entire property;
 - e. Location **in bold** of all required buffers on the subject property;
 - f. *Shaded* outline of all proposed impervious elements on the property, such as buildings, parking, roads, etc;
 - g. Proposed location of temporary construction activities, such as equipment or worker parking, materials storage, burnholes, equipment washdown areas and entrance pads.
 - h. Location **with bold circles** of all existing trees on the subject property (including buffers) that meet specimen tree criteria, with species and width at diameter breast height;
 - i. Location of all areas designated as tree preserved areas on the subject property, including buffers and any stand-alone specimen trees to be saved; Show tree protection fencing around the drip line of specimen trees to be preserved;
 - j. Location of any specimen trees to be removed, with any corresponding tree replacement areas, and calculations for tree replacement and / or financial recompense to demonstrate compliance with this Article;
 - k. Location of any supplemental plantings for buffer areas judged to be inadequate, with species, caliper size, and quantity to be planted;
 - l. Tree / plant schedule for any replacement tree and / or buffer supplemental plantings on the subject property;
 - m. Any relevant construction details such as tree protection fence, tree planting, etc.
2. *With disturbance less than 1 acre.* For smaller-scale developments that still involve property-wide disturbance, but less than one acre, a standalone tree protection plan is required, with the same information specified in Section 82-31(a)1 above. For smaller-scale developments just involving an exterior alteration to a building or structure, such as a building addition or a parking lot extension, a scaled site enlargement plan showing

- the specific area on the subject property to be altered, with the following additional information:
- a. North arrow and graphic scale (same scale as erosion control plans);
 - b. *Shaded* outline of all proposed impervious elements on the property, such as buildings, parking, roads, etc;
 - c. Location of all areas designated as tree preserved areas on the subject property, including buffers and any stand-alone specimen trees to be saved; Show tree protection fencing around the drip line of specimen trees to be preserved; designated specimen trees must provide location (including dimensions from proposed structures), species, and width at diameter breast height;
 - d. Location of any specimen trees to be removed, with any corresponding tree replacement areas, and calculations for tree replacement and / or financial recompense to demonstrate compliance with this Article; designated specimen trees must provide location, species, and width at diameter breast height;
 - e. Tree / plant schedule for any replacement tree and / or buffer supplemental plantings on the subject property;
 - f. Any relevant construction details such as tree protection fence, tree planting, etc.
- b) *Developed properties.* For properties containing existing structures, such as residences, but no proposed development, and where specimen tree removal is requested due to maintenance issues, safety concerns, etc. the following information is required:
1. Simple site plan, showing all existing structures on the property and all trees meeting specimen tree criteria proposed to be removed. Designated specimen trees must provide location, species, and width at diameter breast height;
 2. Photographs of all specimen trees requested to be removed;
 3. Where applicable, official report of a certified arborist and/or a qualified representative of the State Forestry Commission, documenting a finding of tree death, disease or infestation;
 4. Where applicable, report from Zoning Administrator, documenting the need for tree removal in order to protect an existing structure.
- c) *Master plans.* It is recognized that certain large tracts of land are planned for residential development or planned unit developments, and are developed in phases over many years. Large portions of these planned developments remain forest lands for many years and periodically require removal of certain trees to grow better. For those residential lands of ten acres or more, selective thinning may be allowed subject to the following conditions:
- (1) An approved preliminary plan or master plan is already on file at City Hall.
 - (2) An application for selective timber harvesting must be filed with the Department of Community Development and be presented to the Mayor and City Council for approval. The application must include a map or plat of the property indicating the area to be harvested together with a harvesting plan prepared by a registered forester, engineer, or landscape architect. The timber management plan must contain methods for protection of hardwoods from damage during the timber operation.
 - (3) Only pines and other softwoods may be harvested.

(Ord. xx-xx-xxx)

Sec. 82-32. - Tree preservation and planting requirements.

The following requirements shall apply to specimen trees proposed to be retained within a property, and, where applicable, trees within buffers.

- a) *Tree preservation area.* A tree preservation area shall be established around each tree or group of trees to be retained.
 - 1. The tree preservation area shall include no less than the total area of the critical root zone of a tree or group of trees collectively.
 - 2. Layout of the utility and grading plans shall avoid disturbance of the tree preservation areas.
 - 3. Construction site activities, such as parking, materials storage, concrete washout, burn hole placement, etc., shall be arranged so as to prevent disturbances within the tree preservation areas.
- b) *Protective barriers.*
 - 1. Protective tree fencing, staking or continuous ribbon shall be installed between tree preservation areas and areas proposed to be cleared, graded or otherwise disturbed on the site, prior to any land disturbance. All protective barriers shall be installed according to the City standards of practice as outlined in this Article.
 - 2. All tree preservation areas are to be designated as such with "tree save area" signs posted in addition to the required protection fencing, staking, or continuous ribbon. Signs requesting subcontractor cooperation and compliance with tree preservation standards are recommended for site entrances.
 - 3. All tree preservation areas must be protected from soil sedimentation intrusion through the use of silt screens or other acceptable measures placed up-slope from the tree preservation area.
 - 4. All protective tree fencing, staking or continuous ribbon and all erosion control barriers must be installed prior to and maintained throughout the land disturbance and construction process, and should not be removed until final landscaping is installed.
- c) *Encroachment.* If encroachment into a tree preservation area causes irreparable damage to the trees, as determined by a certified arborist, the development plan shall be revised to compensate for the loss in tree density. The irreparably damaged trees shall be designated "lost trees" and lost tree penalties shall be enforced. Under no circumstances shall the developer be relieved of responsibility for compliance with the provisions of the article, nor shall plan revision activities stop the department from instituting action for violation of this article.
 - 1. New trees proposed as recompense for lost specimen trees on a property shall comply with the following guidelines:
 - a. The spacing of new trees must be compatible with site limitations and with responsible consideration towards species size when mature;
 - b. Trees must be at least four inch caliper;
 - c. Species selected for planting must be ecologically compatible with the specifically intended growing site;
 - d. Species selected for planting shall be the identical species of the specimen tree lost. If the identical species is unable to be found, the replacement tree equivalency list in Section 82-39 shall be consulted. Native / indigenous species are preferred.

- e. Trees selected for planting must be free from injury, pests, disease, nutritional disorders or root defects, and must be of good vigor, so as to assure a reasonable expectation of survivability;
 - f. In the event that new trees proposed to be planted to achieve full recompense are not installed or likewise compensated to the City tree bank or tree bank fund upon application for a certificate of occupancy or final plat approval (as appropriate), then a performance bond or other acceptable surety in an amount equal to 110 percent of the value of the new trees and their installation shall be posted in accordance with the performance bonding requirements and provisions of City regulations;
 - g. Upon final installation of new trees planted under the requirements of the article, and following acceptance by the department of community development, the owner shall warrant the new trees and provide for the exact replacement of those which do not survive for a period of no less than two years, as determined by the Zoning Administrator.
- d) *Removal.* Anytime a tree is cut within the City, whether a public or private tree, the stump shall be removed and the land re-graded, compacted, and leveled where the tree was located.

(Ord. xx-xx-xxx)

Sec. 82-33. – Tree replacement ratios.

For specimen tree recompense involving actual replacement tree planting on a subject property, the following replacement ratios shall apply:

- a) *For specimen hardwoods removed.* An amount of same-species, replacement trees having a cumulative diameter breast height equivalent to the specimen tree removed. (Note: For replacement tree ratios that do not divide evenly, the remainder shall constitute an additional replacement tree.)

For example: A 20-inch maple specimen, unable to be saved in the middle of a development, is adequately replaced with **five** 4-inch caliper maples along the side of the same property. $20 / 4 = 5$ trees

For example: A 21-inch maple specimen, unable to be saved in the middle of a development, is adequately replaced with **six** 4-inch caliper maples along the side of the same property. $21 / 4 = 5.25 = 6$ trees

- b) *For specimen softwoods removed.* An amount of same-species, replacement trees having a cumulative diameter breast height equivalent to *half* of the specimen tree removed. (Note: For replacement tree ratios that do not divide evenly, the remainder shall constitute an additional replacement tree.)

For example: A 24-inch pine specimen, unable to be saved in the middle of a development, is adequately replaced with **three** 4-inch caliper pines along the side of the same property. $24 / 2 = 12 / 4 = 3$ trees

For example: A 26-inch pine specimen, unable to be saved in the middle of a development, is adequately replaced with **four** 4-inch caliper pines along the side of the same property. $26 / 2 = 13 / 4 = 3.25 = 4$ trees

- c) For specimen understory tree removed, 12 inches wide (DBH) and larger. An amount of same-species, replacement trees having a cumulative diameter breast height equivalent to the specimen tree removed. (Note: For replacement tree ratios that do not divide evenly, the remainder shall constitute an additional replacement tree.)

For example: A 12-inch dogwood specimen, unable to be saved in the middle of a development, is adequately replaced with **three** 4-inch caliper dogwoods along the side of the same property. $12 / 4 = 3$ trees

For example: A 13-inch dogwood specimen, unable to be saved in the middle of a development, is adequately replaced with **four** 4-inch caliper dogwoods along the side of the same property. $13 / 4 = 3.25 = 4$ trees

- d) For specimen understory tree removed, below 12 inches wide (DBH). An amount of same-species, replacement trees double the amount of specimen trees removed.

For example: A 5-inch dogwood specimen, unable to be saved in the middle of a development, is adequately replaced with **two** 4-inch caliper dogwoods along the side of the same property. 1 tree $\times 2 = 2$ trees

(Note: For replacement trees that are not able to be identical species to the specimen tree removed, refer to Section 82-39 for equivalent replacements.)

(Ord. xx-xx-xxx)

Sec. 82-34. - Tree bank and tree fund.

- a) *Designation.* The tree bank and tree bank fund are hereby established for the City of Jonesboro.
- b) *Oversight and administration.* The tree bank and tree bank fund shall be overseen and administered by the Mayor and City Council.
- c) *Applicability.* If the Zoning Administrator determines that it is not feasible to relocate or replace required trees on-site, the developer / property owner may satisfy the specimen tree replacement requirement by paying into the hereby established tree bank or tree bank fund.
- d) *Tree Bank.* The tree bank refers to areas (school, public park, or streetscape, etc.) set aside by the Mayor and City Council as permanent receiver sites for tree plantings. Plantings may be carried out directly by the developer / property owner with Mayor and City Council approval of the planting plan and in coordination with the Zoning Administrator and Director of Public Works or the plantings may be carried out directly by the Public Works Department at developer / property owner's expense.
- e) *Tree bank fund.* The tree bank fund refers to a fund created to receive and hold monies paid by developers / property owners approved for specimen tree removal, in lieu of relocating or replacing trees when it is not feasible or desirable to do so on or off-site. Funds accumulated herein shall be used for the planting and installation of trees on public property, parks, schools, streetscapes, or other approved property within the City only.
- f) *Value.* The established recompense value for monies paid into the tree bank fund shall be a sum of money reflecting the current market price of both materials and planting costs plus an additional ten percent of that price for maintenance. However, developers / property owners who illegally remove specimen trees per the standards of this article shall be subject to fines or penalties in addition to recompense.

(Ord. xx-xx-xxx)

Sec. 82-35. – Non-liability of City.

Nothing in this article shall be deemed to impose any liability upon the City of Jonesboro or upon any of its officers or employees or to relieve the owner and occupant of any private property from the duty to keep trees upon private property or under his or her control in a safe condition.

(Ord. xx-xx-xxx)

Sec. 82-36. - Enforcement.

It shall be the responsibility of the Zoning Administrator and the Department of Community Development to enforce this Article, with assistance from the City Code Enforcement Officer(s). The Zoning Administrator or his/her designee shall have the authority to revoke, suspend, or void any development or building permit, and to withhold issuance of a certificate of occupancy. The Director of Community Development shall also have the authority to suspend all work on a site or any portion thereof and coordinate with the City Code Enforcement Officers(s) concerning citations to Municipal Court, where tree removal or damage occurs in violation of this Article.

(Ord. xx-xx-xxx)

Sec. 82-37. - Violation and penalties.

Any person violating a provision of this article shall be guilty of violating a duly adopted ordinance of the City, and, upon conviction by a court of competent jurisdiction, may be punished either by a fine not to exceed \$1,000.00 per day, or confinement in jail not to exceed six months, or both. The court shall have the power and authority to place any person found guilty of a violation of this article on probation and to suspend or modify any fine or sentence. The owner of any property wherein a violation exists, and any builder, contractor or agent, who may have assisted in the commission of any such violation, may be guilty of a separate offense.

- a) A violation of this article shall constitute a misdemeanor punishable by a fine of up to \$1,000.00 per day and/or a sentence of up to 30 calendar days incarceration per day per occurrence. Nothing herein shall prevent the City from taking such other lawful action as is necessary to prevent or remedy any violations. Replacement / recompense shall also be required.
- b) In lieu of or in addition to the other remedies herein, the City Attorney is authorized to file a petition seeking injunctive or other equitable relief to secure compliance with the provisions of this article. The City shall be entitled to its attorney's fees for any action through which relief is awarded.
- c) If a violation were to occur anytime post certificate of occupancy or on any unimproved acreage then penalties shall be imposed based on the provisions of the recompense value for trees as set out in this Article.

(Ord. xx-xx-xxx)

Sec. 82-38. - Severability.

- a) It is hereby declared to be the intention of the Mayor and Council that all parts, sections, subsections, paragraphs, sentences, clauses, phrases, terms, or words of this article, were upon their enactment, believed by the Mayor and Council to be fully valid, enforceable, and constitutional.
- b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every part, section, subsection, paragraph, sentence, clause, phrase, term, or word of this article is severable from every other part, section, subsection, paragraph, sentence, clause, phrase, term, or word of this article. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no part, section, subsection, paragraph, sentence, clause, phrase, term, or word in this article is mutually dependent upon any other part, section, subsection, paragraph, sentence, clause, phrase, term or word in this article.

(Ord. xx-xx-xxx)

Sec. 82-39. – Replacement tree equivalency list.

For replacement trees that are not able to be identical species to the specimen tree removed, refer to the acceptable substitutes below. Unless otherwise stated, equivalent replacement trees shall remain in the same genus as removed specimen trees. Native / indigenous species are preferred, but the greater emphasis is on aesthetic quality.

Canopy Trees

Genus Quercus (Oak)

Acceptable species (with related cultivars)

<i>Quercus phellos</i> (<i>Willow Oak</i>)	<i>Quercus rubra</i> (<i>Northern Red Oak</i>)
<i>Quercus palustris</i> (<i>Pin Oak</i>)	<i>Quercus coccinea</i> (<i>Scarlet Oak</i>)
<i>Quercus virginiana</i> (<i>Live Oak</i>)	<i>Quercus acutissima</i> (<i>Sawtooth Oak</i>)
<i>Quercus stellata</i> (<i>Post Oak</i>)	

Genus Acer (Maple)

Acceptable species (with related cultivars)

<i>Acer rubrum</i> (<i>Red Maple</i>)	<i>Acer saccharum nigrum</i> (<i>Black Maple</i>)
<i>Acer saccharum</i> (<i>Sugar Oak</i>)	<i>Acer barbatum</i> (<i>Southern Sugar Maple</i>)
<i>Acer platanoides</i> ‘Crimson King’ et.al. (<i>Norway Maple</i> cultivars)	

Genus Ulmus (Elm)

Acceptable species (with related cultivars)

<i>Ulmus parvifolia</i> (<i>Chinese Elm</i>)	<i>Ulmus rubra</i> (<i>Slippery Elm</i>)
<i>Ulmus pumila</i> (<i>Siberian Elm</i>)	<i>Ulmus alata</i> (<i>Winged Elm</i>)

Zelkova serrata (Japanese Zelkova)

Other acceptable hardwood species (with related cultivars)

* <i>Acer buergerianum</i> (<i>Trident maple</i>)	<i>Halesia Carolina</i> (<i>Silverbell</i>)
* <i>Acer ginnala</i> (<i>Amur Maple</i>)	<i>Ilex longipes</i> (<i>Georgia holly</i>)
* <i>Acer palmatum</i> (<i>Japanese Maple</i>)	<i>Ilex opaca</i> (<i>American holly</i>)
<i>Aesculus parviflora</i> (<i>Bottlebrush buckeye</i>)	* <i>Ilex verticillata</i> (<i>Winterberry</i>)
<i>Aesculus pavia</i> (<i>Red buckeye</i>)	* <i>Ilex vomitoria</i> (<i>Yaupon holly</i>)
<i>Aesculus sylvatica</i> (<i>Georgia buckeye</i>)	<i>Liriodendron tulipifera</i> (<i>Tulip tree</i>)
<i>Betula lenta</i> (<i>Sweet birch</i>)	<i>Magnolia grandiflora</i> (<i>Southern magnolia</i>)
<i>Betula nigra</i> (<i>River birch</i>)	<i>Magnolia macrophylla</i> (<i>Bigleaf magnolia</i>)
<i>Carpinus caroliniana</i> (<i>American hornbeam</i>)	<i>Nyssa aquatic</i> (<i>Water tupelo</i>)
<i>Carya australis</i> (<i>Southern shagbark hickory</i>)	<i>Nyssa sylvatica</i> (<i>Black gum</i>)
<i>Carya ovata</i> (<i>Shagbark hickory</i>)	<i>Ostrya virginiana</i> (<i>Eastern hophornbeam</i>)
* <i>Cercis Canadensis</i> (<i>Redbud</i>)	<i>Oxydendrum arboreum</i> (<i>Sourwood</i>)
* <i>Cornus alternifolia</i> (<i>Pagoda dogwood</i>)	<i>Planera aquatica</i> (<i>Planetree</i>)
* <i>Cornus florida</i> (<i>Flowering dogwood</i>)	<i>Platanus x acerifolia</i> (<i>London planetree</i>)
* <i>Cornus kousa</i> (<i>Kousa dogwood</i>)	* <i>Prunus caroliniana</i> (<i>Cherry laurel</i>)
<i>Crataegus phaenopyrum</i> (<i>Washington hawthorn</i>)	* <i>Prunus serotina</i> (<i>Black cherry</i>)
<i>Fagus grandifolia</i> (<i>American beech</i>)	<i>Sassafras albidum</i> (<i>Sassafras</i>)
<i>Fraxinus americana</i> (<i>White ash</i>)	<i>Taxodium distichum</i> (<i>Bald cypress</i>)
<i>Fraxinus pennsylvanica</i> (<i>Green ash</i>)	<i>Tilia americana</i> (<i>American basswood</i>)
<i>Gleditsia triacanthus</i> (<i>Honey locust</i>)	<i>Tilia caroliniana</i> (<i>Carolina basswood</i>)

*Denotes specimen understory tree

Acceptable softwood species (with related cultivars)

<i>Juniperus silicicola</i> (<i>Southern red cedar</i>)	<i>Pinus taeda</i> (<i>Loblolly pine</i>)
<i>Juniperus virginiana</i> (<i>Eastern red cedar</i>)	<i>Pinus virginiana</i> (<i>Virginia pine</i>)
<i>Pinus echinata</i> (<i>Shortleaf pine</i>)	<i>Tsuga Canadensis</i> (<i>Eastern hemlock</i>)
<i>Pinus palustris</i> (<i>Longleaf pine</i>)	
<i>Pinus strobus</i> (<i>Eastern white pine</i>)	

(Ord. xx-xx-xxx)

Legal Notice

Public Hearing will be held by the Mayor and Council of the City of Jonesboro at 6:00 P.M. on June 8, 2020, via Zoom Meetings, to consider a proposed text amendment to the City of Jonesboro Code of Ordinances, with the addition of Article III “Specimen Tree Protection” to Chapter 82 – Vegetation, of the City of Jonesboro Code of Ordinances.

David Allen
Zoning Administrator / Community Development Director

Publish 05/20/20



CITY OF JONESBORO, GEORGIA COUNCIL Agenda Item Summary

Agenda Item #

-3

5.3

COUNCIL MEETING DATE

June 1, 2020

Requesting Agency (Initiator)

Office of the City Manager

Sponsor(s)

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Discussion regarding purchase of DocuSign.

Requirement for Board Action *(Cite specific Council policy, statute or code requirement)*

Is this Item Goal Related? *(If yes, describe how this action meets the specific Board Focus Area or Goal)*

Yes Innovative Leadership

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

During this COVID-19 pandemic, we have seen that the convenience and low cost of conducting business over the Internet has the potential to increase efficiencies in all business including government business. Technological advances and an increase in the number of people using computers as part of everyday business will only continue to increase. The benefits of using electronic signatures and electronic records can reduce use of paper, save time and reduce costs associated with handling physical documents.

This resolution authorizes the City, to use DocuSign as an electronic signature provider. Further, the City Manager would be authorized to develop and implement a policy for the use of DocuSign by the City consistent with the requirements of State law. Allowing the use of DocuSign to affix electronic signatures to electronic records, will promote efficiency, conserve public resources and provide reasonable assurance of the integrity, authenticity, and nonrepudiation of electronic documents when electronic signatures are used by the City. Reducing the City's reliance on paper-based transactions will further improve information security and sharing, allow faster approval of and access to documents, and reduce costs and environmental impacts.

This system will also decrease contact by City employees with the public until further guidance is provided regarding COVID-19. If approved, the first full rollout of this program would be within our Probation Department and the Courts.

Fiscal Impact

(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

Exhibits Attached *(Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)*

- DRAFT - City of Jonesboro - Police Department_DocuSign Order Form FX2_2020-05-29

Staff Recommendation *(Type Name, Title, Agency and Phone)*

Approval

FOLLOW-UP APPROVAL ACTION (City Clerk)

Typed Name and Title

Ricky L. Clark, City Manager

Date

June, 1, 2020

Signature

City Clerk's Office



DocuSign, Inc.
221 Main Street, Suite 1000
San Francisco, CA 94105

Offer Valid Through: Jun 8, 2020
Prepared By: Ashley Atwood
Quote Number: Q-00455041
SUBJECT TO APPROVAL

ORDER FORM

Address Information

Bill To:
City of Jonesboro
124 North Ave,
Jonesboro, GA, 30236
United States

Billing Contact Name:
Sarah Diggs
Billing Email Address:
sarahdiggs@sophicity.com
Billing Phone:
7706706940 Ext. 129

Ship To:
City of Jonesboro
124 North Ave,
Jonesboro, GA, 30236
United States

Shipping Contact Name:
Sarah Diggs
Shipping Email Address:
sarahdiggs@sophicity.com
Shipping Phone:
7706706940 Ext. 129

Order Details

Order Start Date: Jun 8, 2020
Order End Date: Jun 7, 2021
Billing Frequency: Annual

Payment Method: Check
Payment Terms: Net 30
Currency: USD

Products

Product Name	Start Date	End Date	Quantity	Net Price
eSignature Business Pro Edition - Seat Subscription	Jun 8, 2020	Jun 7, 2021	10	\$4,800.00
Premier Support	Jun 8, 2020	Jun 7, 2021	1	\$720.00
Adoption QuickStart	Jun 8, 2020	Jun 7, 2021	1	\$0.00

Grand Total: \$5,520.00

Product Details

eSignature Seat Allowance: 10
eSignature Envelope Allowance: 1,000

Order Special Terms

Terms & Conditions

This Order Form is governed by the terms Master Services Agreement available online at: <https://www.docusign.com/company/terms-and-conditions/msa> and the applicable Service Schedule(s) and Attachments for the DocuSign Services described herein available online at <https://www.docusign.com/company/terms-and-conditions/msa-service-schedules>.

Billing Information

Prices shown above do not include any state and local taxes that may apply. Any such taxes are the responsibility of the Customer and will appear on the final Invoice.

Is the contracting entity exempt from sales tax?

Please select Yes or No:

If yes, please send the required tax exemption documents immediately to taxexempt@docusign.com.

Invoices for this order will be emailed automatically from invoicing@docusign.com. Please make sure this email is on an approved setting or safe senders list so notifications do not go to a junk folder or caught in a spam filter.

Purchase Order Information

Is a Purchase Order (PO) required for the purchase or payment of the products on this Order Form?

Please select Yes or No:

If yes, please complete the following:

PO Number:

PO Amount: \$



CITY OF JONESBORO, GEORGIA COUNCIL Agenda Item Summary

Agenda Item #

-4

5.4

COUNCIL MEETING DATE

June 1, 2020

Requesting Agency (Initiator)

Office of the City Manager

Sponsor(s)

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Discussion regarding the revised 2020 Intergovernmental Agreement for the Use and Distribution of proceeds from the 2021 Special Purpose Local Option Sales Tax for Capital Outlay Projects.

Requirement for Board Action *(Cite specific Council policy, statute or code requirement)*

Is this Item Goal Related? *(If yes, describe how this action meets the specific Board Focus Area or Goal)*

Yes

Economic Development

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

Over the past few months, Legal Counsel has worked with Clayton County on potential revisions to the SPLOST IGA concerning the distribution of the SPLOST proceeds. Importantly, the latest revisions include the specific percentages and dollar amounts the cities and the county will receive under the IGA. This will ensure that the cities receive the amounts listed on Exhibit B, and the 75mil debt should not affect amounts the cities receive.

Though the County initially agreed to the revisions concerning the sale of SPLOST purchased property to a private party, they have since changed their position and rejected our proposed revision to Section 1(E):

The County and Municipalities agree that each approved SPLOST project associated with this Agreement shall be maintained as a public facility and in public ownership. If ownership of a project financed pursuant to this Agreement is transferred to private ownership within 10 years of the SPLOST expiration, the proceeds of the sale shall, for the purposes of this Agreement, be deemed excess funds. Any The excess funds of the County or municipalities shall be disposed of as provided under O.C.G.A §48-8-121 (g)(2). The excess funds of any Municipality shall be used for the purpose of reducing any of its indebtedness. If there is no such indebtedness, or if the excess funds exceed the amount of any such other indebtedness, then the excess funds shall be paid into the general fund of the Municipality and used to improve, repair, or maintain any of its existing capital outlay projects.

As it is written now, if a city sells SPLOST property to a private entity within 10 years of the termination of SPLOST, the funds are deemed "excess" and must be paid to the County to lessen its general indebtedness as a result of SPLOST, or if no such debt was issued, to decrease the County's ad valorem taxes.

Please find attached the proposed list of projects for the SPLOST 2021 program. The unpopularity of property taxes and the simplicity and perceived fairness of sales taxes have made the County Special Purpose Local Option Sales Tax (SPLOST) a popular method for financing needed capital projects. The passage rate in Clayton County for SPLOST programs have been very successful in previous years. As

FOLLOW-UP APPROVAL ACTION (City Clerk)

Typed Name and Title Ricky L. Clark, City Manager	Date June, 1, 2020	
Signature	City Clerk's Office	

WHAT IS A SPLOST? A SPLOST is an optional one percent county sales tax used to fund capital outlay projects proposed by the county government and participating qualified municipal governments. In general, county and municipal governments may not use SPLOST proceeds for operating expenses or maintenance of a SPLOST project or any other county or municipal facility or service. The tax is imposed when the board of commissioners calls a local referendum (i.e., vote) in conformance with O.C.G.A. § 48-8-III and the referendum is subsequently passed by the voters within that special district (i.e., county). The tax is collected on items subject to the sales and use tax within the county. The SPLOST is also imposed on the sale of food and nonalcoholic beverages, which are not subject to the state sales tax, and is also imposed on the sale of alcoholic beverages. SPLOST also applies to sales of motor fuels as “prepaid local tax” (meaning it is collected at the distributor level) under O.C.G.A. § 48-8-2. Several factors determine the length of time that a SPLOST may be imposed. In general, the tax may be levied for up to five years. If the county and municipalities enter into an intergovernmental agreement, the tax may be imposed for six years. If no intergovernmental agreement exists and a “Level One” project is included, then the tax must run (1) for five years, if the estimated cost of all “Level One” projects is less than 24 months of estimated revenues, or (2) for six years, if the estimated cost of all “Level One” projects equals more than 24 months of estimated revenues.

The County started the SPLOST process back in early October with a hard deadline to have all projects submitted by the end of October. As you may recall, we discussed this in our previous work session. Based upon the previously agreed upon distribution, the City of Jonesboro receives 1.82% of the total SPLOST collection or \$4,955,039 – remember, this was the forecasted amount not the actual collection. All meetings to date have been with County Staff and Municipality Staff – no elected officials.

Based upon our strategic planning retreats and other planning initiatives, the following projects have been put forth for the City to be included in the 2021 SPLOST Project; however, remember it is non-binding as our Council has not ratified our official project list:

Project #1 – Real and Personal Property for Broad Street

Description - As the first piece of the connection between Jonesboro's Main Street and Lee Street Park, the Broad Street Plaza will stimulate new activity in the downtown core and serve as a linchpin in the revitalization of the entire block Between Broad Street and Riley Way. The project consists of the improvement of landscaped areas to include parking, a pavilion and bathroom facilities. In addition, it also includes a new streetscape for Broad Street, including the removal of existing street improvements and the installation of new street and pedestrian improvements.

Project #2 – Real and Personal Property for City Government Buildings including a new City Center Initiative

Description: Based upon a recently completed Comprehensive Plan Document and Livable Centers Initiative, the city has begun work on a new City Center. The current 2,971 sq. feet building was erected in 1923 and has served as the City Hall/Administrative Office for over 15 years. Based upon the demand for City Services and needed expansion of staff, the current facility is no longer adequate. In addition to the space needs, the facility also in need of major renovations. Further, the 9,2733 sq. feet facility currently serving as the Jonesboro Police Department, Council Chambers and the Municipal Courtroom is also in a state of disrepair. The 2016 Blueprint identified the “momentous opportunity” to construct a new Municipal Complex to replace the existing City Hall, Police Station, Council Chambers, and Municipal Court buildings, and consolidate these functions into a single space. The site was chosen because of its proximity to Lee Street Park and its opportunity to create a “landmark anchor” for the area, and because it

would be a highly visible and accessible location. In an effort to advance the project, the City has already assembled 95% of the property necessary for the construction of the new City Center.

5.4

Project #3 – Road, Street, Bridges and Public Infrastructure

Description: Continued Sidewalk/Trail/Street Improvements including additions and improvements. Resurfacing/milling/repaving of existing roadway to include ROW acquisition, striping, signage, etc.

As the County has yet to provide an anticipated collection rate, we did not associate dollars with our request.

The following was a timeline proposed by the County:

October 3: Kick-off Meeting

- October 18: Submit Draft Projects
- October 25: Meeting (Project presentation)
- November 1: Finalize SPLOST Project List
 - Tuesday, November 5 (tentative adoption of resolution for authorizing signature of Intergovernmental Agreement- Board of Commissioners)
- November 5-November 30: -Sign Intergovernmental Agreements
- December 3: Board of Commissioners Adopt Resolution for Imposition of SPLOST
 - January 6, 2020: Public Call for Referendum
- Tuesday, March 24, 2020- Referendum on Ballot
 - Public provided an opportunity to give feedback and input about potential SPLOST 2020 projects
- Advance Voting:
 - March 2 Advance voting starts
 - March 14 & 15 Saturday and Sunday Voting
 - March 20th- Last Day of Advance Voting
 - SPLOST 2020 Referendum:
 - March 24th at *respective precincts*

For the purpose of ensuring passage of our SPLOST, I kindly ask that you review the information above and provide any questions that you may have. Further, I would ask that each of you appoint two representatives to form a “Jonesboro SPLOST Ambassador Committee” to ensure that our residents are informed about the upcoming SPLOST vote. This item will be a topic of discussion at our November Worksession and I kindly request that names of those individuals to be submitted at that time. The County will also form a Citizen Review Committee that will include representation from both the County and Cities.

As the process begins to evaluate the “wish list” of projects submitted county-wide, the following criteria has been developed:

- *How will this project help meet the Public safety, Basic Facilities/Infrastructure, and/or Quality of Life needs in Clayton County?*
- *Why should this project be considered for SPLOST 2020?*
- *Project Goals & Objectives, when should this project be completed?*
- *Is this project recommended/included in any approved Land use plan, Master plan, or Service Delivery Plan? If yes, explain and provide necessary information.*
- *What is the projected operational impact cost for this project?*

Exhibits Attached (Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)

- 2020 SPLOST Intergovernmental Agreement (w city-county edits) (Final)
- Copy of SPLOST 2020 Project Cost Recommendations-Final(2) 1-10-2002

Staff Recommendation (Type Name, Title, Agency and Phone)

Approval

STATE OF GEORGIA

COUNTY OF CLAYTON

INTERGOVERNMENTAL AGREEMENT FOR THE USE AND DISTRIBUTION OF
PROCEEDS FROM THE 2021 SPECIAL PURPOSE LOCAL OPTION SALES TAX FOR
CAPITAL OUTLAY PROJECTS

THIS AGREEMENT is made and entered this the ____ day of _____ 2020 by
and among Clayton County, Georgia, a political subdivision of the State of Georgia (the "County"),
and the City of College Park, the City of Jonesboro, the City of Riverdale, the City of Lovejoy, the
City of Forest Park, the City of Lake City, and the City of Morrow, municipal corporations of the
State of Georgia (the "Municipalities", individually and collectively);

WHEREAS, O.C.G.A. §48-8-110 et seq. (the "Act"), authorizes the levy of a one percent
County Special Purpose Local Option Sales Tax (the "SPLOST") for the purpose of financing
capital outlay projects for the use and benefit of the County and qualified municipalities within the
County; and

WHEREAS, the County and Municipalities met to discuss possible projects for inclusion
in the SPLOST referendum on the 3rd day of January, 2020, in conformance with the requirements
of O.C.G.A. § 48-8-111 (a), notice of which meeting was furnished by the County to the Mayor
of each Municipality at least ten days prior to the date of the meeting; and

WHEREAS, the County and the Municipalities have negotiated a division of the SPLOST
proceeds as authorized by the Act.

NOW, THEREFORE, in consideration of the mutual promises and understandings made
in this Agreement, and for other good and valuable consideration, the County and the
Municipalities consent and agree as follows:

Section 1. Representations and Mutual Covenants

- A. The County makes the following representations and warranties which may be specifically relied upon by all parties as a basis for entering into this Agreement:
- (i) The County is a political subdivision duly created and existing under the Constitution of the State of Georgia;
 - (ii) The governing authority of the County is duly authorized to execute, deliver and perform this Agreement; and
 - (iii) This Agreement is a valid, binding, and enforceable obligation of the County; and
 - (iv) The County will take all actions necessary to call an election to be held in all voting precincts in the County on the 9th day of June, 2020 for the purpose of submitting to the voters of the County for their approval, the question of whether or not a SPLOST shall be re-imposed on all sales and uses within the special district of Clayton County for a period of twenty four (24) quarters, commencing on the 1st day of January, 2021, to raise an estimated \$280,036,816.00 to be used for funding the projects specified in Exhibit "A" attached hereto.
- B. Each of the Municipalities makes the following representations and warranties which may be specifically relied upon by all parties as a basis for entering into this Agreement:
- (i) Each Municipality is a municipal corporation duly created and existing under the Laws of the State of Georgia;

- (ii) The governing authority of each Municipality is duly authorized to execute, deliver and perform this Agreement;
 - (iii) This Agreement is a valid, binding, and enforceable obligation of each Municipality;
 - (iv) Each Municipality is a qualified municipality as defined in O.C.G.A. §48-8-110 (4); and
 - (v) Each Municipality is located entirely or partially within the geographic boundaries of the special tax district created in the County.
- C. It is the intention of the County and Municipalities to comply in all respects with O.C.G.A §48-8-110 et seq. and all provisions of this Agreement shall be construed in light of O.C.G.A. §48-8-110 et seq.
- D. The County and Municipalities agree to promptly proceed with the acquisition, construction, equipping and installation of the projects specified in Exhibit "A" of this Agreement and in accordance with the priority order referenced in Section 8 of this Agreement.
- E. The County and Municipalities agree that each approved SPLOST project associated with this Agreement shall be maintained as a public facility and in public ownership. If ownership of a project financed pursuant to this Agreement is transferred to private ownership within 10 years of the SPLOST expiration, the proceeds of the sale shall, for the purposes of this Agreement, be deemed excess funds. Any excess funds of the County or municipalities shall be disposed of as provided under O.C.G.A §48-8-121 (g)(2).

- F. The Parties agree that the allocation of the SPLOST distribution shall be as shown on Exhibit "B" attached hereto.
- G. The County and Municipalities agree to maintain thorough and accurate records concerning receipt of SPLOST proceeds and expenditures for each project undertaken by the respective County or Municipality as required fulfilling the terms of this Agreement.

Section 2. Conditions Precedent

- A. The obligations of the County and Municipalities pursuant to this Agreement are conditioned upon the adoption of a resolution of the County calling for the reimposition of the SPLOST in accordance with the provisions of O.C.G.A. §48-8-111 (a).
- B. This Agreement is further conditioned upon the approval of the proposed reimposition of the SPLOST by the voters of the County in a referendum to be held in accordance with the provisions of O.C.G.A §48-8-111 (b) through (e).
- C. This Agreement is further conditioned upon the collection of the SPLOST revenues by the State Department of Revenue and the transferring of same to the County.

Section 3. Effective Date and Term of the Tax

The SPLOST, subject to approval in an election to be held on June 9, 2020, shall be reimposed for a period of six (6) years with collections beginning on the expiration of the SPLOST now in effect.

Section 4. Effective Date and Term of this Agreement

This Agreement shall commence upon the date of its execution and shall terminate upon the later of:

- A. The official declaration of the failure of the election described in this Agreement;
- B. The expenditure by the County and all of the Municipalities of the last dollar of money collected from the SPLOST after the expiration of the SPLOST; or
- C. The completion of all projects described in Exhibit "A".

Section 5. County SPLOST Fund; Separate Accounts; No Commingling

- A. A special fund or account shall be created by the County and designated as the 2021 Clayton County Special Propose Local Option Sales Tax Fund ("SPLOST Fund"). The County shall select a local bank which shall act as a depository and custodian of the SPLOST Fund upon such terms and conditions as may be acceptable to the County.
- B. Each Municipality shall create a special fund to be designated as the 2021 City of Riverdale Special Purpose Local Option Sales Tax Fund, the 2021 City of Morrow Special Purpose Local Option Sales Tax Fund, the 2021 City of College Park Special Purpose Local Option Sales Tax Fund, the 2021 City of Jonesboro Special Purpose Local Option Sales Tax Fund, the 2021 City of Lake City Special Purpose Local Option Sales Tax Fund, the 2021 City of Lovejoy Special Purpose Local Option Sales Tax Fund, and the 2021 City of Forest Park Special Purpose Local Option Sales Tax Fund. Each Municipality shall select a local bank which shall act as a depository and custodian of the SPLOST proceeds received by each Municipality upon such terms and conditions as may be acceptable to the Municipality.
- C. All SPLOST proceeds shall be maintained by the County and each Municipality in the separate accounts or funds established pursuant to this Section. Except as provided in Section 6, SPLOST proceeds shall not be commingled with other funds of the County or

Municipalities and shall be used exclusively for the purposes detailed in this Agreement. No funds other than SPLOST proceeds shall be placed in such funds or accounts.

Section 6. Procedures for Disbursement of SPLOST Proceeds

- A. Upon receipt by the County of SPLOST proceeds collected by the State Department of Revenue, the County shall immediately deposit said proceeds in the SPLOST Fund. The monies in the SPLOST Fund shall be held and applied to the cost of acquiring, constructing and installing the County capital outlay projects listed in Exhibit "A" and as provided in paragraph B of this Section.
- B. The County, following deposit of the SPLOST proceeds in the SPLOST Fund, shall, after application of SPLOST proceeds in accordance with County Resolution 2020-13 paragraph B(5) (if bonds are issued), within 10 business days, disburse the SPLOST proceeds due to each Municipality according to the distribution in Exhibit "B". The proceeds shall be deposited in the separate funds established by each Municipality in accordance with Section 5 of this Agreement.
- C. Should any Municipality cease to exist as a legal entity before all funds are distributed under this Agreement, that Municipality's share of the funds subsequent to dissolution shall be paid to the County as a part of the County's share unless an act of the Georgia General Assembly makes the defunct Municipality part of another successor Municipality. If such an act is passed, the defunct Municipality's share shall be paid to the successor Municipality in addition to all other funds to which the successor Municipality would otherwise be entitled.

Section 7. Projects

All capital outlay projects, to be funded in whole or in part from SPLOST proceeds, are listed in Exhibit "A" which is attached hereto and made part of this Agreement.

Section 8. Priority and Order of Project Funding

Projects shall be fully or partially funded and constructed in accordance with the schedule found in Exhibit "A" of this Agreement. Except as provided in Paragraph B and Paragraph C of Section 9 of this Agreement, any change to the priority or schedule must be agreed to in writing by all parties to this Agreement.

Section 9. Completion of Projects

- A. The County and Municipalities acknowledge that the costs shown for each project described in Exhibit "A" are estimated amounts.
- B. If a County project has been satisfactorily completed at a cost less than the estimated cost listed for that project in Exhibit "A", the County may apply the remaining unexpended funds to any other County project in Exhibit "A".
- C. If a Municipal project has been satisfactorily completed at a cost less than the estimated cost listed for that project in Exhibit "A", the Municipality may apply the remaining unexpended funds to any other project included for that Municipality in Exhibit "A".
- D. The County and Municipalities agree that each approved SPLOST project associated with this Agreement shall be completed or substantially completed within five years of the termination of the SPLOST. Any SPLOST proceeds held by a County or Municipality at the end of the five-year period shall, for the purposes of this Agreement, be deemed excess funds and disposed of as provided under O.C.G.A. §48-8-121 (g)(2).

Section 10. Certificate of Completion.

Within thirty (30) days after the acquisition, construction or installation of a municipal project listed in Exhibit "A" is completed, the Municipality owning the project shall file with the County a Certificate of Completion signed by the mayor or chief elected official of the respective Municipality, setting forth the date on which the project was completed, and the final cost of the project.

Section 11. Expenses.

The County shall administer the SPLOST Fund to effectuate the terms of this Agreement and shall be reimbursed for the actual costs of administration of the SPLOST Fund. Furthermore, the County and Municipalities shall be jointly responsible on a per capita basis for the cost of holding the SPLOST election. The County shall be reimbursed for the costs of the election including the Municipalities' share of such costs out of SPLOST proceeds deposited in the SPLOST Fund.

Section 12. Audits

A. During the term of this Agreement, the distribution and use of all SPLOST proceeds deposited in the SPLOST Fund and each Municipal Fund shall be subjected to agreed-upon procedures annually by an independent certified public accounting firm in accordance with O.C.G.A. §48-8-121(a)(2). The County and each Municipality receiving SPLOST proceeds shall be responsible for the cost of their respective audits. The County and the Municipalities agree to cooperate with the independent certified public accounting firm performing any agreed upon procedures by providing all necessary information.

B. Each Municipality shall provide the County with a copy of its audit, containing a schedule of the distribution and use of the SPLOST proceeds by the Municipality.

Section 13. Notices.

All notices, consents, waivers, directions, requests or other instructions or communications provided for under this Agreement shall be deemed properly given when delivered personally or sent by registered or certified United States mail, postage prepaid, as follows:

Clayton County Board of Commissioners
Chairman
112 Smith Street
Jonesboro, GA 30236

City of Jonesboro
Mayor
124 North Avenue
Jonesboro, GA 30236

City of Forest Park
Mayor
745 Forest Parkway
Forest Park, GA 30297

City of College Park
Mayor
3667 Main Street
College Park, GA 30337

City of Lovejoy
Mayor
2491 Lovejoy Road
Lovejoy, GA 30250

City of Lake City
Mayor
5535 North Parkway
Lake City, GA 30260

City of Riverdale
Mayor
6690 Church Street
Riverdale, GA 30274

City of Morrow
Mayor
1500 Morrow Road
Morrow, GA 30260

Section 14. Entire Agreement

This Agreement, including any attachments or exhibits, constitutes all of the understandings and agreements existing among the County and the Municipalities with respect to distribution and use of the proceeds from the SPLOST. Furthermore, this Agreement supersedes all prior agreements, negotiations and communications of whatever type, whether written or oral, among the parties hereto with respect to distribution and use of said SPLOST.

Section 15. Amendments

This Agreement shall not be amended or modified except by agreement in writing executed by the governing authorities of the County and the Municipalities.

Section 16. Governing Law

This Agreement shall be deemed to have been made and shall be construed and enforced in accordance with the laws of the State of Georgia.

Section 17. Severability

Should any phrase, clause, sentence, or paragraph of this Agreement be held invalid or unconstitutional, the remainder of this Agreement shall remain in full force and effect as if such invalid or unconstitutional provision were not contained in this Agreement unless the elimination of such provision detrimentally reduces the consideration that any party is to receive under this Agreement or materially affects the operation this Agreement.

Section 18. Compliance with Law

The County and the Municipalities shall comply with all applicable local, State, and Federal statutes, ordinances, rules and regulations.

Section 19. No Consent to Breach

No consent or waiver, express or implied, by any party to this Agreement, to any breach of any covenant, condition or duty of another party shall be construed as a consent to or waiver of any future breach of the same.

Section 20. Counterparts

This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

Section 21. Mediation

The County and Municipalities agree to submit any controversy arising under this Agreement to mediation for a resolution. The parties to the mediation shall mutually select a neutral party to serve as mediator. Costs of mediation shall be shared equally among the parties to the mediation.

IN WITNESS WHEREOF, the County and the Municipalities acting through their duly authorized officials have caused this Agreement to be signed, sealed and delivered for final execution by the County on the date indicated herein.

Clayton County, Georgia

By: _____

Jeffrey E. Turner, Chairman

(Seal)

Attest:

Brenda B. James, Clerk

City of Forest Park, Georgia

By: _____
Angelyne Butler, Mayor
(Seal)

Attest:

City Clerk

City of Morrow, Georgia

By: _____
John Lampl, Mayor
(Seal)

Attest:

Andrea Yates, City Clerk

City of Riverdale, Georgia

By: _____
Dr. Evelyn Wynn-Dixon, Mayor
(Seal)

Attest:

Sylvia Vaughan, City Clerk

City of Lake City, Georgia

By: _____
Ronald Dodson, Mayor
(Seal)

Attest:

City Clerk

City of Lovejoy, Georgia

By: _____
Bobby Cartwright, Mayor
(Seal)

Attest:

Marie Burnham, City Clerk

City of College Park

By: _____
Bianca Motley Broom, Mayor
(Seal)

Attest:

Shavala Moore, City Clerk

City of Jonesboro, Georgia

By: _____
Joy B. Day, Mayor
(Seal)

Attest:

Ricky L. Clark, Jr., City Manager

EXHIBIT "A"

EXHIBIT "B"

Projected Revenue **\$280,036,816**

City	Pop %	Amount
Forest Park	7.12%	\$ 19,938,621
Riverdale*	5.83%	16,326,146
Morrow	2.48%	6,944,913
Lovejoy*	2.48%	6,944,913
Lake City	1.01%	2,828,372
College Park	0.49%	1,372,181
Jonesboro	1.82%	5,096,670
County	78.77%	\$220,585,000
Total		\$280,036,816

Department or Agency	Project Name	Project Description/Justification	Project Cost	Recoomended Proposed Change
Board of Commissioners				
Board of Commissioners	County Administration Building	Design and build a County Administration building. The facility will assist in increased efficiency and effectiveness of services by consolidating departments located in several buildings. In addition to the Board of Commissioners offices, centralized services such as Human Resources, Legal, Finance, and other compatible departments/services could be housed under one roof. Approximate square footage of 85,000 with a parking deck (300 vehicles). Funding would include scope development and achtectual design.	40,000,000.00	\$40,000,000.00
Board of Commissioners	Pedestrian Bridges	Provide two pedestrian walkways over heavily traveled roads	6,000,000.00	\$4,000,000.00
Board of Commissioners	Clayton Center Mental Health Infrastructure.	This project will provide funding for land acquisition, design, construction, and/or equipping of a mental health, developmental disabilities and substance use disorders facility project and/or renovations, improvements, additions to, and equipping of an existing facility so as to provide a facility for individuals with mental health, behavior disorders, developmental disabilities and potentially co-occurring addictive disease(s).	15,000,000.00	\$7,000,000.00
Board of Commissioners	Clayton Center Crisis Stabilization Unit or Behavioral Health Crisis Center	Crisis Stabilization Units are a free-standing facility where patients with urgent or emergency psychiatric needs can receive crisis stabilization services in a safe, structured manner with continuous 24-hour observation and supervision. Patients who do not require intensive clinical treatment in an inpatient setting can be medically monitored, stabilized, and/or undergo detoxification from drugs or alcohol in a short-term residential program. The primary objective of the CSU is to promptly conduct a comprehensive assessment of the patient and to develop a treatment plan with emphasis on crisis intervention services necessary to restore the patient to a level of functioning that requires a less restrictive level of care. Individuals are usually discharged in five or fewer days and are referred to a provider for outpatient services. There currently exists a need for a psychiatric emergency services program in Clayton County to not only immediately address mental health crisis situations, but also provide referrals and create proper treatment plans for follow up care. A CSU in Clayton County would relieve burden on not only SRMC emergency and inpatient services, police and emergency responders, but also reduce the need for patients to be transferred to other hospitals or CSUs away from their homes and providers. By providing a setting to sensitively address a patient's needs and set patients on a path towards after-care and recovery we can hope to prevent future occurrences of mental health crises.	7,000,000.00	\$5,000,000.00
	School System Arena	The project would call for additional seating and a parking deck for the arena. The additional funding would call for the site to be a collaborative partnership allowing opportunities for the County to utilize the site for County sanctioned events.		\$10,000,000.00
Buildings and Maintenance				
Buildings and Maintenance	Justice Complex Roof Replacement	The Harold Banke Justice Complex opened in 2000. The roof system is showing significant wear and in areas has begun leaking. These leaks will continue to get worse and could result in air quality concerns for the staff and occupants.	1,000,000	\$500,000.00
Buildings and Maintenance	Justice Complex Electrical System Upgrade	The existing electrical system is undersized for current use. The system trips during storms and is leading to potential issues with security. Updating the electrical system will ensure the facility is running smoothly for the next 20 years.	500,000	\$250,000.00
Buildings and Maintenance	Rex Park Facility Update	The storage facility and both concession stand/restroom facilities at Rex Park need to be replaced. The maintenance facility has a leaky roof, the concession stands have roofs that have met life expectancy. The plumbing is beginning to have issues and the hvac is reaching life. Replacement will create an opportunity to update the look and feel of the park as well as create an opportunity to reassess our program.	1,750,000	\$250,000.00
Buildings and Maintenance	Justive Center HVAC Replacement	The Harold Banke Justice Complex opened in 2000. The HVAC system is original to the building and includes both a chiller and a cooling tower. These components have a typical life expectancy of 20-25 years. The cooling tower is showing significant signs of wear. We expect a failure to occur with the existing equipment within the next 5-10 years.	750,000	\$500,000.00

Buildings and Maintenance	Justice Complex Sewer System Upgrade	When the sewage system was originally designed, there was not sewer on Tara BLVD close enough to gravity feed. This caused the engineers to have to add a lift station and sewage grinders to the system. Sewer has been expanded into the area that we can now tie in to the existing gravity fed system. This would allow us to remove the lift station and replace the sewage grinders with a more efficient, resilient, and less costly system.	1,000,000	\$	
Buildings and Maintenance	Morrow-Lake City Park	The Concession stand/Restroom facility at Morrow-Lake City Park is sinking. There are inch wide settling cracks in the building and it will soon become hazardous for occupation. Replacing the existing building with a new facility will allow programs to continue at the park and potentially allow for a growth in programming.	1,750,000	\$	200,000.00
Buildings and Maintenance	Annex 3 HVAC Replacement	The HVAC system at the Annex 3 building is approaching end of life. This replacement will ensure proper ventilation for the next two decades.	150,000	\$	150,000.00
Buildings and Maintenance	Rum Creek Park Restoration	The facilities at Rum Creek Park have exceeded life. The second story of the concession stand building has deteriorated to the point that is can no longer be repaired due to rot and structural failure. The downstairs area of the same building is not sufficient to meet the needs of the public using the facility. The "Dog House" is also showing signs of settling and wear. Replacement of these facilities will create a safe long term space for the Parks program to facilitate sports activities at the Park.	1,500,000.00	\$	250,000.00
Buildings and Maintenance	Annex 2 HVAC Replacement	The HVAC system at the Annex 2 building is approaching end of life. This replacement will ensure proper ventilation for the next two decades.	150,000	\$	150,000.00
Buildings and Maintenance	Annex 2 Flat Roof Restoration	The shingles on the historic courthouse were replaced many years ago. The flat roof section of the Annex was not modified at that time. There are some leaks beginning to work their way through the roof now. Restoring the roof will give us another 15 years worth of life out of the roof without the cost of replacement.	200,000	\$	150,000.00
Buildings and Maintenance	Police Department Headquarters HVAC Replacement	The HVAC system at the Police Department Headquarters building is approaching end of life. This replacement will ensure proper ventilation for the next two decades.	150,000	\$	150,000.00
Buildings and Maintenance	Harold Banke Justice Complex Courtside Flooring Replacement	The carpet and other flooring finishes in the Courtside of the Justice Complex are original to the building. The carpet is showing thread wear and will begin to split causing potential trip hazards. The flooring is also very worn and faded due to excessive traffic. Replacement of the flooring finishes will bring a new life to the facility and create a stronger aesthetic appeal.	1,500,000	\$	750,000.00
Buildings and Maintenance	Annex 3 Window Sealing	The windows on Annex 3 have begun to lose their sealing which allows moisture into the building. Over time, this will create an environment for mold to grow. By resealing the windows, we can extend the life of the building by several decades.	120,000	\$	120,000.00
Buildings and Maintenance	Steve Lunquist Aquatics Center Roof Restoration	The roof on the Aquatics Center is showing signs of wear. We have a few leaks and expect more to come. The restoration should extend the life of the roof for another 15 years.	200,000	\$	200,000.00
Buildings and Maintenance	Virginia Stephens House Structural Restoration	The Stephens House has had significant settling issues and needs reinforcement. Additionally, we would like to shore up the second floor space to ensure all safety concerns.	250,000	\$	250,000.00
Buildings and Maintenance	Fleet Maintenance Facility Expansion	The existing Fleet Maintenance garage is too small to meet the growing demands of supporting the vehicle needs of Clayton County Government. This expansion would add an additional bay and much needed storage space.	1,000,000	\$	750,000.00
Buildings and Maintenance	Shellnut Building Renovation	The Shellnut building houses the Kinship program. The building itself is in good shape with a fairly new roof and updated hvac system. This renovation will allow the program to use the existing basement space for additional programs like the food pantry, summer camp, tutoring, etc. Additionally, this renovation will update the electrical system in the building. The basement renovation will add almost 10,000 square feet of programmable space to Kinship while also providing a more efficient layout in the existing space.	650,000	\$	500,000.00
Buildings and Maintenance	Reynolds Nature Reserve Facility Upgrades	The restroom facility needs external walls replaced. The storage facility needs to be replaced. And the historic barn needs some repairs.	300,000	\$	200,000.00
Buildings and Maintenance	Annex 3 Door Replacement	The pivots and hinges on doors entering the building have worn out and are increasingly taking maintenance to work. The doors will cause security concerns if not addressed in the next few years. The doors and hardware are old and not still fabricated so replacement is the recommended course of action.	100,000	\$	100,000.00
Buildings and Maintenance	Frank Bailey Senior Center Flooring Replacement	The carpet and other flooring in the Frank Bailey Senior Center is stained and dingy. Replacing the carpet and other flooring will present a cleaner look for the building and project a fresher cosmetic appeal for the facility.	175,000	\$	100,000.00

Buildings and Maintenance	Charlie Griswell Flooring Replacement	The carpet and other flooring in the Charlie Griswell Senior Center is stained and dingy. Replacing the carpet and other flooring will present a cleaner look for the building and project a fresher cosmetic appeal for the facility.	175,000	\$	100,000.00
Buildings and Maintenance	Police Department Regional Training Academy	The Police Academy is housed in the basement of Police Headquarters. In the current location there is no space for growth and staff have to move between the gun range in Lovejoy and classroom space in Jonesboro. Building an Academy at the gun range will allow us to update the existing range, which is used by other agencies including Federal agencies, as well as build a facility we can showcase for recruitment and growth of our public safety officials. This synergy will make for a safer Clayton County.	7,500,000.00	\$	3,000,000.00
Buildings and Maintenance	T&D Governement Circle Complex	Transportation and Development staff currently work out of multiple ad hoc buildings without a central meeting space. Each building has had multiple renovations and is in need of further modification and major equipment overhaul to ensure efficiency. Demolishing the existing buildings and bringing the staff under one roof will promote greater efficiency.	5,000,000,	\$	-
Buildings and Maintenance	Frank Bailey Senior Center HVAC Replacement	The Frank Bailey Senior Center opened in 2002. The HVAC system is original to the building. Commercial chillers are expected to last for 20-25 years and we did a major overhaul of the equipment in 2019. We expect to have to replace the chiller within the next 10 years.	125,000	\$	125,000.00
Corrections Department	Replacement Prison Transport Vans	Replacement of five (5) Prison Transport Vans and equipment.	233,090	\$	115,000.00
Fire & Emergency Services	CCFES Aerial Replacement Program	<p>This program seeks to replace four (4) aerial ladders due to age, use, and the need to create a reserve fleet for aerials. Clayton County Fire & Emergency Services currently staffs fourteen (14) fire stations on a full time basis with number fifteen under construction. Each one of these stations is staffed with an engine or combination engine/aerial. The National Fire Protection Association regulates the provision of fire services and has set forth standards for the deployment of fire apparatus. Additionally, ISO or the Insurance Services Organization, rates fire departments on their adherence to these standards and issues a rating based on that evaluation.</p> <p>That rating is used to set the insurance rates for businesses and citizens within the area served by CCFES. In order to meet the standards of both, CCFES deploys four (4) first out 75" aerials and one (1) 100" aerial platform. Due to mechanical issues and cost of replacement, the department currently has one (1) reserve aerial unit in service, which is not sufficient to account for routine maintenance and ensure service does not suffer due to mechanical failure.</p>	4,000,000	\$	4,000,000.00
Fire & Emergency Services	Fire Station 3 Remodel	Fire Station #3 was constructed shortly after the department hired its first female firefighter and did not account for a diverse workforce. Since that time, CCFES has led the way in hiring a diverse workforce and is now approaching a staff that is nearly 1/3 female. Station #3 does not have separate restroom/shower facilities for male and female employees. In addition, it still has the barrack style sleeping quarters where all 12 employees sleep in one small room as shown in the attached image. Remodeling this station with a modernized facility commensurate with our workforce, will allow us to accommodate the needs of our male and female employees.	750,000.00		
Fire & Emergency Services	Fire Station 2 Replacement	Fire Station #2 was constructed before the department hired its first female firefighter and did not account for a diverse workforce. Since that time, CCFES has led the way in hiring a diverse workforce and is now approaching a staff that is nearly 1/3 female. Station #1 does not have separate restroom/shower facilities for male and female employees. In addition, it still has the barrack style sleeping quarters where all 11 employees sleep in one small room as shown in the attached image. Replacing this station with a modernized facility commensurate with our workforce, will allow us to accommodate the needs of our male and female employees.	4,000,000	\$	4,000,000.00

Fire & Emergency Services	Public Safety Water Rescue Training Center	This program seeks to add a first of its kind water rescue training center for all public safety use. This facility will be located at the regional training center and will provide critical training in the areas of dive rescue, shallow water vehicle extrication, water rescue victim removal, and joint fire/law enforcement water rescue training in a clean water environment. Currently, the training must be conducted in lakes, which create a safety hazard for our employees. This simulator will benefit both CCFES and CCPD, as well as, serve a need for the region as a whole as the only water rescue simulator north of the Public Safety Training Center in Forsyth.	500000*	\$	450,000.00
Fire & Emergency Services	CCFES Ambulance Replacement	This program seeks to replace four (4) Ambulances due to age and safety. Currently, CCFES responds to more than 50,000 calls for service each year. The wear and tear that is put on our current fleet of ambulances is out-pacing our ability to replace and or maintain them. The National Fire Protection Association regulates the provision of fire and EMS services and has set forth standards for the deployment of EMS apparatus. Additionally, ISO or the Insurance Services Organization, rates fire departments on their adherence to these standards and issues a rating based on that evaluation. That rating is used to set the insurance rates for businesses and citizens within the area served by CCFES.	1,000,000.00		
Fire & Emergency Services	Fire Station 10 Remodel	Fire Station #10 was constructed as the department hired its first female firefighter and did not account for a diverse workforce. Since that time, CCFES has led the way in hiring a diverse workforce and is now approaching a staff that is nearly 1/3 female. Station #10 does not have separate restroom/shower facilities for male and female employees. In addition, it still has the barrack style sleeping quarters where all 7 employees sleep in one small room as shown in the attached image. Remodeling this station with a modernized facility commensurate with our workforce, will allow us to accommodate the needs of our male and female employees.	750,000		
Fire & Emergency Services	Replacement for Fire Station 1	Fire Station #1 is located adjacent to Southern regional Medical Center and serves as the hub for EMS Operations, the department's pharmacy, and houses 12 personnel. This station was constructed before the department hired its first female firefighter and did not account for a diverse workforce. Since that time, CCFES has led the way in hiring a diverse workforce and is now approaching a staff that is nearly 1/3 female. Station #1 does not have separate restroom/shower facilities for male and female employees. In addition, it still has the barrack style sleeping quarters where all 12 employees sleep in one small room as shown in the attached image. Replacing this station with a modernized facility commensurate with our workforce, will allow us to accommodate the needs of our male and female employees. Additionally, an updated, technologically secure pharmacy will help us cut costs and secure medications for our growing EMS operations.	5,000,000	\$	5,000,000.00
Information Technology					
Information Technology	County Network Infrastructure Replacement	The county's Cisco data and telecommunications network infrastructure was purchased in 2010. All of the equipment has reached manufacturer's end of support/end of life and will need to be replaced to ensure the county operations continue uninterrupted.	2,000,000	\$	2,000,000.00
Information Technology	Public Safety Radio System - Portable and Mobile Radio Replacements	All of the county's public safety portable (hand held) and mobile (installed in vehicles) were purchased in 2014-2015. Motorola Solutions has designated our models to be end of support/end of life and will only provide repairs if the parts are available for the next 24 months. These radios will need to be replaced to ensure our public safety departments maintain critical communications.	7,000,000	\$	5,000,000.00
Library Services					

Library Services	Library Construction - District 1	The Rex area of Clayton County would benefit from a Library in the area. The request comes to support additional services that will compliment other government services at the Anvil Block government complex. The location is growing in population and would benefit greatly from the addition of library services to include youth programming, career services, and workforce development.	8,000,000.00	\$	7,000,000.00
Parks & Recreation					
Parks & Recreation	Greenspace Acquisition	Continue the recommendation from the 2015 Green-space Master plan involving destination accessibility for alternate means of transportation, acquisition Green-space tracts, and walk-able communities. Green-space tracts will include, park managed woodlands, forestry areas, and trails.	20,000,000.00	\$	10,000,000.00
Parks & Recreation	Park Maintenance Fleet Equipment	Replacement of all outdated and obsolete mowers, gators, tractors, Bush-hogs, etc. The current fleet of maintenance equipment is outdated and close to reaching its lifespan. New equipment would require less man hours to complete maintenance tasks and ultimately save county funds for something other than maintaining outdated equipment.	775,000.00	\$	400,000.00
Parks & Recreation	Technology Enhancements	Acquire and enhance technology in the Parks & Recreation Facilities. This consist of but not limited to Virtual Reality Technology, Modern day game room, indoor / outdoor exercise equipment and interactive gaming / exercise equipment.	1,500,000.00	\$	250,000.00
Parks & Recreation	Park Improvements	This funding will be used to improve the playing conditions in the Parks & Recreation Facilities. This will include but not limited to New LED Field Lighting, Field Fencing and Restroom facilities. The parks will have new fencing installed. Ballfields will have playing fields renovated. Ballfield Lighting will be replaced with LED Lighting. All Soccer Goals will be replaced.	10,000,000.00	\$	4,000,000.00
Parks & Recreation	Playground Remodel and Replacements	Replace or remodel Clayton County Parks & Recreation Playgrounds with Modern, State of the Art equipment and surfacing	5,000,000.00	\$	1,500,000.00
	VIP/Amphitheater (Phase2)	Continued renovation to the VIP Complex to include viewing suites and adding stage and dressing room for entertainment and concerts at International Park.	5,000,000.00	\$	5,000,000.00
Police Department					
Police Department	Funding for Bell 407GX Helicopter	The Aviation Unit currently operates two (2) helicopters. One is a 1990 Bell 206L3 purchased in 1996. The other is a 1971 Bell OH58C that was transferred from the Department of Defense (DOD) in 1996 under the Law Enforcement Support Office (LESO) 1122 Program as a surplus aircraft. Because this is a surplus aircraft, under the current program, when we no longer operate this helicopter, it must be returned to LESO. The DOD no longer operates Bell OH58 helicopters. Bell no longer manufactures OH58s or its civilian counterpart, the 206. They also no longer manufacture certain replacement parts like main rotor blades. At some point in the future, we will no longer be able to economically operate our OH58 due to lack of parts or support from DOD or Bell.	5,400,000	\$	5,400,000.00
Police Department	Funding for Fixed Automated License Plate Reader System	The implementation of an automated license plate reader system will provide assistance to Uniform Patrol Division for the police department as well as the surrounding departments. An ALPR system check vehicle tags for registration and insurance violations as well as if the vehicle owner has any outstanding warrants. This information is relayed to dispatch and to officers where a traffic stop can be conducted on the vehicle. This system will help increase the number of traffic violators with issues with their tags and help law enforcement arrest individuals with outstanding warrants. Additionally, the records from the ALPR system can be utilized to cross checked with known suspect tags in criminal investigations. The ALPR systems would be strategically installed in the county where there are issues with crime and traffic. This allows it to provide assistance with traffic and criminal investigations. The Genetec Citigraf allows for a network of the cameras to allow businesses and other entities to register their cameras to where the cameras can be accessed by law enforcement remotely. Attached is a blueprint of how the Genetec Citigraf Security Center could be designed.	300,000	\$	300,000.00

Police Department	Sector 4 Precinct / Building Project	<p>Since the late two thousands, we began the concept of having the Police Precincts fall align with the commission districts, a police precinct per district. This would allow for and help facilitate the "small town" feel and allow our citizens to get to know on a more personal basis, who works for them. This not only gives the commissioners a direct point of contact for their district, but also gives the citizens a point of contact for when issues and/or concerns arise. This process began in the mid 90's with what is now Sector 2, of which is the middle of being replaced with a new building.</p> <p>Basis for total anticipated cost of \$4M is due to previous precincts recently built / in progress have a total cost between 2.8M to 3.2M (they were built on county owned property). We will, most likely, have to acquire land to build precinct on, plus anticipated unknown future construction costs, which is reason for \$4M anticipated cost.</p>	4,000,000	\$	4,000,000.00
Police Department	Bullet Trap System Project	<p>The Clayton County Police Department Firing Range is utilized by the majority of departments with Clayton County and several outside agencies. We are requesting the installation of a bullet trap system; it will reduce the number of ricochet injuries and ricochet property damages. Current type of bullet stop implemented at the range is the dirt berm. Projectiles are fired into the berm and the berm stops and stores the bullets. Overtime, the storage of these bullets are causing "hot spots" where lead has accumulated. The hot spots are causing more ricochets, which requires mining the lead from the berm. EPA regulations direct companies who have special HAZMAT ratings do the lead mining. We've seen an increase in the amount ricochets; we've had classrooms, vehicles and personnel struck by ricochet rounds. Based on the volume of range use, a Bullet Trap System is recommended for the Range. Minimal maintenance is required; primary maintenance is corrosion control (paint, sand blasting, etc.).</p>	1,540,000	\$	750,000.00
Police Department	Personal Patrol Vehicle (PPV) Program	<p>Studies that support the overall annual maintenance cost per vehicle is cheaper and vehicles stay in service over a longer period of time if they are assigned to an individual officer. CCPD has lost many of their officers to other surrounding agencies. Many of these officers did not leave necessarily due to an increase in pay, but they left because they were offered better benefits and take home vehicles. Many of these employees have left even to accept a pay reduction, but the added benefit of an assigned take home vehicle has offset the reduction in pay.</p> <p>We must "hot seat" our vehicles, which means they are designated as Fleet Vehicles and are driven 24 hours a day, 7 days a week. The life of these vehicles are significantly diminished as vehicles that normally would drive on average 20,000 miles a year are tripled due to operating on 3 separate shifts. Fleet vehicles are averaging 40,000 to 60,000 miles per year.</p> <p>This project is to add vehicles to the vehicles assigned to the Police Department. This is not a replacement cycle program for vehicles which is for Fleet Maintenance to implement.</p>	6,300,000	\$	3,100,000.00
Transportation & Dev.					
Transportation & Dev.	Transportation Projects	<p>Transportation projects which include road resurfacing, sidewalk, pedestrian crossings, road corridor improvements, intersection improvements, bridges, traffic signals, road signs and markings, operational and safety improvements, and associated equipment. Project needs, justification, identification, and funding are generally consistent with the Clayton County Comprehensive Transportation Plan adopted by the Board of Commissioners August 21, 2018. The request mimics the short-range tier of projects for the five year plan from 2021 to 2025 plus associated project engineering, construction management and inspection expenses.</p>	130,000,000.00	\$	55,000,000.00
Transportation & Dev.	Roadway Corridor Street Lighting Projects	<p>Street lighting program for roadway corridors. Potential projects will provide street lighting and/or pedestrian lighting along corridors that are not addressed by the County's Residential Street Light Program. Since the County's street light program is only residential based, it has been difficult for the county to obtain street lights in non-residential areas. Potential areas include commercial and industrial areas where the roadway experiences high traffic volumes, pedestrian activities, as well as being identified as a collector or higher classification roadway. Benefits include improved motorist and pedestrian safety aspects during nighttime hours and inclement weather conditions.</p>	\$5,000,000	\$	2,000,000.00

Transportation & Dev.	Winter Weather Supply Building â€œSalt Barnâ€	<p>Winter Weather supply and storage building will house salt, sand, and gravel required to treat roadways when winter storms deposit ice and snow. The facility will also house the salt brine machine as well as the snowplows and spreaders out of the elements extending the life of the equipment.</p> <p>Our current storage location is in an undersized metal building designed for equipment. Salt is beginning to corrode the building, as it was not designed for this purpose. The current location has height restrictions that will not allow the appropriate equipment to load/unload the material within the building, so the material has to be handled in a two-staged approach with smaller equipment moving the materials inside the building after it is dumped in bulk in the parking lot outside the building. Our current capacity is approximately 100 tons of each salt, sand, and gravel, for a total of 300 tons of material that essentially equates to a road treatment period of only two to three days, mainly utilizing spot treatments instead of linear treatments. After the material supply is depleted, the ordering process and supply time to reestablish adequate bulk material levels is typically a few weeks to a month, so during this replenishment time our ability to appropriately address roadway needs are at a severely diminished capacity. The proposed building will be built with appropriate components designed to house salt and the other materials. The proposed capacity is 900 tons, which is 3 times the amount we can store today. The increased capacity greatly enhances our ability to treat roads during winter weather conditions. In addition, the proposed facility will allow for more efficient operations of the salt brine component of the treatment process along with storage of the brine solution.</p>	\$500,000	\$	500,000.00
Transportation & Development	Public Safety and Service Vehicle/Equipment Replacements	<p>Capital replacement program for public safety and service vehicles. Requested funding level is based upon a robust and proactive approach to vehicle and equipment replacements. The current yearly funding level provided for this program from a combination of 2015 SPLOST program funds and County general funds is less than half of the requested value. The vast majority of the vehicles and equipment replaced over the lifetime of the 2015 SPLOST program were reactive replacements due to major component failures, accidents, or unavailability of repair parts compared to proactive replacements. Currently, the County operates approximately 1,400 vehicles and equipment. The replacement cycles for the proposed program are: First responder vehicles â€” 6 years, Ambulances â€” 8 years, Fire Engines â€” 8 years, Service vehicles â€” 12 years, Light Equipment â€” 20 years, Equipment â€” 16 years, Heavy Equipment â€” 16 years, Transportation specialized vehicles â€” 12 years, Senior Services buses â€” 12 years, Prison specialized vehicles â€” 10 years, and Landfill equipment â€” 8 years. The estimated average cost per year based upon these cycles is approximately \$9,750,000.</p>	58,500,000.00	\$	24,500,000.00
Transportation & Dev	Traffic Calming Projects	<p>Traffic Calming program for residential streets to address vehicle speeding and roadway safety issues within subdivisions. The basis of traffic calming is to provide vertical and/or horizontal impediments in the roadway that cause a motorist to slow down. Through the Countyâ€™s Land Development process, newly constructed residential development can incorporate traffic calming features into the road design, however, there is not a current program to address retrofitting existing streets/developed neighborhoods. Funding for this project will assist the County in developing an applicable traffic calming program with potential seed funds for construction at numerous locations around the County. Potential traffic calming devices include traffic circles, median diverters, chicanes, curb extensions, chokers, diverter barriers, speed humps, and speed cushions.</p>	\$5,000,000	\$	2,000,000.00

Transportation & Dev	Anvil Block Government Complex Fuel Station	The remote unleaded fuel station in the Northeast portion of the County is located at Fire Station Two located at 5329 Highway 42 in Ellenwood. Recently, the County opened their Sector 1 Police Station at 3161 Anvil Block Rd in Ellenwood. Additionally, this Anvil Block Rd government complex houses the County's Animal Control Adoption Center and the under construction District 1 Senior Center. Since most of the Fire vehicles utilize diesel fuel, the vast majority of vehicles that utilize the unleaded fuel station on Hwy 42 are other county vehicles, many housed out of the Anvil Block Rd Police building. The project will either relocate the existing above ground tank from the Hwy 42 fire station or provide a newly constructed tank at the Anvil Block government complex. The new station at Anvil Block will include new pumps and dispensers along with the appropriate monitoring equipment and operational software consistent with the County's main fuel station operation. This new location will provide updated fueling equipment as well as a more efficient and convenient operation to County vehicles in this area of the County.	\$325,000	\$	325,000.00
Transportation & Development	Remote Fuel Stations Upgrades	Capital equipment replacement at four existing remote fuel stations. Equipment includes pumps, fuel dispensers, tank monitoring equipment, and fuel management system. Most of the equipment is approaching the end of its life and is becoming increasingly difficult to repair. New equipment will ensure consistency with the County's main fuel station operation located on Government Circle. In addition, the new equipment will allow for remote monitoring of available fuel supply and other components of the fuel station and potentially components of vehicles themselves during refueling. The locations are: Fire Station #1 6375 Garden Walk Blvd, Fire Station #2 5329 Hwy 42, Fire Station #10 12554 Panhandle Rd, and Fire Station #11 7810 Highway 85	250,000.00	\$	250,000.00
		TOTAL FOR ALL PROJECTS requested -- \$ 376,118,090.00	381,118,090.00	221,585,000.00	



CITY OF JONESBORO, GEORGIA COUNCIL Agenda Item Summary

Agenda Item #

-5

5.5

COUNCIL MEETING DATE

June 1, 2020

Requesting Agency (Initiator)

Office of the City Manager

Sponsor(s)

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Discussion regarding the purchase and buy back of firearms for the Police Department.

Requirement for Board Action *(Cite specific Council policy, statute or code requirement)*

Is this Item Goal Related? *(If yes, describe how this action meets the specific Board Focus Area or Goal)*

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

Upon reviewing firearms throughout the department, it has become apparent that there is an immediate need to update the handguns that are carried while on duty. Currently, members of the department are carrying various generations of Glock Brand pistols. Some officers are using generations 3 and 4, which are outdated models, spanning as late as 20 years. Because of this, two different caliber weapons are being used. For the safety of our officers and the effectiveness of our weapons and ammunition, we must standardize the firearms that are being utilized, ensuring that all officers are using the same weapon.

The intended goals of purchasing updated firearms will resolve the following issues associated with the use of disparate handguns:

1. It eliminates the potential of not being able to share ammunition during emergency situations.
2. The purchase of ammunition for the department will be simplified, and more cost-effective for the department.
3. The newer handguns will encourage better success rates at annual qualification with the lighter recoil of the .9mm ammunition.

**It is the intent of the Jonesboro Police Department to utilize DEA Confiscated Funds to complete the requested purchase. In conjunction with the vendor, Ed's Public Safety, the department has implemented a gun buy-back/trade-in program. The program ensures that the department will receive a credit of \$225.00 per handgun purchased or traded in by personnel.

The list of requested purchases are as follows:

1. Glock 17 GENS, 3-17rnd MAGS, 5.5lb trigger, Glock Night Sights	QTY: 40	\$409.00/Unit	\$16,360.00
2. Remington 124GR FMJ (23718) 500/CA	QTY: 12	\$101.55/Unit	\$1,218.60
3. Remington 124+P BJHP (29358) 500/CA	QTY: 5	\$210.68/Unit	\$1,053.40
BUY-BACK/TRADE-IN CREDIT	QTY: 30	\$225/Unit	- \$6,750.00 TRADE-IN CREDIT

Total: \$11,882.00 (includes credit for 30 trade-in units)

Fiscal Impact

(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

\$11,882.00; DEA Confiscated Funds

FOLLOW-UP APPROVAL ACTION (City Clerk)

Typed Name and Title

Ricky L. Clark, City Manager

Date

June, 1, 2020

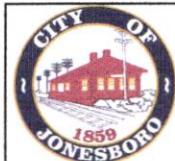
Signature

City Clerk's Office

- HANDBUN PACKET

Staff Recommendation *(Type Name, Title, Agency and Phone)*

Approval



CITY OF JONESBORO, GEORGIA COUNCIL
Agenda Item Summary

Agenda Item #

COUNCIL MEETING DA
 June 1, 2020

Requesting Agency
 Jonesboro Police Department

Requested Action (Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)

Council to consider approval of the purchase of firearms.

Requirement for Board Action (Cite specific Council policy, statute or code requirement)

Approval of purchase

Is this Item Goal Related? (If yes, describe how this action meets the specific Board Focus Area or Goal)

Yes No

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

Upon reviewing firearms throughout the department, it has become apparent that there is an immediate need to update the handguns that are carried while on duty. Currently, members of the department are carrying various generations of Glock Brand pistols. Some officers are using generations 3 and 4, which are outdated models, spanning as late as 20 years. Because of this, two different caliber weapons are being used. For the safety of our officers and the effectiveness of our weapons and ammunition, we must standardize the firearms that are being utilized, ensuring that all officers are using the same weapon.

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Fiscal Impact / Funding Source

(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

\$11,882.00; DEA Confiscated Funds

Exhibits Attached (Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)

EXHIBIT A, EXHIBIT B

Staff Recommendation

Approval

Other items to consider:

FOLLOW-UP APPROVAL ACTION (City Manager)		City Manager's Office
Typed Name and Title	Phone	
Signature	Date	

Revised 03/12/09 (Previous versions are obsolete)

ED'S PUBLIC SAFETY, INC.

110 Rock Quarry Road, Stockbridge, GA 30281

Kim Pearson, LE Saleskpearson@edspublicsafety.com

770-474-6084

QUOTE

To: **JONESBORO POLICE DEPARTMENT**
 170 S. Main Street
 Jonesboro, GA 30236
 Jonathan James <jjames@jonesboroga.com>

Quote # 20-28APR-0218
 Date 4/28/2020
 Expires 30 days

Line	Description	QTY	UOM	Unit	Extended
1	GLOCK 17GEN5, 3-17RND MAGS, 5.5lb Trigger, GLOCK Night Sights	40	EA	409.00	16,360.00
2					
3					
4					
		EA		0.00	
		EA		0.00	
		EA		0.00	
		Purchase			16,360.00
8					
9					
10	GRAND TOTAL				16,360.00

Trades: EPS allows 10 days after Dept receives their new weapons (extensions upon request). Trade credit issued to Dept after EPS receipt of trades. Trades shall be in working order; each having night sights, 3mags, box, & backstraps if Gen4. Deductions applicable for missing/damaged/non-working parts at EPS discretion. EPS not responsible for shipping.

Officers Buy Back Option:

Officer may keep their duty weapon and turn in a money order to the Dept for the same amount as the trade value made payable to Ed's Public Safety. The Dept turns in money orders along with any remaining trades to EPS for credit towards their invoice. The Officer Buy Back Program is at the discretion of the Chief to extend to their officers. A Bill of Sale is recommended to document the transfer of the duty weapon from the Police Department to the individual officer.

ED'S PUBLIC SAFETY, INC.**QUOTE**

110 Rock Quarry Road, Stockbridge, GA 30281

Kim Pearson, LE Saleskim@edspublicsafety.com

770-474-6084

To: **JONESBORO POLICE DEPARTMENT**
 170 S. Main Street
 Jonesboro, GA 30236
kkendrick@jonesboroga.com

Quote # 20-5MAY-0226 B
 Date 5/5/2020
 Expires 30 days

<u>Line</u>	<u>Description</u>	<u>QTY</u>	<u>UOM</u>	<u>Unit</u>	<u>Extended</u>
1	REMINGTON 124GR FMJ (23718) 500/CA	12	EA	101.55	1,218.60
2	REMINGTON 124+P BJHP (29358) 500/CA	5	EA	210.68	1,053.40
3	*****CURRENTLY IN STOCK*****				
4					
			EA		0.00
			EA		0.00
			EA		0.00
		Purchase			2,272.00
	TRADE IN GLOCK 22 GEN3 & GEN4	30	EA	-225.00	-6,750.00
8					
9		Trade Credit			-6,750.00
10		GRAND TOTAL			-4,478.00

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