



City Council Meeting MARCH 1, 2021

ALPHARETTA CITY HALL
COUNCIL CHAMBERS
2 PARK PLAZA
6:30 PM

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. PLEDGE TO THE FLAG**
- IV. PRESENTATIONS & PROCLAMATIONS**
 - A. Swearing In Substitute Municipal Court Judges: Jared Mitnick, Richard Hicks & Scott Carter**
 - B. Proclamation: Arbor Day 2021**
- V. CONSENT AGENDA**
 - A. Council Meeting Minutes (Meeting of 2/22/2021)**
 - B. Alcoholic Beverage License Application**
 - 1. PH-21-AB-07 First Watch Restaurants, Inc.
d/b/a First Watch
3450 Old Milton Parkway
Alpharetta, GA 30009

Restaurant
Consumption on Premises
Liquor, Beer, Wine & Sunday Sales

Owners: First Watch Restaurants, Inc.
Registered Agent: Todd Smith
- VI. NEW BUSINESS**
 - A. Encore Greenway - Gateway**
 - B. Amendment to the Recycling Services and Solid Waste Agreement**
 - C. Sanitation & Recycling Program Fee Adjustments**
 - D. Consideration of an Ordinance to Amend Chapter 46 (Traffic & Vehicles) by Adding a Provision to Prohibit Non-Driver Participation in Street Racing and/or Reckless Driving Exhibitions (1st Reading)**
Sponsored By: Mayor Gilvin & Council Member Hipes
 - E. Agreement with Layer 3 Communications for a Phased Technology Assessment**
 - F. McGinnis Ferry Road Condemnation Resolutions:**

1. **Resolution Authorizing Eminent Domain – 18000 Windward Parkway/TPN 21 -5570-1049-023-8 (Parcel 7)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 18000 Windward Parkway, Alpharetta, Georgia (Tax Parcel No.: 21 -5570-1049-023-8), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.
2. **Resolution Authorizing Eminent Domain – 1440 Hillcrest Heights/TPN 21 -5601-1051-014-5 (Parcel 9)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1440 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-014-5), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway
3. **Resolution Authorizing Eminent Domain – 1450 Hillcrest Heights/TPN 21 -5601-1051-013-7 (Parcel 10)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1450 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-013-7), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.
4. **Resolution Authorizing Eminent Domain – 1455 Hillcrest Heights/TPN 21 -5601-1051-012-9 (Parcel 11)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1455 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-012-9), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.
5. **Resolution Authorizing Eminent Domain – 1575 Wynridge Point/TPN 21 -5601-1051-045-9 (Parcel 12)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1575 Windward Parkway, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-045-9), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.
6. **Resolution Authorizing Eminent Domain – 1555 Wynridge Point/TPN 21 -5601-1051-046-7 (Parcel 15)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1555 Wynridge Pointe, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-046-7), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.
7. **Resolution Authorizing Eminent Domain – 1695 Wynridge Path/TPN 21 -5641-1051-075-8 (Parcel 16)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1695 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1051-075-8), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.
8. **Resolution Authorizing Eminent Domain – 1685 Wynridge Path/TPN 21 -5641-1036-074-1 (Parcel 17)**
A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1685 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -561-1036-074-1), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

9. Resolution Authorizing Eminent Domain – 1675 Wynridge Path/TPN 21 -5641-1036-073-3 (Parcel 18)

A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1675 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1036-073-3), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

10. Resolution Authorizing Eminent Domain – 1665 Wynridge Path/TPN 21 -5641-1035-072-6 (Parcel 19)

A Resolution of the Mayor and Council of the City of Alpharetta to authorize the use of eminent domain to acquire certain property located at 1665 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1035-072-6), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

VII. WORKSHOP

A. Charter Discussion

Sponsored By: Council Member Burnett & Mayor Pro Tem Mitchell

VIII. PUBLIC COMMENT

IX. REPORTS

X. ADJOURNMENT TO EXECUTIVE SESSION



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By:

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: COUNCIL MEETING MINUTES (MEETING OF 2/22/2021)

II. RECOMMENDATION:

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Council Meeting Minutes Draft 2-22-2021



City Council Meeting
February 22, 2021
Office of the City Clerk
CITY HALL 2 PARK PLAZA | 6:30 PM

This summary is provided as a convenience and service to the public, media, and staff. It is not the intent to record proceedings verbatim. Any reproduction of this summary must include this notice. Public comments are noted as heard by Council, but not quoted or paraphrased. This document includes limited presentation by Council and invited speakers in summary form. This is not an official record of the Alpharetta City Council Meeting proceedings. Official Minutes are recorded and available for review.

I. CALL TO ORDER

- Mayor Gilvin called the meeting to order at 6:30 p.m.

II. ROLL CALL

- **Council Members**

- o Mayor Jim Gilvin
- o Mayor Pro Tem Donald F. Mitchell
- o Jason Binder
- o Ben Burnett
- o John Hipes
- o Dan Merkel
- o Karen Richard

- **Staff**

- o Bob Regus, City Administrator
- o Sam Thomas, City Attorney
- o James Drinkard, Asst. City Administrator
- o Erin Cobb, City Clerk
- o Tom Harris, Director of Finance
- o Morgan Rodgers, Director of Recreation, Parks & Cultural Services
- o Kathi Cook, Director of Community Development
- o Pete Sewczwicz, Director of Public Works
- o John Robison, Director of Public Safety
- o Cris Randall, Director of Human Resources
- o Michael Woodman, Senior Planner

III. PLEDGE TO THE FLAG

IV. PRESENTATIONS & PROCLAMATIONS

A. Proclamation for Dorothy Norwood

B. Proclamation for Jim Gilvin “Volunteer of the Year”

V. CONSENT AGENDA

A. Council Meeting Minutes (Meeting of 2/15/2021)

B. Alcoholic Beverage License Applications

- 1. PH-21-AB-06 Diner BC, LLC
d/b/a Vas Kouzina
58 Canton Street
Alpharetta, GA 30009**

**Restaurant
Consumption on Premises
Liquor, Beer, Wine & Sunday Sales**

**Owner: Diner BC, LLC
Registered Agent: Vasilios Liakakos**

- ❖ **Mayor Pro Tem Mitchell offered a motion to approve the consent agenda**
 - **The motion received a second from Council Member Merkel**
 - **The motion was approved unanimously (7-0)**

VI. PUBLIC HEARING

A. CLUP-21-01/Z-21-02/V-21-03 The 1858 Residential Subdivision

- Senior Planner, Michael Woodman, came forward to present this item.
- Staff is recommending that Mayor and Council approve CLUP-21-01/Z-21-02/V-21-03 THE 1858, subject to the following conditions:
 1. The site, consisting of approximately 1.68 acres, shall be zoned DT-R and developed substantially similar to site plan prepared by Plum Creek Consulting, revised 1/20/2021, except for modifications required to comply with the conditions below. However, lot yield depicted is not guaranteed and subject to meeting all City code requirements and conditions of zoning.
 2. The comprehensive land use designation of the property shall be ‘Downtown Residential Density’.
 3. Architecture and materials shall be developed substantially similar to the submitted renderings, except for modifications required to comply with comments from the Downtown Consultant and in compliance with the Alpharetta Downtown Code, subject to final approval by DRB. A minimum of six (6) homes shall be 4-sided brick or stone and each home shall have a unique elevation with respect to design, material, and color. A minimum of six (6) homes shall have a chimney and a minimum of six (6) homes shall have a front covered porch.

4. Building height shall be limited to no more than 2 stories and 35' along Cumming Street.
5. Lots shall have a front yard defined by a decorative low wall (brick or stone) or hedge with columns (brick or stone), as approved by DRB. Hardscape in front yards is limited to decorative brick pavers and/or steppingstones and shall not cover more than 25% of the front yard.
6. Side setbacks shall be 8' between structures and private alley shall be permitted to count toward meeting the minimum lot size. Variances to the maximum lot coverage shall not be permitted.
7. Cumming Street streetscape shall generally be improved as follows: 30' half width right-of-way to incorporate a min. 4' planter, 8' concrete sidewalk, 10' travel lane, street trees and decorative pedestrian lights, with final approval by Staff.
8. Shade trees shall be required in the planter along Cumming Street and behind the sidewalk within the 10' landscape strip as a continuation of what has been planted or designed in the Downtown and outside of utility easements, as approved by DRB. In lieu of tree grates, the soil area around street trees shall be planted with evergreen ornamental grasses, groundcovers and/or shrubs.
9. Residential alley shall meet the streetscape standards in the Alpharetta Downtown Code.
10. Project entrance shall include decorative paver apron, landscaping, and low wall.
11. Northwest corner of the property shall include a community focal feature, as approved by the Alpharetta Cultural Arts Commission.
12. Pocket park shall be developed with a park-like setting with decorative landscape, hardscape, low walls, and seating. Landscape shall include plant selections promoting the historic Downtown. Exotic and invasive trees and shrubs shall be removed in the pocket park, as approved by Staff.
13. Creeping vines shall be planted to cover retaining and low walls, as approved by Staff.
14. Trees shall be saved as depicted on the tree save plan prepared by Plum Creek Consulting, revised 1/20/2021. Developer shall save tree# 145 (18" Magnolia), 146 (17" Magnolia), 148 (14" 2 Redbud) and 149 (13" Redbud), if it is determined by Staff that those trees were incorrectly located on the site plan and reasonable effort can be made to save those trees. Developer shall make reasonable efforts to save additional trees in the pocket park.
15. Developer shall plant the area west of Lot 1 to landscape buffer standards and a 5' landscape strip shall be planted along the eastern property line.
16. Fences and walls visible from the public right-of-way shall be decorative, as approved by Staff. Unfinished wood fences and decks shall not be visible from the street.
17. Prior to the issuance of an LDP, developer shall provide the City with a copy of the parking agreement with AFUMC for 12 off-site parking spaces.
18. Stream buffer encroachment and 80' average width enhanced buffer shall be permitted as depicted on the site plan prepared by Plum Creek Consulting, revised 1/20/2021. In addition to the proposed enhanced buffer (invasive species removal and revegetation north side of stream), developer shall provide additional measures (one or a combination of the measures below) to mitigate the stream buffer encroachment, as approved by Staff, such as using:

- A. Provide an additional 20% runoff reduction or water quality volume for the project's new impervious area, which is in addition to the standard requirements.
 - B. Provide an ecological assessment of existing vegetation for the off-site riparian buffers on the south side of the stream on the AFUMC property, including recommendations for vegetative management. The plan shall detail means and methods of exotic and invasive plant removal, as well as revegetation of the area with native riparian plants (trees, shrubs, and groundcovers) in order to fill-in existing gaps or gaps created by the removal of exotic and invasive plants. Provide a list of proposed plants and quantities. Vegetative management plan shall be implemented for four-times (4x) the proposed undisturbed buffer encroachment.
 - C. Provide off-site stream restoration within the watershed.
 - D. Other options that provide an ecological lift, as approved by Staff.
19. Developer shall provide an additional 20% channel protection volume in addition to the standard requirement for the site, as approved by Staff. An exemption from channel protection volume as described in GSMM2.2.4.2 will not be permitted for this project.
20. Garbage pickup shall be from the alley, not Cumming Street.
21. No more than 10% of the residential units shall be permitted to be rented, as recorded in the HOA's declarations and covenants.
- This item was heard at the 2/4/2021 Planning Commission meeting. Staff recommended approval subject to 21 conditions. There was one (1) public comment from a resident of East of Main 2 asking about the construction timeline and landscaping along the eastern property line. After discussion, Planning Commission recommended approval subject to staff's recommended conditions. Vote 7-0
 - The applicant, Vision Development Partners, LLC, is requesting a comprehensive land use plan amendment from 'Public, Institutional, Education' to 'Downtown Residential Density' and a rezoning from R-15 (Dwelling, 'For-Sale', Residential) and O-I (Office-Institutional) to DT-R (Downtown Residential) in order to construct eleven (11) 'For-Sale' single-family detached homes on 1.68 acres in the Downtown. Variances are requested to allow a private alley to count toward the minimum lot size, to reduce side setbacks and to allow a stream buffer encroachment. The subject properties are located at 0, 73, 89 and 109 Cumming Street on the south side of Cumming Street and across from Manning Drive.
 - The submitted request, if approved, would allow for the construction of eleven (11) 'For-Sale' single-family detached homes on 1.68 acres in the Downtown. The proposed residential density is 6.55 dwelling units per acre. The applicant proposes to rezone the property from R-15 and O-I to DT-R and a comprehensive land use plan amendment from 'Public, Institutional, Education' to 'Downtown Residential Density'. Variances are requested to allow an alley to count toward the minimum lot size, to reduce side setbacks and to allow a stream buffer encroachment. The subject properties are located at 0, 73, 89 and 109 Cumming Street on the south side of Cumming Street and across from Manning Drive.
 - The property represents a few parcels of land with frontage on Cumming Street. There are two (2) single-family detached homes currently developed on the properties. Surrounding properties are zoned DT-R and R-15 to the north, DT-R to the east, O-I, R-15, and DT-R to the south and O-I to the west. The Taylor Morrison residential development and Manning Drive Subdivision are located to the north, East of Main Phase 2 is located to the east and south, and Alpharetta First United Methodist Church (AFUMC) is located to the south and west. The Comprehensive

Land Use Plan designation of the property is 'Public, Institutional, Education', which requires a comprehensive land use plan amendment to 'Downtown Residential Density' in order to allow the proposed use.

- As summarized below, the applicant is requesting the three (3) variances from Unified Development Code (UDC):
 1. UDC Section 1.4 Definitions. A variance is requested to the definition of a 'Lot' to allow a private alley to count toward meeting the minimum lot size on a residential lot. The applicant's site plan depicts a 16' private alley at the rear of each residential lot, which have an average lot width of 36'. The alley represents approximately 572 square feet of the lot area, of which the average proposed lot size is 4,758 square feet. The minimum lot size in the DT-R district is 4,500 square feet and the maximum lot coverage is 70%. There have been a few subdivisions in the Downtown that have been granted variances to allow an alley to count toward the minimum lot size, including East of Main Phase 2, If approved, it is recommended that lots not be permitted to vary the maximum lot coverage requirement. 'Lot' is defined as:

"A portion of a subdivision, or any other parcel of land, intended as a unit for transfer of ownership or for development or both. In determining the area and dimensions of a lot, no part of the street right-of-way or private street easement may be included."
 2. UDC Appendix A: Alpharetta Downtown Code Subsection 3.8.4. (B) Building Placement, Principal and Accessory Structure Setbacks. A variance is requested to reduce the side setback from a minimum ten-feet (10') between structures to eight-feet (8') between structures. According to the applicant, the variance is necessary to accommodate the tree save area proposed within the 0.20-acre pocket park, which includes two (2) Oak trees (#143 – 24" Post Oak and #140 – 32" White Oak) within the proposed pocket park.
 3. UDC Subsection 3.3.6(C)(1)(b) Stream Buffer Protection, Land Development Requirements. A variance is requested to allow an encroachment into the 150' perennial stream buffer. The applicant proposes to provide an 80' average width enhanced stream buffer on the north side of the stream as mitigation for the proposed impact. The enhanced stream buffer would include removal of invasive species and replanting of the buffer. The stream in question has been piped on the AFUMC property, as a result of previously approved stream buffer variances at the State and local level. The City granted the stream buffer variance on the AFUMC property in 2012, which included conditions requiring the church to develop an educational and maintenance program associated with a stormwater management facility that was constructed. In addition, the adjacent property to the east, East of Main Phase 2, received stream buffer variance approval to reduce the perennial stream buffer from 150' to 75'. Justification for that variance was to keep the open stream in its natural state, since the developer could have piped the section due to the upstream portion of the stream on the AFUMC property and downstream section under Cricket Lane being piped. 4 The Downtown Master Plan 5-Year market demand study reflects a demand potential of 40 – 45 single-family detached units. The demand analysis is intended to be a measure of market viability, not a prediction or recommendation for Downtown development. As shown in the table below, 350 single-family detached homes have been approved in the Downtown in the five (5) years since the adoption of the 2015 Downtown Master Plan update. The applicant's proposed density of 6.55 dwelling units per acre is in-line with past approvals in the Downtown.

Downtown Overlay – Residential Approvals since the 2015 Downtown Master Plan Update

Development Name	Type	Acres	Density
AlphaDev	11 SFD, 6 TH	2.21 acres	7.7 du/ac
Alcovy	10 SFD	1.23 acres	8.1 du/ac
City Center/Voysey	42 SFD, 168 For-Rent	25 acres	8.0 du/ac
Midwick	17 SFD, 23 TH	5.85 acres	6.8 du/ac
Old Milton Holdings (Foundry)	25 SFD, 137 TH	23.89 acres	6.8 du/ac
Thompson Street Flats (Kairos)	24 Condo (High)	2.39 acres	10.0 du/ac
Burnett Circle (Ouray)	43 TH	5.72 acres	7.5 du/ac
Weyhill	9 SFD	3.1 acres	2.9 du/ac
Teasley Place	24 Condo (High)	2.2 acres	10.9 du/ac
East of Main	60 SFD, 42 TH	13.87 acres	7.35 du/ac
Twelve on Canton	12 SFD	5.46 acres	2.2 du/ac
The Maxwell	58 SFD, 80 Condo (Mid)	12.91 acres	10.7 du/ac
Rowes Downtown (Tiffany Square)	22 SFD	3.26 acres	6.75 du/ac
Chelsea Walk	49 TH	7.04 acres	7.0 du/ac
Manning on the Square	58 SFD	11.7 acres	4.96 du/ac
Villa Magnolia	26 SFD	3.53 acres	7.37 du/ac

Downtown Overlay – Number of Approved Residential Units by Type

Residential Type	Number Approved
Single-Family Detached	350 units
Townhome	300 units
Condominium (Mid-Entry)	80 units
Condominium (High-End)	48 units
For-Rent	168 units
TOTAL	946 units (82% For-Sale/18% For-Rent)

- The submitted site plan depicts eleven (11) single-family detached lots oriented to Cumming Street and served by a private alley with access from Cumming Street. Lots range in size from 4,537 to 5,780 square feet with an average lot size of 4,785 square feet. Homes are proposed to be 2-stories over a basement and include a front courtyard and rear covered deck over the driveway. A 20' setback is provided along Cumming Street from the current property line. Minimum building setbacks are consistent with the DT-R development standards, except that the applicant requests a reduction in the side setback from ten-feet (10') to eight-feet (8') between structures.
- Each home has two (2) side-by-side parking spaces within a garage and a Code-compliant driveway accommodating two (2) additional cars. The Downtown Code requires 28 parking spaces for the proposed subdivision, of which 44 parking spaces are provided on-site. The applicant has negotiated an off-site parking agreement with AFUMC for 12 unassigned parking spaces located in the existing church parking lot to the west. Parking spaces will be available for use at all times, except for Sunday mornings during church services.
- A 16' private alley is depicted at the rear of and within each lot. The alley adds an average of 572 square feet of impervious area to each lot. An eight-foot (8') concrete sidewalk is depicted along Cumming Street.
- A 0.20-acre pocket park is provided at the project entrance along Cumming Street, which represents 12% open space. The pocket park includes two (2) tree saves with additional trees likely to be saved in the area. The percentage of open space is likely to be higher within the development, since the front courtyards and rear covered decks were not included in the open space calculation. Either way, the applicant's proposal exceeds the minimum 10% amenity space required in the DT-R district. If approved, amenity areas should include improvements associated with gathering and seating areas.
- There are several specimen and trees of quality on the subject property, consisting primarily of Hardwoods. The applicant's site plan depicts two (2) tree saves (tree# 143 - 24" Post Oak and tree# 140 - 32" White Oak) in the 0.20-acre pocket park. There are additional trees within the proposed tree save area (20" Water Oak and

20" Oak), as well as a few boundary trees (Redbuds and Southern Magnolias) that are not depicted to be saved. If approved, it is recommended that the developer make reasonable efforts to save additional specimen trees and trees of quality on the property.

- A note on the site plan indicates that the existing AFUMC detention pond, south of Lots 3-5, has sufficient capacity to serve the stormwater management needs of the proposed development.
- The applicant's proposed renderings reflect the use of multiple architectural styles approved in the Downtown, including Tudor, Georgian, Federal, and Greek Revival. Homes are depicted to be 2-stories over basement with gable rooftops. According to the applicant's architect, homes will be primarily brick or siding with stone and hard coat stucco accents. The City's Downtown Consultant reviewed the renderings and believes the applicant's proposal for a mix of architectural styles is appropriate. If approved, the applicant should comply with the following comments provided by the Downtown Consultant:
 1. Varied siding sizes and use of brick is appropriate
 2. Window styles and mullion patterns are appropriate
 3. Shutters should not be used on a triple window
 4. Varied roof colors and textures are appropriate
- The applicant provided a trip generation report, which estimates that the proposed 11-lot single-family detached subdivision would generate 13 AM Peak Hour trips and 12 PM Peak Hour trips.
- Residential development is known to increase school enrollment. Fulton County calculated the potential maximum number of children who may live on the property by using the Fulton County Schools standard calculation to identify the number of children that a residential development will generate. The following chart outlines these figures:

FULTON COUNTY SCHOOLS – 11 Detached Homes

School	Single Family Average #
Manning Oaks Elementary School	1 to 4 students
Hopewell Middle School	0 to 2 students
Alpharetta High School	1 to 4 students
TOTAL	2 to 10 students

- Based on the total figure for all three school levels, it can be assumed that the proposed development could house approximately 2 – 10 school age children. Numbers provided by Fulton County Schools show that Alpharetta High School is currently over capacity.
- COMPREHENSIVE LAND USE PLAN (CLUP) AMENDMENT: Unified Development Code Section 4.1.3 Standards for CLUP amendment approval, provides the following criteria for consideration when evaluating a request for a change in land use:
 - A. The extent to which a change in the economy, land use or development opportunities of the area has occurred.
 Response: The AFUMC property was assigned a comprehensive land use plan designation of 'Public, Institutional, Education' due to its use and development as a church. A small portion of the property, 109 Cumming Street, and contiguous properties to the east are designated 'Downtown Residential Density', which is consistent with the applicant's request.

- B. The extent to which the proposed designation is in compliance with the goals and policies of the Plan.

Response: The applicant's proposal is consistent with the following policies and strategies in the City's 2035 Comprehensive Plan:

- ED Policy 1: Maintain a highly viable, growing, and attractive downtown.
- ED Policy 4: Maintain a high aesthetic standard and enhance architectural quality.
- ED Strategy 4.1: Maintain and enforce high aesthetic standards and appropriate architectural guidelines.
- LU Policy 1: Encourage the continued revitalization and redevelopment of Downtown Alpharetta for culture, government, dining, residential, entertainment, and retail diversity.
- LU Strategy 1.3: Encourage residential uses in the Downtown at higher densities and in mixed use buildings in order to support the viability of Downtown.
- H Policy 1: Promote and encourage residential densities and designs that ensure varied living areas and housing types.
- H Strategy 1.2: Encourage higher residential densities and appropriate mix of uses close to Downtown Alpharetta and in the GA-400 corridor.
- H Policy 2: Maintain a balance between 'owner-occupied' and 'renter-occupied' in Alpharetta such that at least 68% of the housing stock is 'owner-occupied'.
- H Policy 5: Design quality and long-term value into residential development to maintain appearance and property values.

- C. The extent to which the proposed designation would require changes in the provision of public facilities and services.

Response: The proposal would have impacts on public facilities and services as it relates to increased demand on parks and recreation, fire and police and schools. However, the increased demand should be negligible given that the proposal represents a net increase of nine (9) dwelling units

- D. The extent to which the proposed designation would impact the public health, safety, and welfare.

Response: The request to allow 'For-Sale' single-family detached homes should not negatively impact public health, safety, or welfare. While the proposed rezoning is not consistent with the future land use designation of the property, a portion of the property and contiguous properties to the east are designated 'Downtown Residential Density'.

- E. The extent to which additional land area is needed to be developed for a specific type of use.

Response: Development opportunities in the Downtown are limited given the growth the City has seen in the Downtown. The applicant's request would further Housing Policy 6, as shown below, by adding to the housing opportunities in the City

- H Policy 6: Assure that people who work in Alpharetta have the opportunity to live in Alpharetta by maintaining a housing-to-jobs balance.

- F. The extent to which area demographics or projections are not occurring as projected.

Response: Not applicable.

- **STANDARDS FOR ZONING CHANGES:** The Planning Commission and the City Council shall consider the following standards in considering a rezoning application, giving due weight or priority to those factors particularly appropriate to the circumstances of each application:
 - A. Whether the zoning proposal will permit a use that is suitable in view of the zoning use and development of adjacent and nearby property.
Response: The zoning proposal would be suitable as it relates to the use and development of adjacent and nearby properties, which are primarily developed with similar residential uses and densities.
 - B. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property.
Response: The zoning proposal would not adversely affect the existing use or usability of adjacent or nearby properties, which are primarily developed with similar residential uses and densities.
 - C. Whether the zoning proposal will adversely affect the natural environment.
Response: The applicant's proposal should not have significant impacts on the natural environment. The applicant's proposal includes a tree save area including two (2) large Oaks. A stream buffer variance is requested; however, the applicant proposes to mitigate the encroachment with an enhanced stream buffer, including removal of invasive species and revegetation. In addition, the stream in question has been piped on the AFUMC property and a stream buffer variance was granted on the adjacent property to the east, East of Main 2.
 - D. Whether there are substantial reasons why the property cannot or should not be used as currently zoned.
Response: The subject property could be developed with approximately three (3) additional single-family detached homes on minimum 15,000 square foot lots and/or AFUMC could develop the property with church uses. However, the proposed residential subdivision would contribute to a more balanced jobs to housing ratio and walkable downtown.
 - E. Whether the zoning proposal will result in a use that will or could cause an excessive or burdensome use of public facilities or services, including but not limited to existing streets and transportation facilities, schools, water or sewer utilities, and police or fire protection.
Response: The proposal would have impacts on public facilities and services as it relates to increased demand on parks and recreation, fire and police and schools. However, the increased demand should be negligible given that the proposal represents a net increase of nine (9) dwelling units.
 - F. Whether the zoning proposal is supported by new or changing conditions not anticipated or reflected in the existing zoning on the property.
Response: The subject property is located in the Downtown Overlay, which includes opportunities for properties to develop under the Downtown zoning districts.
 - G. Whether the zoning proposal reflects a reasonable balance between the promotion of the public health, safety, morality, or general welfare against the right to unrestricted use of property.
Response: The request to allow 'For-Sale' single-family detached homes should not negatively impact public health, safety, or welfare. While the proposed zoning is not consistent with the future land use designation of the property, a portion of the property and contiguous properties to the east are designated 'Downtown Residential Density'.

- H. Whether there are substantial reasons why the property cannot be used in accordance with existing zoning.

Response: The subject property could be developed with approximately three (3) additional single-family detached homes on minimum 15,000 square foot lots and/or AFUMC could develop the property with church uses. However, the proposed residential subdivision would contribute to a more balanced jobs to housing ratio and walkable downtown.

- I. The extent to which the zoning proposal is consistent with the Comprehensive Plan.

Response: The Comprehensive Land Use Plan designation of the property is 'Public, Institutional, Education', which requires a comprehensive land use plan amendment to 'Downtown Residential Density' to allow the proposed use.

- **VARIANCE REVIEW CRITERIA:** The City of Alpharetta Unified Development Code Article IV, Section 4.5.3 outlines the criteria set forth for granting a variance. The ordinance specifically states..."a variance may be granted upon a finding that":

1. There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, or topography; or

Response: The property slopes down from Cumming Street due to the presence of a stream at the rear of the property. However, topography does not appear to contribute to the requested variances. The proposed side setback reduction would accommodate a tree save area in the 0.20-acre pocket park. The request to allow an alley to count toward the minimum lot size has been approved at other Downtown subdivisions, including East of Main 2. The average area of a lot minus the alley is 4,213 square feet, representing a 9% reduction. Stream buffer variances have been approved on adjacent properties, with AFUMC piping the section to the west and East of Main 2 granted a reduction in the stream buffer from 150' to 75'. The City's Stormwater Engineer typically does not support requests for stream buffer variance because of the water quality benefits that a stream provides. If approved, Staff recommends additional mitigation to offset the impacts resulting from the stream buffer encroachment.

2. The application of the Ordinance to this particular piece of property would create an unnecessary hardship; or

Response: The proposed side setback reduction would accommodate a tree save area in the 0.20-acre pocket park. The request to allow an alley to count toward the minimum lot size has been approved at other Downtown subdivisions, including East of Main 2. The average area of a lot minus the alley is 4,213 square feet, representing a 9% reduction. Stream buffer variances have been approved on adjacent properties, with AFUMC piping the section to the west and East of Main 2 granted a reduction in the stream buffer from 150' to 75'. The proposed density is comparable to other approved densities and the massing and scale is similar to surrounding properties and approvals.

3. There are conditions that are peculiar to the property which adversely affect its reasonable use or usability as currently zoned; or

Response: The property slopes down from Cumming Street due to the presence of a stream at the rear of the property. However, topography does not appear to contribute to the requested variances. The proposed side setback reduction would accommodate a tree save area in the 0.20-acre pocket park. The request to allow an alley to count toward the minimum lot size has been approved at other Downtown subdivisions, including East of Main 2. The average area of a lot minus the alley is 4,213 square feet, representing a 9% reduction. Stream buffer variances have been approved on adjacent properties, with AFUMC piping the section to the west and East of Main 2 granted a reduction in the stream buffer from 150' to 75'.

4. Relief, if granted, would not cause substantial detriment to the public good or impair the purpose and intent of the City of Alpharetta ordinances.

Response: Approval of the variances should not cause substantial detriment to the public good. The proposed side setback reduction would accommodate a tree save area in the 0.20- acre pocket park. The request to allow an alley to count toward the minimum lot size has been approved at other Downtown subdivisions, including East of Main 2. The average area of a lot minus the alley is 4,213 square feet, representing a 9% reduction. Stream buffer variances have been approved on adjacent properties, with AFUMC piping the section to the west and East of Main 2 granted a reduction in the stream buffer from 150' to 75'.

- CONCURRENCES: Staff has reviewed the applicant's proposal and finds that it can generally support the request for comprehensive land use plan amendment, rezoning and variance. The comprehensive land use plan amendment is consistent with the designation of a portion of the subject property and contiguous properties to the east. The zoning proposal is consistent with the vision of the Downtown Master Plan and is suitable as it relates to the use and development of adjacent or nearby properties, which are primarily developed with similar residential uses and densities. Approval of the variances should not cause substantial detriment to the public good, if the stream buffer encroachment is properly mitigated as approved by Staff.
- The report submitted by the applicant states that property owners within 500' were contacted regarding the applicant's intent. The report states that the applicant was contacted by three (3) residents requesting informational packets, sales price of homes and developer information.
- CZIM was held on January 13, 2021. There were questions about the size and price point of the homes, as well as parking. Public comments were in support of the applicant's proposal.
- Council Member Hipes expressed concern about there being enough space for trash and delivery trucks to comfortably access and travel on this road, as well as the capability of providing a pedestrian connection off the west end of the property.
- Attorney Donald Rolader, 200 Foothills Pkwy, Marble Hill, GA 30148, came forward as a representative for Vision Development Partners, LLC.
- President of Vision Development Partners, LLC., Steven Smith, 380 Majestic Cove, Milton, GA, 30004, came forward to discuss the application.
- Vice President of Business Development for Landis Evans & Partners, Cris Owens, came forward to discuss the proposed properties.
- Principal at Classical Studios, David Grace, 2564 Hearthstone Circle, Marietta, GA 30062, came forward to discuss the architecture.
- Jeremy Scott came forward to speak on behalf of the Alpharetta First United Methodist Church, who is in support of this application.

Public Comment

- Thomas LeCain, 255 Cricket Lane, Alpharetta, GA 30009, came forward in support of this item.
 - Jim Pixley, 245 Cricket Lane, Alpharetta, GA 30009, came forward in support of this item.
 - Member of the Alpharetta First United Methodist Church, Dave Pratt, came forward in support of this item.
- ❖ Council Member Richard offered a motion to approve CLUP-21-01/Z-21-02/V-21-03 THE 1858, subject to the following conditions:
1. The site, consisting of approximately 1.68 acres, shall be zoned DT-R and developed substantially similar to site plan prepared by Plum Creek Consulting, revised 1/20/2021, except for modifications required to comply with the conditions below. However, lot yield depicted is not guaranteed and subject to meeting all City code requirements and conditions of zoning.
 2. The comprehensive land use designation of the property shall be 'Downtown Residential Density'.
 3. Architecture and materials shall be developed substantially similar to the submitted renderings, except for modifications required to comply with comments from the Downtown Consultant and in compliance with the Alpharetta Downtown Code, subject to final approval by DRB. A minimum of six (6) homes shall be 4-sided brick or stone and each home shall have a unique elevation with respect to design, material, and color. A minimum of six (6) homes shall have a chimney and a minimum of six (6) homes shall have a front covered porch.
 4. Building height shall be limited to no more than 2 stories and 35' along Cumming Street.
 5. Lots shall have a front yard defined by a decorative low wall (brick or stone) or hedge with columns (brick or stone), as approved by DRB. Hardscape in front yards is limited to decorative brick pavers and/or steppingstones and shall not cover more than 25% of the front yard.
 6. Side setbacks shall be 8' between structures and private alley shall be permitted to count toward meeting the minimum lot size. Variances to the maximum lot coverage shall not be permitted.
 7. Cumming Street streetscape shall generally be improved as follows: 30' half width right-of-way to incorporate a min. 4' planter, 8' concrete sidewalk, 10' travel lane, street trees and decorative pedestrian lights, with final approval by Staff.
 8. Shade trees shall be required in the planter along Cumming Street and behind the sidewalk within the 10' landscape strip as a continuation of what has been planted or designed in the Downtown and outside of utility easements, as approved by DRB. In lieu of tree grates, the soil area around street trees shall be planted with evergreen ornamental grasses, ground covers and/or shrubs.
 9. Residential alley shall meet the streetscape standards in the Alpharetta Downtown Code.

10. Project entrance shall include decorative paver apron, landscaping, and low wall.
11. Northwest corner of the property shall include a community focal feature, as approved by the Alpharetta Cultural Arts Committee.
12. Pocket park shall be developed with a park-like setting with decorative landscape, hardscape, low walls, and seating. Landscape shall include plant selections promoting the historic Downtown. Exotic and invasive trees and shrubs shall be removed in the pocket park, as approved by Staff.
13. Creeping vines shall be planted to cover retaining and low walls, as approved by Staff.
14. Trees shall be saved as depicted on the tree save plan prepared by Plum Creek Consulting, revised 1/20/2021. Developer shall save tree# 145 (18" Magnolia), 146 (17" Magnolia), 148 (14" 2 Redbud) and 149 (13" Redbud), if it is determined by Staff that those trees were incorrectly located on the site plan and reasonable effort can be made to save those trees. Developer shall make reasonable efforts to save additional trees in the pocket park.
15. Developer shall plant the area west of Lot 1 to landscape buffer standards and a 5' landscape strip shall be planted along the eastern property line.
16. Fences and walls visible from the public right-of-way shall be decorative, as approved by Staff. Unfinished wood fences and decks shall not be visible from the street.
17. Prior to the issuance of an LDP, developer shall provide the City with a copy of the parking agreement with AFUMC for 12 off-site parking spaces. A pedestrian connection shall be provided from the offsite parking with final approval by staff.
18. Stream buffer encroachment and 80' average width enhanced buffer shall be permitted as depicted on the site plan prepared by Plum Creek Consulting, revised 1/20/2021. In addition to the proposed enhanced buffer (invasive species removal and revegetation north side of stream), developer shall provide additional measures (one or a combination of the measures below) to mitigate the stream buffer encroachment, as approved by Staff, such as using:
 - A. Provide an additional 20% runoff reduction or water quality volume for the project's new impervious area, which is in addition to the standard requirements.
 - B. Provide an ecological assessment of existing vegetation for the off-site riparian buffers on the south side of the stream on the AFUMC property, including recommendations for vegetative management. The plan shall detail means and methods of exotic and invasive plant removal, as well as revegetation of the area with native riparian plants (trees, shrubs, and groundcovers) in order to fill-in existing gaps or gaps created by the removal of exotic and invasive plants. Provide a list of proposed plants and quantities. Vegetative management plan shall be implemented for four-times (4x) the proposed undisturbed buffer encroachment.
 - C. Provide off-site stream restoration within the watershed.
 - D. Other options that provide an ecological lift, as approved by Staff.

19. Developer shall provide an additional 20% channel protection volume in addition to the standard requirement for the site, as approved by Staff. An exemption from channel protection volume as described in GSMM2.2.4.2 will not be permitted for this project.
 20. Garbage pickup shall be from the alley, not Cumming Street.
 21. No more than 10% of the residential units shall be permitted to be rented, as recorded in the HOA's declarations and covenants.
 22. HOA shall require vehicles for services of homes in THE 1858, such as delivery vehicles, limousines, housekeeping, etc., shall park in the development and not on Cumming Street.
- The motion received a second from Mayor Pro Tem Mitchell
 - The motion was approved unanimously (7-0)

VII. OLD BUSINESS

A. Approval of Fiscal Year 2021 Mid-Year Budget Amendment (2nd Reading)

- Director of Finance, Tom Harris, came forward to present this item.
- Staff is recommending that Mayor and Council approve the Fiscal Year 2021 Mid-Year Budget Amendment and the ordinance as presented.
- The purpose of the Fiscal Year (FY) 2021 Mid-Year Budget Amendment is to amend the base budget as adopted by City Council for targeted initiatives that have already occurred (e.g., during the first 7 months of the fiscal year) or are planned to occur before year-end.
- Initiatives are discussed in detail within the FY 2021 Mid-Year Budget Requests, which is attached to the agenda packet.
- Changes to the Mid-Year Budget Amendment since the 1st Reading (2/15/2021) include the following: +\$115,000 for Town Green Artificial Turf.
- The following list provides, by department, the associated detail/justification for each targeted initiative requested through the FY 2021 Mid-Year Budget Amendment:
- **General Fund:**
 - o City Administration:
 - Initiative: Economic Development Director position (+1 FTE) - Funding Request: \$43,000 (FY 2021 partial-year); \$170,000 annualized (FY 2022)
 - Initiative: Georgia Municipal Association (reactivate membership)- Funding Request: \$20,000 annually
 - o Human Resources:
 - Initiative: eForms software (NeoGov HRIS software) - Funding Request: \$9,000 (\$1,500 one-time; \$7,500 year 1; \$14,500 annually thereafter)

- o Public Safety:
 - Initiative: Transfer of 3 DEA funded Police Officer positions to the General Fund - Funding Request: \$100,000 (FY 2021 partial-year); \$338,000 annualized (FY 2022)
 - Initiative: FususONE software - Funding Request: \$25,000 annually
- o Recreation, Parks & Cultural Services:
 - Initiative: Maintenance of New Parks - Funding Request: \$42,200 (FY 2021 partial-year); \$84,000 annualized (FY 2022)
- o General Government:
 - Funding Sources: \$239,200 (revenue; Insurance Premium Taxes)
Funding totaling \$239,200 is available through the above revenue collections for Insurance Premium Taxes outpacing budgetary expectations for FY 2021.
- **Impact Fee Fund:**
 - o Initiative: AlphaLoop Grant Matches - Funding Request: \$745,000
 - o Initiative: Union Hill Rd Mid-Block Crosswalk (Greenway Extension)- Funding Request: \$200,000
- **Capital Project Fund:**
 - o Public Works:
 - Initiative: Mini-Excavator Replacement - Funding Request: \$42,000
 - Initiative: Chipper Insert - Funding Request: \$35,000
 - o Information Technology:
 - Initiative: Operational Assessment - Funding Request: \$50,000
 - o Community Development:
 - Initiative: Teleworking Equipment - Funding Request: \$21,000
 - Initiative: Brookside Focus Area Streetscape and Connectivity Plan - Funding Request: \$18,000
 - Initiative: South Main Street Creative Placemaking Plan – ARC LCI Supplemental Study Grant Match - Funding Request: \$16,000 (grant match)
 - o Recreation, Parks & Cultural Services:
 - Initiative: Retaining Wall Replacement (Old Rucker Road Park) - Funding Request: \$30,000
 - Initiative: Town Green Turf - Funding Request: \$115,000
 - o General Government:
 - Funding Sources: \$212,000 (Non-Allocated)
- City Attorney, Sam Thomas, read the ordinance aloud.

Public Comment

- No Public Comment

- ❖ Council Member Binder offered a motion to approve the Fiscal Year 2021 Mid-Year Budget Amendment and the ordinance as presented
 - The motion received a second from Council Member Richard
 - The motion was approved (6-1); Council Member Burnett voting in opposition

VIII. NEW BUSINESS

A. List of Approved Substitute Municipal Court Judges

- Director of Court Services, Brooke Lappin, came forward to present this item.
- Staff is recommending that Mayor and Council approve the following list of substitute judges:
 - o Lee Whiteside
 - o Jared Mitnik
 - o Richard Hicks
 - o Scott Carter
- In the event that the Chief Judge for the City of Alpharetta is absent or recuses himself or herself, a substitute Judge shall be selected by the Court Clerk from a list approved by the City Council per Section 4.16 of the City Charter.
 - o Sec. 4.16. - Absence of judge.
 - o (a) Subject to subsection (b) of this section, in the event that the judge is absent, recuses himself or herself, or is otherwise unavailable for court, a substitute judge shall be selected by the court clerk from a list approved by the city council. The list shall include only individuals who meet the qualifications listed in subsection (b) of this section for appointed part-time, full-time, or stand-by judges.
 - o (b) In addition to the judge provided for in section 4.11 of this Act, the municipal court may be presided over by such part-time, full-time, or stand-by judges as the city council, in its discretion, deems necessary to meet the needs of the court. All such judges shall have attained the age of 21 years, shall be a member of the State Bar of Georgia, and [shall] possess all qualifications required by law. Such judges need not be residents of the city. All judges shall be appointed by the city council and shall serve until a successor is appointed and qualified. Compensation of the judges shall be fixed by ordinance. Judges shall serve at will and may be removed from office at any time by the city council, unless otherwise provided by ordinance. Before assuming office, each judge shall take an oath, given by the mayor, that the judge will honestly and faithfully discharge the duties of the office to the best of that person's ability and without fear, favor, or partiality. The oath shall be entered upon the minutes of the city council journal.

Public Comment

- No Public Comment

- ❖ Council Member Hipes offered a motion to approve the appointment of the following list of substitute judges; Lee Whiteside, Jared Mitnik, Richard Hicks, and Scott Carter

- The motion received a second from Council Member Merkel
- The motion was approved unanimously (7-0)

B. Resolution for Atlanta Regional Commission LCI Supplemental Study for the South Main Street Corridor

- Director of Community Development, Kathi Cook, came forward to present this item.
- Staff is recommending that Mayor and Council approve authorization (resolution) for submittal of the South Main Street Creative Placemaking Plan - LCI Supplemental Study grant application to the Atlanta Regional Commission.
- The City is seeking to develop a Creative Placemaking Plan for the South Main Street corridor. This is in response to the community prioritizing South Main Street as the #2 area of the City in need of redevelopment in conjunction with the Horizon 2040 Comprehensive Plan public outreach effort.
- The Atlanta Regional Commission (ARC) accepted the 2015 Downtown Master Plan update as meeting the requirements for an LCI and has designated the Downtown area as such. The plan would develop and define creative placemaking, public space activation, and interactive art strategies and concepts to promote the redevelopment of South Main Street into a mixed-use, walkable area.
- ARC requires a minimum 20% match, which based on an estimated project budget of \$80,000 the City's commitment would be \$16,000. This funding request is currently part of the 2021 Mid-Year Budget ordinance (2nd reading on 2/22/2021).
- City Attorney, Sam Thomas, read the resolution aloud.

Public Comment

- No Public Comment
- ❖ Council Member Richard offered a motion to approve authorization for submittal of the South Main Street Creative Placemaking Plan - LCI Supplemental Study grant application to the Atlanta Regional Commission and the resolution as presented
 - The motion received a second from Council Member Burnett
 - The motion was approved unanimously (7-0)

IX. WORKSHOP

A. Possible Wedding Venues Locations

- Director of Parks, Recreation and Cultural Services, Morgan Rodgers, and President of the ACVB, Janet Rodgers, came forward to present this item.
- With assistance from the Alpharetta Convention and Visitors Bureau, staff reviewed possible sites to be used as wedding venues on city-owned property. The following four (4) locations were selected and the estimated cost to improve the locations:
 - o The Mansell House - \$ 11,500
 - o Formal Courtyard at City Hall - \$ 7,500
 - o Arts Center - \$25,000
 - o Rock Mill Park - \$ 27,500
- Weddings have been identified as a significant market segment for Alpharetta Hotels. These locations could help with bringing more weddings, hotel room nights and general business to Alpharetta.
- Mrs. Rodgers presented the ACVB's plan to market and promote each city wedding venue:
- **Marketing:**
 - o Work with Recreation & Parks to get the venue details needed to share with the public
 - o Schedule a photographer to get photos of the venue
 - o Create both electronic & printed collateral piece about the venue for marketing efforts
 - o Write and distribute press release to the media about the venue
 - o Add the venue details & contact info to our CVB website
 - o Add the venue & contact info to our master Event Facilities Guide
 - o Create and distribute scheduled social media posts about the venue
 - o Research and evaluate paid opportunities to market the venue on social media
 - o Create & distribute a dedicated eblast to the CVB e-newsletter database
 - o Partner with venue contact to help them create a free venue listing on TheKnot.com and WeddingWire.com
 - o Work with the City of Alpharetta contact to get venue info on city's website
 - o Contact local civic organizations and ask them to distribute the venue collateral
 - o Research and price out local advertising opportunities
 - o Intertwine the venue info into the CVB's collateral

- **Sales:**
 - o Share and distribute the collateral piece for each venue to:
 - All pending CVB wedding leads and contacts
 - Any new wedding leads or contacts
 - All third-party wedding planners and wedding vendors
 - All local event rental companies
 - All local bridal shops
 - All Alpharetta hotel sales managers
 - Alpharetta Wedding Alliance (AWA) vendors
 - Faith based planners
 - All other local wedding venue contacts
 - o Work with venue contact to ensure hotel room night leads are sent to CVB
 - o Host a familiarization gathering at the new venue
- Council Member Hipes expressed concern over the city's return on investment regarding putting the estimated dollar amounts toward these potential wedding sites. Additionally, he expressed concerns about the city getting into the event planning business when we are currently discussing outsourcing some of the city's larger events.
- Council Member Richard is concerned with the Recreation, Parks, & Cultural Services Department taking on the additional task of renting wedding venues with all that entails.
- Mayor Pro Tem Mitchell is in support of this item and believes Alpharetta can be the next wedding venue capital of northeast Georgia.
- Mayor Gilvin briefly discussed the projected loss of projected revenue from Hotel/Motel taxes and how this project can increase those sales and help the hospitality industry who has been hit hard by the COVID-19 pandemic.
- Mayor Gilvin will continue to discuss this with the council members who have concerns and look for ways to tweak the proposal to address those concerns in effort to bring this back as a new business item for a vote.
- This item was presented for informational and discussion purposes. No formal action is requested at this time.

B. Preliminary List of Parks Projects for Possible Bond Issue

- Director of Recreation, Parks & Cultural Services, Morgan Rodgers, came forward to present this item.

- Possible Bond Referendum Items:

o Wills Park Equestrian Renovation build out	5,000,000
o Will Park Master Plan projects	4,000,000
o Mid Broadwell Park build out	500,000
o Milton Avenue design & build out	2,000,000
o Old Rucker Park design & build out	2,000,000
o Union Hill Park re-development/trailhead	2,000,000
o Farmhouse Park design & build out	3,000,000
o Brookside Park (Phase 1 – connection/bridge)	2,000,000
o Waters Road Park design & build out	2,000,000
o Turf Webb Bridge large Soccer field	1,000,000
o Park Land Acquisition	6,000,000
Total	\$29,500,000

- Based on feedback from Mayor and Council at the February 15th City Council Meeting, the following changes were made to the list of potential bond items:
 - o Added Brookside Park (Phase 1 – connection/bridge)
 - o Added Waters Road Park design & build out
 - o Reduced the Wills Park Master Plan by \$1M
 - o Combined Park Land Acquisition into one line item and reduced the amount from \$8M to \$6M
- Council Member Hipes recommended that we include a separate bullet point for the Alpha Loop under Park Land Acquisition. Additionally, he believes that the Farmhouse Park has less appeal to the majority. Mr. Hipes would also like the stormwater park at North Point added to the list.
- With the addition of the Alpha Loop under Park Land Acquisition, Council Member Burnett and Mayor Pro Tem Mitchell are in support of the list presented.
- Mayor Gilvin expressed concern for the lack of parkland development on the North Point Corridor and the amount allocated to the Farmhouse Park design and build out.
- Council Member Merkel added that this list of projects needs to include those that have the biggest impact on the most people in our community.
- This item is being presented for informational and discussion purposes. No formal action is requested at this time.

C. Encore Greenway Extension and Park

- City Administrator, Bob Regus, came forward to present this item.
- Director of Community Development, Kathi Cook, came forward to present a brief background of the project and the results of numerous public input meetings. Members of the community have asked that the Gateway Park include places to stop, rest, relax, learn, and socialize. Director Cook presented renderings of these areas with creative architectural elements constructed from organic materials (i.e., salvaged logs or boulders) that provide interest and interpretive learning opportunities.
- Director of Public Works, Pete Sewczwicz, came forward to discuss proposals received from the engineering company, AECOM. (\$462,000 – formal permitted design of the trail and three conceptual plans with cost estimates to build)
- Mayor Gilvin recommended that staff decide what the gateway should look like and what visual impact it should have.
- This item was presented for informational and discussion purposes. No formal action is requested at this time.

D. City Manager / City Administrator

- City Administrator, Bob Regus, came forward to present this item.
- Mr. Regus discussed the different structures of government as it relates to a City Administrator or Manager and how they interact with City Council.
- Council Member Binder recommended that Council take a deeper look at the City Charter to see what if any changes need to be made.
- This item was presented for informational and discussion purposes. No formal action is requested at this time.

X. PUBLIC COMMENT

- Ruth Ann Tatum, 250 Pebble Trail, Alpharetta, GA 30009, came forward to comment on additional sites that could be used as a possible wedding venue.

XI. REPORTS

- Council Member Richard wished City Attorney, Sam Thomas, a happy birthday.

XII. ADJOURNMENT

- ❖ With no further business to discuss or items to be heard, Mayor Gilvin adjourned the meeting to Executive Session at 10:01 P.M.

Respectfully submitted,


Erin Cobb, City Clerk



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By:

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: ALCOHOLIC BEVERAGE LICENSE APPLICATION

II. RECOMMENDATION:

III. BUDGET IMPLICATIONS:

BUDGETED ITEM: NO

FISCAL IMPACT: NO

INCLUDED IN CURRENT FY CPTL BUDGET: NO

INCLUDED IN CURRENT FY OPRT. BUDGET: NO

TOTAL PROJECT COST:

APPROPRIATIONS:

<u>ACCOUNT TITLE/NUMBER</u>	<u>DOLLAR AMOUNT</u>

EXTERNAL FUNDING SOURCES:

<u>ACCOUNT TITLE/NUMBER</u>	<u>DOLLAR AMOUNT</u>

IV. REPORT IN BRIEF:

V. ALTERNATIVES:

VI. ATTACHMENTS:



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By:

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: PH-21-AB-07 FIRST WATCH RESTAURANTS, INC.
D/B/A FIRST WATCH
3450 OLD MILTON PARKWAY
ALPHARETTA, GA 30009

RESTAURANT
CONSUMPTION ON PREMISES
LIQUOR, BEER, WINE & SUNDAY SALES

OWNERS: FIRST WATCH RESTAURANTS, INC.
REGISTERED AGENT: TODD SMITH

II. RECOMMENDATION:

III. BUDGET IMPLICATIONS:

BUDGETED ITEM: NO

FISCAL IMPACT: NO

INCLUDED IN CURRENT FY CPTL BUDGET: NO

INCLUDED IN CURRENT FY OPRT. BUDGET: NO

TOTAL PROJECT COST:

APPROPRIATIONS:

<u>ACCOUNT TITLE/NUMBER</u>	<u>DOLLAR AMOUNT</u>

EXTERNAL FUNDING SOURCES:

<u>ACCOUNT TITLE/NUMBER</u>	<u>DOLLAR AMOUNT</u>

IV. REPORT IN BRIEF:

V. ALTERNATIVES:

VI. ATTACHMENTS:

First Watch PH minutes



**CITY OF ALPHARETTA
PUBLIC HEARING
LIQUOR LICENSE**

DATE: February 25, 2021
TIME: 2:00 P.M.
LOCATION: <https://zoom.us/j/92202149583>

Official Minutes

The public is advised the following minutes are not a verbatim transcription of business presented at the Public Hearing of the date shown but are a synopsis of pertinent information. The public is further advised the tapes recorded at said meeting are a matter of public record and are available to be heard at the City of Alpharetta Clerk's office during normal business hours.

I. CALL TO ORDER: City Attorney Sam Thomas, called the meeting to order at 2:00 P.M.

II. LICENSE APPLICATIONS:

1. PH-21-AB-07 First Watch Restaurants, Inc.
 d/b/a First Watch
 3450 Old Milton Parkway
 Alpharetta, GA 30009

 Restaurant
 Consumption on Premises
 Liquor, Beer, Wine & Sunday Sales

 Owners: First Watch Restaurants, Inc.
 Registered Agent: Todd Smith

Michael Sard of Sard & Leff, LLC at 3780 Roswell Road, Atlanta, GA 30342 was present on the call. Todd Smith at 95 Overhill Bend, Johns Creek, GA 30005 who is the registered agent for First Watch was also on the call.

Mr. Sard stated First Watch is a nation-wide restaurant serving breakfast and lunch only and are not open in the evenings. They are adding alcoholic beverages to their menus across the county. They presently have alcohol licenses at their locations in Atlanta and Cobb County, and expanding to the other 11 locations in

Georgia, including Alpharetta. They anticipate 9-10% of their sales to be alcohol. Mr. Thomas reminded them they need to be familiar with the City of Alpharetta alcohol ordinances. Erin Cobb, City Clerk, mentioned the employees will need to obtain pouring permits to which Mr. Sard replied he had already sent Mr. Smith the application(s). First Watch has already submitted their alcohol license to the state of Georgia.

Public Comment: No Public Comment

Mr. Thomas recommended that this license be approved and confirmed it will be on the Consent Agenda at the City Council Meeting scheduled for Monday March 1, 2021 at 6:30 P.M.

The applicant is required to appear in person on March 1, 2021 should Council have any questions regarding this application. Once City Council approves the application, applicant will be allowed to pick up and pay for their alcohol license at City Hall in Community Development.

III. ADJOURNMENT: With no further business to discuss or items to be heard, City Attorney Sam Thomas adjourned the meeting at 2:05 P.M.

Respectfully submitted,

Kiersten VanHorn

Kiersten VanHorn, Assistant City Clerk



City Council Meeting STAFF REPORT

Submitting Department: Public Works
Submitted By: Pete Sewczwicz
Sponsored By:
Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: ENCORE GREENWAY - GATEWAY

II. RECOMMENDATION:

Please approve AECOM's proposal in the amount not to exceed \$460,000.00 for the preparation of construction documents for the design of the Encore Greenway Connection, 3 concepts of a Gateway to the Greenway, and authorize the Mayor to execute all necessary documents.

III. BUDGET IMPLICATIONS:

BUDGETED ITEM: NO

FISCAL IMPACT: NO

INCLUDED IN CURRENT FY CPTL BUDGET: NO

INCLUDED IN CURRENT FY OPRT. BUDGET: NO

TOTAL PROJECT COST: \$460,000

APPROPRIATIONS:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT
Non-Allocated (TSPLOST Fund; 33590200-579000)	\$370,000.00
Non-Allocated (Capital Fund; 30190200-579000)	\$90,000.00

EXTERNAL FUNDING SOURCES:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT
Contributions from Other Agencies (TBD)	\$0.00
-	\$0.00

IV. REPORT IN BRIEF:

Back in 2018 the City of Alpharetta adopted a major update to the North Point Activity Center Livable Centers Initiative (LCI) Plan. Mentioned in this plan was Encore Parkway serving as a Gateway to one of the City's greatest assets – Big Creek Greenway. In the latter half of 2019 the City of Alpharetta moved forward with adoption of the North Point Creative Placemaking Plan. This plan expanded on the update of the LCI Plan. Two key components of this plan was the adoption of the concepts of The PARKway and the River of Trees. The PARKway focused on the North Point corridor and how adding elements of arbors, wide sidewalks, bio-swales for stormwater management, creative/decorative crosswalks, and other aesthetic elements would enhance the corridor. The River of Trees concept utilized the existing natural elements of the area and tied these elements to the Big Creek Greenway. Then in 2020, the City adopted the North Point Area and Alpha Loop Trail Feasibility Study. The study looked more in-depth into how Encore Greenway can serve as the connecting piece of bridging the Alpha Loop on the west side of 400 with the Big Creek Greenway on the east side of GA 400. In this feasibility plan, the intersection of Encore and North Point Parkways were examined more closely regarding how to connect to the Big Creek Greenway and how gateway elements could be added to bring attention to the area. Pictures illustrating examples of such are attached.

Based on the various adopted plans over the years and the desire of the City to revitalize aspects of the corridor, the City reached out to an on-call vendor, AECOM, to prepare a proposal to design a greenway connection from the intersection of Encore Parkway and North Point Parkway. Through a series of meetings and discussions with City staff and elected officials it was determined a gateway component also needed to be included in the design. The challenge with this approach was that AECOM did not have a specific concept to prepare construction plans and their cost proposal may or may not be accurate for design of the gateway. City staff circled back with AECOM and determined to combine the two proposal into one. More specific, AECOM will prepare construction plans for the Greenway connection and also develop 3 concepts of

gateway element(s) that will be presented to Mayor and Council at a later date for approval. The cost of the construction plans to design the gateway can then be determined more accurately since AECOM knows what specifically they are designing.

While concepts are being developed and considered, AECOM will be gathering field data and identifying natural elements (creeks, specimen trees, floodplain, and wetlands) to work around to develop the best experience possible to travers from the intersection of Encore and North Point to the Big Creek Greenway. The starting point of the Greenway is known and so is the ending point. The future greenway will start at Encore Parkway/North Point Parkway and end at the intersection of the trail from the North Point Parking Lot, a 5' nature trail, and the existing Big Creek Greenway. Presently there is a kiosk (see attached picture) at this intersection.

AECOM's proposal of \$460,000 is based on a fairly quick timeline, 15 months. The anticipated timeframe includes design time and obtaining permits. Due to existing wetlands a US Army Corps Permit will be required. AECOM has experience in obtaining the necessary permit and based on their previous work obtaining the permit will take approximately 90 days. Subtracting the permit time as well as the time to develop/approve concepts, the team is left with 9 months to accomplish all of the necessary design work. The schedule is quick, yet attainable.

The City is always looking for partners on projects. The North Fulton Community Improvement District (NFCID) staff has taken an interest to the project and is in communications with their board on how to partner with the City on this project. The NFCID was extremely instrumental and the lead entity in the design and construction of Encore Parkway Bridge from Westside Parkway to North Point Parkway. The City has had tremendous success on various projects partnering with the NFCID and City Staff sees no reason why this project would be any different.

V. ALTERNATIVES:

VI. ATTACHMENTS:

Alpharetta Letter Proposal_Big Cr Grnwy Conn at Encore Gateway Park_2021-02-18, Examples of Encore Greenway-Gateway, Encore Greenway Connection Point



Built to deliver a better world

AECOM
1360 Peachtree Street NE,
One Midtown Plaza, Suite 500
Atlanta, GA 30309
www.aecom.com

404 965 9600 tel
404 965 9605 fax

February 18th, 2021

Mr. Pete Sewczwicz
Director, Department of Public Works
City of Alpharetta
1790 Hembree Rd.
Alpharetta, GA 30009

Re: Task Order Proposal: Big Creek Greenway Trail Connection at Encore Parkway & Gateway Park
On Call Contract for Professional Engineering Services

Dear Mr. Sewczwicz,

AECOM Technical Services, Inc. ("AECOM") is please to submit this proposal to The City of Alpharetta ("Client") with regard to the survey, planning, design, geotechnical, and environmental efforts for the Big Creek Greenway Trail Connection at Encore Parkway and the associated Gateway Park.

Scope of Work:

The Scope of Work shall be as indicated in Attachment 'A'.

Deliverables:

The Deliverables shall be as indicated in Attachment 'A'.

Schedule:

The anticipated schedule is approximately 12 months from NTP until the project is ready to advertise to a contractor; this assumes that the permitting will occur while the project is advertised and as the contractor is mobilizing. The permitting is assumed to take the standard 90-day duration so construction could not break ground on any of the permitted project area until the permit is obtained. Because the site is located in a low-lying, wet, floodplain area, it is likely that the majority of the project footprint will need to be permitted. See Attachment 'C' for further schedule details.

Compensation:

Compensation for Services shall be be the stipulated sum of **\$460,000** including direct expenses. A summary by phase and discipline is included in Attachment 'B' and a detailed hourly breakdown can be provided upon request. The rates established in the on-call contract were utilized to develop the estimate. It is a "budgetary" number, a conservative estimate to deliver the enclosed scope as we understand it, and intended to account for risks as best as we could identify them in the allotted timeframe.

Commencement of Work:

By signing this Proposal and returning it to AECOM, Client is agreeing to these terms and authorizing AECOM to proceed with the tasks described herein. Any changes to this Proposal shall be in writing and signed by both parties.

Master Services Agreement

All work, procedures and compensation will be in accordance with the Professional Services Agreement between AECOM and The Client, as signed on September 3, 2016.

AECOM appreciates the opportunity to work on this important project and we look forward to continued success with the City of Alpharetta.

If you agree to this Proposal, please indicate so by signing two copies of this Proposal and return a copy to AECOM for our records. Otherwise, email notification of award followed by an executed purchase order with NTP, as we have done on previous task orders, would be sufficient.

AECOM Technical Services, Inc.

CLIENT: City of Alpharetta



Signature

Garrick Edwards, PE
Director of Transportation

Signature

Printed Name & Title

Attest: _____
City Clerk

Attachment 'A'

Re: Task Order Proposal: Big Creek Greenway Trail Connection at Encore Parkway & Gateway Park
On Call Contract for Professional Engineering Services

Attached is a proposal for an additional task order under our on-call contract to provide Professional Engineering Services to the City of Alpharetta executed on September 3, 2016. This proposal is based on a January 29th phone call with Pete Sewczwicz and subsequent discussions regarding a proposed trail connection and park. AECOM Technical Services, Inc. will provide the engineering, planning, and environmental services. MC Squared will provide geotechnical services, and Southeastern Engineering (SEI) will provide the survey and SUE services on this task order.

Project understanding:

AECOM understands the City of Alpharetta wants to construct a trail connection to the Big Creek Greenway from the intersection of North Point Parkway and Encore Parkway. A significant portion of the trail will be constructed on a raised boardwalk with a concrete deck. At the trail entrance, a Gateway Park will be constructed. The scope is to include roadway/trail design, park planning and concept design, bridge/structural design, environmental survey and permitting, survey, limited SUE activities, and geotechnical testing. The trail connection will be planned and designed to complement the park elements and both element will build upon previous planning studies and other work conducted by the City. The project will be funded with local funding. No GDOT involvement is anticipated.

Scope & Approach:

The following is a brief description of the project scope and approach broken down by discipline, then phase.

Roadway/Trail Design

Two alternatives will be evaluated in the concept phase. The graphic below shows the general location of the City's desired alignment in blue. It measures approximately 1,200-ft in length. The concept will be designed on GIS or a drone-flown LIDAR-generated surface. Field run survey will be done concurrently with the concept phase. An alternative will be selected based off of cost to the City, benefits to the end users, and impacts to right of way and environmental resources.



Once the Concept Alternative is selected, the plans will be developed in conformance to previous projects we have done with the City. One long design phase, rather than separate preliminary and final phases, is anticipated. An intermediate touch point with the City can be established upon NTP and further discussions. At the end of the Design Development phase, a review meeting will occur with the City. AECOM will address comments and provide the City with documentation (either a written report or marked up plan set).

While not along a developed area, AECOM still anticipates some level of utility coordination will be required. There will likely be conflicts to address at the tie-in to the North Point Pkwy. sidewalk and there is a major sanitary sewer line running along the Greenway that the trail connection and/or boardwalk may have to cross. Two utility submittals have been included in the scope. The surveyor will also provide a SUE QL-B report to support the utility coordination efforts.

The project will disturb more than one acre and full-scale erosion control plans will be necessary, along with an NPDES Permit. AECOM will handle the coordination with EPD and anticipates that the City will file the NOI as we have done on previous projects.

AECOM will provide stamped Final Plans, along with special provisions, and an opinion of probable cost. Post construction services such as responding to RFI's and 7-day inspection have been included in the scope.

Environmental

The two primary components of the environmental discipline are survey and permitting. During the Concept Phase, AECOM will conduct environmental surveys and develop a map of environmental resource boundaries, which will be used to design a trail that avoids and minimizes impacts as much as possible. Resource boundaries will be shown on the plans. The environmental team will also participate in the discussions to decide which type of foundation to use for the boardwalk structure. Certain types of foundation systems that do not require excavation, such as driven piles, often do not count as impacts for 404 permitting purposes.

Near the end of the Design Development phase, the permit process will begin. A 404 permit is almost a certainty. It will likely be a regional or nationwide permit. An individual permit is not anticipated or scoped for. A stream buffer variance is also included in the scope.

Bridge/Structural Design

It is understood that the City would like a boardwalk that meanders through the trees and does not necessarily tie down as soon as possible. There will be a complex interplay between the boardwalk design and span arrange that will require the Bridge Team to work closely with the Roadway/Trail Team to evaluate and select an alternative during the Concept phase. The scope herein includes design of an over 1,000-ft long boardwalk structure and should represent a conservative budgetary amount.

The boardwalk will consist of a concrete deck supported on helical, or concrete piles. This design is similar to other sections of concrete boardwalk in the City such as at the north end of the Greenway and along portions of the Alpha Loop, like at Haynes Bridge Rd. The concrete decking will likely be a precast product such as PermaTrak or similar.

A hydraulic & hydrologic analysis is included to account for anticipated stream crossing. There is a tributary to Big Creek that flows through the subject site.



AECOM will provide stamped Final Bridge Plans, along with special provisions, and an opinion of probable cost. Post construction services such as responding to RFI's and shop drawing review have been included in the scope.

Landscape Architecture/Urban Design

The City of Alpharetta's City Council adopted the North Point Creative Placemaking Plan in October of 2019. AECOM will use this document as well as the site's natural environment to develop a concept design for the Gateway Park element. This is a great opportunity for a Gateway, a threshold between the Urban and the Natural Environment. Our initial Concept Phase will explore three alternatives, we anticipate three meetings during the concept phase to establish a final concept with a shared vision. Additionally, having AECOM design both the Big Creek Greenway and the Gateway Park will provide many efficiencies in design and cost.

We understand the site presents some low lying topography this may provide opportunities for an entrance plaza, terraces or overlooks with ramps and stairs as it connects down with the new boardwalk extension of Big Creek Greenway. We will be mindful of circulation as there will be many different users as this will be a signature gateway for not only the Big Creek Greenway but also for the broader North Point Area.

For runners and or cyclists, where stopping is not an option, there should be a clear path with seating areas of to either side. Intersections will be carefully evaluated to prevent interruptions of areas of solitude and areas of activity and pass through.

Our approach to design is transparent, we like to draw up ideas but we also like drawing up participants ideas. We seek the answer through an iterative process in which the participants will become "the Design" of Gateway Park by providing input. We have included one work session with key stakeholders to provide input and feedback.

Our Approach to the Gateway Park Design includes the following phase.

I. Concept Development

- Develop up to (3) concepts of the Gateway Park
- Advance Gateway Feature
- Renderings/Perspectives/Material Boards
- Concept Grading Plans

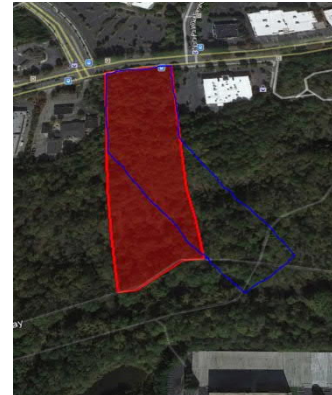
- Conceptual Cost Estimates
- Prepare for and facilitate one Stake Holder Input Meeting

During the concept phase we will revisit the sculptural features provided in the North Point Creative Placemaking Plan. We have excluded detail design including structural engineering fees for the sculptural pieces until a final alternative is selected.

Survey & SUE

Scope and fee is included to conduct a drone LIDAR survey early in the Concept phase. This LIDAR survey would be quick and could be used to generate a DTM surface to use for concept design activities. The effectiveness of the drone survey is limited by leaf cover so if timing does not work out, then the contingency plan is to utilize GIS mapping data to complete the concept design.

The field run survey will be done concurrently with the concept phase of the project since the . The survey area is shown in blue on the following graphic. An Inroads database and associated Microstation V8 files will be developed and a SUE QL-B report will be provided as well.



The cost breakdown is as follows. If the drone-LIDAR is utilized, then the field run database could build on that data and the total amount would come down slightly.

Survey & SUE	\$ 18,000
Drone LIDAR (optional)	\$ 5,000
Total	\$ 23,000

Geotech

Geotechnical analysis is significant component of this project due to the long length of boardwalk and its location in a wet, floodplain area. Soil conditions are not expected to be ideal. Furthermore, with the uncertainty of the final alignment, there could be large variations in the final scope. The following discussion lays out an assumed minimum and maximum scope and fee. We have priced the maximum scope to be conservative since this is intended to be a budgetary number.

For the Trail Connection:

Assume 13 borings spaced at approximately 100 ft. each.

Clearing will be needed to access site

Budgetary estimate: \$58,000 to \$62,000

Additional Borings for Gateway Park:

Assume 3 borings, each to 50-ft, spaced 100-ft apart

Budgetary estimate: \$14,000

General Geotechnical Assumptions:

LRFD analysis including seismic shear wave analysis for determining seismic site class.

Utility locates will be limited to GA 811.

Access through the trail is approved for drilling and clearing equipment.

Tread marks from equipment traversing will be left on the trail (while we will attempt to minimize the impact, this must be expected).

No GDOT involvement or review

Any permits required for limited site clearing for access, to be obtained by the City (including fees)

No seismic site class designation/testing (shear wave analysis etc.)

No rock coring is planned – but for Option two where there is a potential for a bridge to cross the creek. We assume rock coring for that location on either end due to the potential span lengths.

Deliverables:

- 1 – Documentation of Concept decision (layout, cost, recommendation)
- 1 – Survey Database (Inroads, TOPO, PROP, UTLE Microstation files)
- 1 – SUE QLB Report
- 1 – Geotechnical BFI Report
- 1 – NPDES Permit
- 1 – 404 Permit
- 1 – Stream Buffer Variance
- 1 – Hydraulic & Hydrologic Report
- 1 – Documentation that Final Review comments have been addressed
- 1 – Final Plans, Specifications & Estimate Package (for trail & park)

Meetings:

- 1 – Kickoff Meeting
- 1 – Concept Meeting
- 1 – Intermediate “Touch Point” Meeting (if needed)
- 1 – Final Review Meeting

Assumptions/Exclusions:

Elaborate public involvement campaigns are excluded.

Local buffer variance requirements will be waived.

The City’s Post-Construction Stormwater Policy will not apply.

Environmental efforts such GEPA, or NEPA are excluded.

Right of way or construction staking is excluded.

Public meetings and public outreach are excluded.

Architectural renderings are excluded.

Irrigation design is excluded.

Construction oversight or administration is excluded.

Proposal does not include preparation of bid documents.

Structural Engineering/Detail Design of Sculptural Feature until the final alternative is selected is excluded.

Building/vertical architecture is excluded.

Fountain design beyond the concept-level is excluded.

City of Alpharetta
COST PROPOSAL

Proj. No.: n/a
PI No.: n/a
Prime: AECOM
Date: 18-Feb-2021

Project: **Big Creek Greenway Trail Connection to Encore Pkwy.**
County: **Fulton**
Contract Type: **Billable Rates**
Fixed Fee %: **0%**
Master Contract: **16-1009B (on-call)**
Contract Expiration: **31-Aug-2021**
Purchase Order No: **TBD**

Cost Summary

By Phase / Discipline / Firm

▼ Formula Pulls Firm Name from each Discipline Tab

Include a column for each discipline tab included in the proposal.
Ensure formulas link to the corresponding discipline tab.

Phase	Phase Description	Total Fee	0	AECOM	0	AECOM	0	AECOM		Southeastern Engineering Inc.	0	0	MC Squared	0	AECOM	
	Enter discipline provided by firm >>		Project Management	Roadway/Trail Design	Design Support	Bridge Design & Hydraulics	Traffic Operations	Environmental	Environmental	Survey & SUE	Aerial Mapping	Utilities Investigation (SUE)	Geotech	Lighting	Landscape Architecture/Urban Design	
	Totals	\$ 360,060.00	\$ -	\$ 137,100.00	\$ -	\$ 110,660.00	\$ -	\$ 27,300.00	\$ -	\$ 23,000.00	\$ -	\$ -	\$ 62,000.00	\$ -	\$ -	\$ -
1	Concept Development	\$ 61,700.00	\$ -	\$ 42,520.00	\$ -	\$ 19,180.00	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	see attached fee for park design	
2	Database Preparation	\$ 85,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ 23,000.00	\$ -	\$ -	\$ 62,000.00	\$ -	\$ -	
3	Environmental Surveys	\$ 9,950.00	\$ -	\$ 500.00	\$ -	\$ -	\$ -	\$ 9,450.00		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
4	Design Development	\$ 155,880.00	\$ -	\$ 83,730.00	\$ -	\$ 72,150.00	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
5	Right of Way Plans	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
6	Final Plans	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
7	Construction Services	\$ 29,680.00	\$ -	\$ 10,350.00	\$ -	\$ 19,330.00	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
8	Environmental Permitting	\$ 17,850.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 17,850.00		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
9	Public Involvement	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	Fixed Fee	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	

Tab Name>>	PM1	Rd1	DS1	Br1	Trf1	Env1	Env2	Srv1	Map1	SUE1	OMT1	Lt1	LA1
DBE (Yes or No)		No		No		No		Yes			Yes		No
DBE Participation	\$ 85,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 23,000.00	\$ -	\$ -	\$ 62,000.00	\$ -	\$ -
DBE %	23.6%							6.4%			17.2%		
Contract DBE Goal %	0.0%												

City of Alpharetta
COST PROPOSAL

Proj. No.: n/a
PI No.: n/a
Prime: AECOM
Date: 18-Feb-2021

Project: **Additional Fee for Gateway Park Concept Design**
County: **Fulton**
Contract Type: **Billable Rates**
Fixed Fee %: **0%**

Master Contract: **16-1009B (on-call)**
Contract Expiration: **31-Aug-2021**
Purchase Order No: **TBD**

Cost Summary																
By Phase / Discipline / Firm																
Phase	Phase Description	Total Fee	0	AECOM	0	AECOM	0	AECOM		Southeastern Engineering Inc.	0	0	MC Squared	AECOM	AECOM	
	Enter discipline provided by firm >>		Project Management	Roadway/Trail Design	Design Support	Bridge Design & Hydraulics	Traffic Operations	Environmental	Environmental	Survey & SUE	Aerial Mapping	Utilities Investigation (SUE)	Geotech	Lighting	Landscape Architecture/Urban Design	
	Totals	\$ 98,645.00	\$ -	\$ -	\$ -	\$ 2,775.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 14,000.00	\$ 5,000.00	\$ 76,870.00	\$ -
1	Concept Development	\$ 84,645.00	\$ -	\$ -	\$ -	\$ 2,775.00	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ 5,000.00	\$ 76,870.00	
2	Database Preparation	\$ 14,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ 14,000.00	\$ -	\$ -	
3	Environmental Surveys	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
4	Design Development	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
5	Right of Way Plans	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
6	Final Plans	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
7	Construction Services	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
8	Environmental Permitting	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
9	Public Involvement	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
	Fixed Fee	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Tab Name>> PM1 Rd1 DS1 Br1 Trf1 Env1 Env2 Srv1 Map1 SUE1 OMT1 Lt1 LA1																
DBE (Yes or No)			No		No		No			Yes			Yes	No	No	
DBE Participation	\$ 14,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 14,000.00	\$ -	\$ -	\$ -
DBE %	14.2%												14.2%			
Contract DBE Goal %	0.0%															

Include a column for each discipline tab included in the proposal.
Ensure formulas link to the corresponding discipline tab.

ATTACHMENT 'C'

Project:
Design of Big Creek Greenway Trail Connection at Encore Pkwy.
City of Alpharetta Dep't of Public Works
February 18, 2021

Baseline Schedule:

 Denotes AECOM Tasks

 Denotes City Tasks

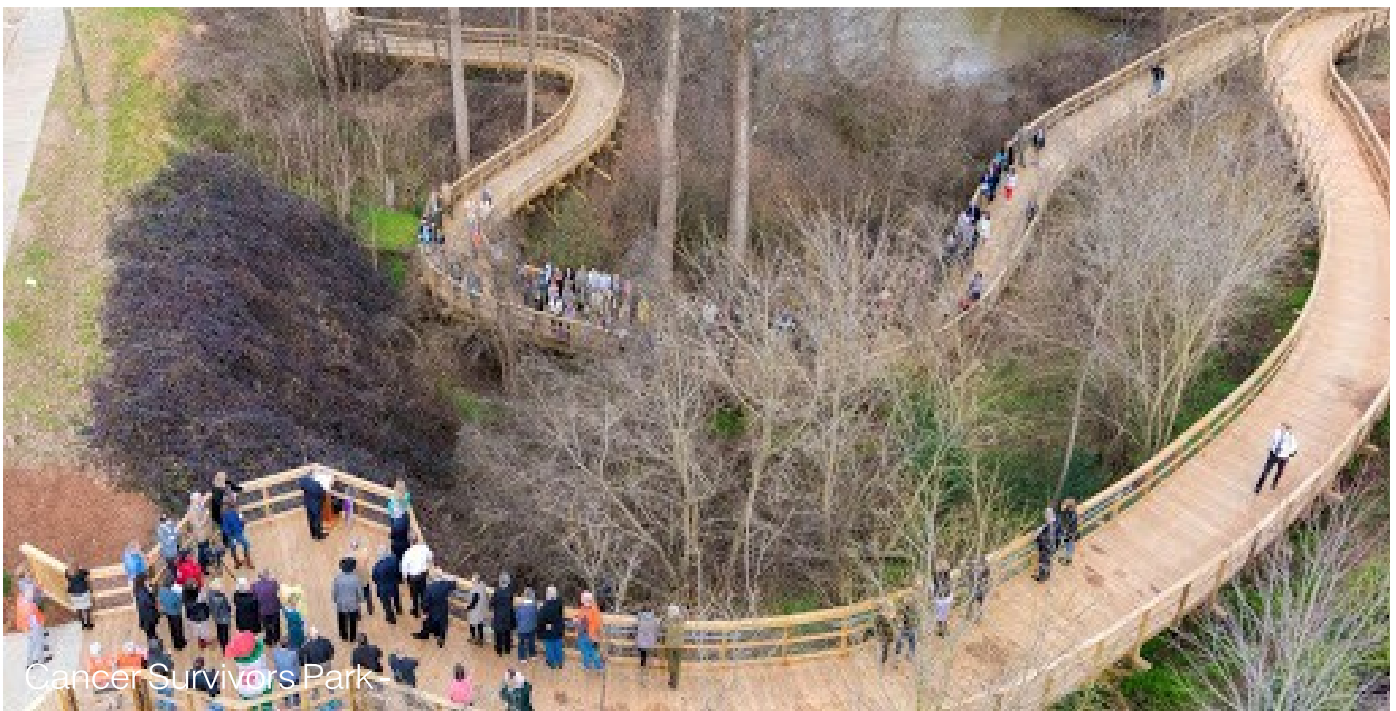
Activity No.	Task	Start	Stop	Duration calendar days	Mar 2021	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan 2022	Feb	Mar	Apr	May	Jun 2022
1	Notice to Proceed & KO Meeting	3/1/21	3/8/21	7																
2	Concept	3/16/21	6/30/21	106																
	Concept Design Activities	3/16/21	6/15/21	91																
	Utility Coordination 1st Submission ¹	5/1/21	6/30/21	60																
3	Database	3/9/21	4/22/21	44																
	Drone-LIDAR (if needed)	3/9/21	4/8/21	30																
	Field Survey	3/9/21	4/22/21	44																
	Property Research and Reconciliation	3/9/21	4/22/21	44																
	SUE QL-B	3/9/21	4/22/21	44																
4	Environmental	3/9/21	5/31/22	448																
	Field Survey	3/9/21	4/8/21	30																
	404 & SBV Permit	3/1/22	5/31/22	91																
5	Geotech	6/16/21	11/17/21	154																
	Field Activities (including drilling)	6/16/21	8/4/21	49																
	Lab Activities	8/4/21	8/25/21	21																
	BFR	8/25/21	9/15/21	21																
	Bridge Foundation Investigation	10/13/21	11/17/21	35																
6	Design Development	6/16/21	2/28/22	257																
	Design Activities	6/16/21	1/15/22	213																
	Utility Coordination 2nd Submission ¹	10/1/21	11/30/21	60																
	City Review & Comments	1/16/22	1/31/22	15																
	AECOM Addresses Comments	2/1/22	2/20/22	19																
	Final Plans & Estimate Complete	2/21/22	2/28/22	7																
7	Ready to Advertise	3/1/22	3/1/22	0																
8	Right of Way Acquisition	3/1/22	5/31/22	91																
	Acquisition (duration dictated by the City)	3/1/22	5/31/22	91																
9	Ready for Construction	6/1/22	6/1/22	0																

Notes:

1. Utility coordination durations shown above are assumed. We will request expedited delivery but the utility coordination duration will be dictated by the utility owners. City participation in the coordination will be critical to achieving expedited delivery. The durations of design activities could also be affected by delays with the utility coordination.



Cancer Survivors Park - Greenville,



Cancer Survivors Park





City Council Meeting STAFF REPORT

Submitting Department: Finance

Submitted By:

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: AMENDMENT TO THE RECYCLING SERVICES AND SOLID WASTE AGREEMENT

II. RECOMMENDATION:

Authorize the Mayor to execute a one-year amendment to the Recycling Services and Solid Waste Agreement with BFI (Republic) for the purpose of continuing curb-side residential hauling services for solid waste, bulky waste, yard waste, recycling collection, and glass recycling collection.

III. BUDGET IMPLICATIONS:

BUDGETED ITEM: NO

FISCAL IMPACT: YES

INCLUDED IN CURRENT FY CPTL BUDGET: NO

INCLUDED IN
CURRENT FY OPRT.
BUDGET: NO

TOTAL PROJECT COST: ANNUALIZED COST IMPACT FROM THE SANITATION HAULER CONTRACT ADJUSTMENT OF \$1.1 MILLION TO BE FUNDED THROUGH A COMBINATION OF FUND BALANCE WITHIN THE SOLID WASTE FUND (\$760K) AND GROWTH IN SANITATION RATES (\$340K).

APPROPRIATIONS:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT

EXTERNAL FUNDING SOURCES:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT

IV. REPORT IN BRIEF:

The current contract, last executed in September 2017, with Republic for curb-side residential hauling services for solid waste, bulky waste, yard waste, recycling collection, and glass recycling collection is in its last year for renewal. Due to escalating underlying costs, Republic has stood firm that they are unable to continue providing the services for less than a 25% increase due to escalating costs due to COVID-19 and other market conditions (e.g. fast growing tipping fees, reduced recycling recovery rates, etc.).

The rates of surrounding municipalities supports that, to some degree, the current contract rates may be below market and have been for a number of years. Given the time frame necessary to adequately solicit competitive carriers and deploy their resources (should a new vendor be selected) and to ensure uninterrupted service, staff recommends extending the contract on the terms provided (25% increase) as noted below (per month figures):

Current Monthly Rates

\$22.89 95-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$21.61 68-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$11.88 Senior Service (Trash/Recycling/Glass Recycling/Yard waste)
\$0.00 Senior Exempt (Trash/Recycling/Glass Recycling/Yard waste)
\$7.02 Extra 95/68-Gallon Cart
\$3.13 Extra 18-Gallon Bin

Proposed Monthly Rates (effective April 1, 2021)

\$28.61	95-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$27.01	68-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$14.85	Senior Service (Trash/Recycling/Glass Recycling/Yard waste)
\$0.00	Senior Exempt (Trash/Recycling/Glass Recycling/Yard waste)
\$8.78	Extra 95/68-Gallon Cart
\$3.91	Extra 18-Gallon Bin

The monthly differences are as follows:

\$4.94	95 Gallon Bin
\$4.62	68 Gallon Bin
\$2.19	Senior Service
\$0.00	Senior Exempt
\$1.76	Extra 95/68-Gallon Cart
\$0.78	Extra 18-gallon Bin

Staff is in the process of preparing an RFP for a sanitation service provider to take effect upon expiration of this amendment.

V. ALTERNATIVES:

VI. ATTACHMENTS:

2.18.21 VER 2 2021 Amendment to Alpharetta Municipal Solid Waste Recycling Agreement

AMENDMENT TO RECYCLING SERVICES AND SOLID WASTE COLLECTION CONTRACT

This Amendment (this “Amendment”) is dated effective the ____ day of February, 2021, between the City of Alpharetta, Georgia, (the “City”), and BFI Waste Services, LLC, a Delaware limited liability company authorized to do business in the state of Georgia (“BFI”).

Recitals

A. The City and BFI entered into that certain Recycling Services and Solid Waste Collection Contract, dated December 20, 1999, as amended on April 1, 2005, April 1, 2006, July 1, 2007, August 25, 2008, November 13, 2009, and September 18, 2017 (collectively, the “Contract”), pursuant to which BFI agreed to provide certain recycling and solid waste collection and disposal services to the City.

B. The Contract terminates on March 31, 2021.

C. The City and the BFI now desire to extend the Contract for a one-year period and modify certain terms as set forth below.

Agreement

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which the parties acknowledge, the parties agree to the following terms and conditions:

1. Capitalized Terms. Capitalized terms used but not otherwise defined in this Amendment shall have the meanings assigned to them in the Contract.

2. Term. The term of the Contract shall be extended for an additional one-year term, commencing on April 1, 2021 and ending on March 31, 2022. At any time, upon mutual agreement in writing, the parties may terminate the Agreement, effective no less than sixty (60) days following execution of the written termination agreement.

3. Rates. Effective as of April 1, 2021, the City will pay BFI the rates set forth in Exhibit A for the services.

4. Continuing Effect. Except as expressly modified or amended by this Amendment, all terms and provisions of the Contract shall remain in full force and effect. In the case of a conflict in meaning between the Contract and this Amendment, this Amendment shall prevail.

5. Counterparts. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original and all of which combined shall constitute one and the same instrument. Facsimile and/or electronic copies of the parties’ signatures shall be valid and treated the same as original signatures.

(Signatures on following page)

IN WITNESS WHEREOF, the parties have entered into this Amendment to be effective as of the Effective Date.

CONTRACTOR:

ALPHARETTA:

BFI WASTE SERVICES, LLC

CITY OF ALPHARETTA

By: _____

Name: _____

Title: _____

By: _____

Name: _____

Title: _____

Exhibit A
Rates

City of Alpharetta - Effective April 1st, 2021

Increase Per Contract 0%
Increase per Vendor 25%

Services	Current Rate	Increase Vendor	New Rate
95 Gallon Carts	\$19.76	\$4.94	\$24.70
68 Gallon Carts	\$18.48	\$4.62	\$23.10
Senior Discount	\$8.75	\$2.19	\$10.94
Senior Exempt	N/C	N/C	N/C
Extra Cart Garbage	\$7.02	\$1.76	\$8.78
Extra Recycle Cart	\$7.02	\$1.76	\$8.78
18G Bin Recycle Glass	\$3.13	\$0.78	\$3.91
Extra Bin Recycle Glass	\$3.13	\$0.78	\$3.91



City Council Meeting STAFF REPORT

Submitting Department: Finance

Submitted By:

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: SANITATION & RECYCLING PROGRAM FEE ADJUSTMENTS

II. RECOMMENDATION:

Approve the attached Resolution adjusting the Sanitation & Recycling Program Fees to cover a portion of the contract cost growth in the Amendment to the Recycling Services and Solid Waste Agreement with BFI.

III. BUDGET IMPLICATIONS:

BUDGETED ITEM: NO

FISCAL IMPACT: YES

INCLUDED IN CURRENT FY CPTL BUDGET: NO

INCLUDED IN
CURRENT FY OPRT.
BUDGET: NO

TOTAL PROJECT COST: ANNUALIZED COST IMPACT FROM THE
SANITATION HAULER CONTRACT ADJUSTMENT OF \$1.1 MILLION TO BE
FUNDED THROUGH A COMBINATION OF FUND BALANCE WITHIN THE
SOLID WASTE FUND (\$760K) AND GROWTH IN SANITATION RATES (\$340K).

APPROPRIATIONS:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT

EXTERNAL FUNDING SOURCES:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT

IV. REPORT IN BRIEF:

In accordance with the Amendment to the Recycling Services and Solid Waste Agreement with BFI (Private Sanitation Hauler), fees charged to the City will increase on April 1, 2021 by 25% for the final year of the contract. Staff is moving forward with an RFP with the intent to have a new long-term contract beginning no later than April 1, 2022 with a sanitation hauler that provides the best value to our residents.

In order to cover the additional charges, the Sanitation & Recycling Program Fees charged by the City to our customers need to be adjusted. The proposed rates represent a 10% increase to partially offset the impact of the hauler increase. Sufficient funds remain in the Sanitation Enterprise Fund to cover the differential (approximately \$760k thousand).

The attached Resolution establishes the new rates which will go into effect on July 1, 2021 and will be billed in June 2021, in advance for the quarter July-September 2021. The information below includes our current monthly rates and the new monthly rates effective July 1, 2021.

Current Monthly Rates

\$23.32	95-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$22.07	68-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$12.08	Senior Service (Trash/Recycling/Glass Recycling/Yard waste)
\$0.00	Senior Exempt (Trash/Recycling/Glass Recycling/Yard waste)

\$7.02 Extra 95/68-Gallon Cart
\$3.13 Extra 18-Gallon Bin
\$1.00 Tag Fees

Proposed Monthly Rates (effective July 1, 2021)

\$25.65 95-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$24.28 68-Gallon Cart Service (Trash/Recycling/Glass Recycling/Yard waste)
\$13.29 Senior Service (Trash/Recycling/Glass Recycling/Yard waste)
\$0.00 Senior Exempt (Trash/Recycling/Glass Recycling/Yard waste)
\$7.72 Extra 95/68-Gallon Cart
\$3.44 Extra 18-Gallon Bin
\$1.50 Tag Fees

The monthly differences are as follows:

\$2.33 95 Gallon Bin
\$2.21 68 Gallon Bin
\$1.21 Senior Service
\$0.00 Senior Exempt
\$0.70 Extra 95/68-Gallon Cart
\$0.31 Extra 18-gallon Bin
\$0.50 Tag Fees

The Resolution also allows, effective with the period beginning on July 1, 2022, rates to be automatically adjusted every July 1st by the Finance Director to fully cover the cost of service per the hauler contract(s) plus 3% for administrative overhead.

V. ALTERNATIVES:

VI. ATTACHMENTS:

Sanitation Rate Resolution July 2021



**A RESOLUTION ESTABLISHING RATES FOR RESIDENTIAL
SOLID WASTE, BULKY WASTE, YARD WASTE, RECYCLING
COLLECTION, AND GLASS RECYCLING COLLECTION IN
ASSOCIATION WITH UTILITY SERVICES**

WHEREAS, the City's Ordinance For Municipal Utilities and Services provides that the fees for solid waste services shall be established from time to time by resolution of the City Council; and

WHEREAS, the City has comprehensively reviewed the residential solid waste, bulky waste, yard waste, and recycling collection rates through analysis of history compared to needed resources; and

WHEREAS, by this Resolution the Mayor and Council desire to establish solid waste, bulky waste, yard waste, recycling collection, and glass recycling collection rates that will be applicable beginning July 1, 2021;

NOW, THEREFORE, the Mayor and Council hereby

RESOLVE that the monthly rates for the weekly collection of solid waste, bulky waste, yard waste, recycling, and glass recycling shall be as follows, effective July 1, 2021:

95-Gallon Cart & 18-Gallon Bin Service	\$25.65
68-Gallon Cart & 18-Gallon Bin Service	\$24.28
Senior Service	\$13.29
Senior Exempt	\$0.00
Extra 95/68-Gallon Cart	\$7.72
Extra 18-Gallon Bin	\$3.44
Tag Fees	\$1.50

The rates noted above shall be payable quarterly in advance.

A resident may receive a 5% discount on all rates noted above except tag fees for making a nonrefundable annual payment for the years beginning July 1, 2021. If the City adopts new rates during the year after such discounted nonrefundable annual payment is made, the resident will be billed for the differential between the rates paid (on an undiscounted basis) and the new rates for the remainder of the year for which the new rates are levied city-wide.

Effective with the period beginning on July 1, 2022, rates will be automatically adjusted every July 1st by the Finance Director to fully cover the cost of service per the hauler contract(s) plus 3% for administrative overhead.

SO RESOLVED, this _____ day of _____, 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCILMEMBERS

(SEAL)

Attest:

City Clerk



City Council Meeting STAFF REPORT

Submitting Department: Public Safety

Submitted By: Sam Thomas

Sponsored By: Mayor Gilvin & Council Member Hipes

Meeting Date: March 1, 2021

- I. **AGENDA ITEM TITLE:** CONSIDERATION OF AN ORDINANCE TO AMEND CHAPTER 46 (TRAFFIC & VEHICLES) BY ADDING A PROVISION TO PROHIBIT NON-DRIVER PARTICIPATION IN STREET RACING AND/OR RECKLESS DRIVING EXHIBITIONS (1ST READING)
SPONSORED BY: MAYOR GILVIN & COUNCIL MEMBER HIPES

II. **RECOMMENDATION:**

Staff is recommending that Mayor and Council approve an ordinance amending Chapter 46 (Traffic & Vehicles) of the City Code by adding a provision to prohibit non-driver participation in street racing and/or reckless driving exhibitions.

III. **REPORT IN BRIEF:**

The City Charter empowers the Mayor and Council to define, regulate and prohibit any act which is detrimental or likely to be detrimental to the health, safety, security, peace, or general welfare of the citizens of the City of Alpharetta. Illegal street racing and/or reckless driving exhibitions have been determined to be dangerous to the public, to drivers and to participants.

Chapter 46, Article I of the City Code provides regulations governing traffic and vehicles within the City. If approved, this ordinance amendment will add Section 46-8 to the City Code.

- **“Sec. 46-8. Reckless or Negligent Driving, Non-Driver Participation in Street Racing and/or Reckless Driving Exhibits:**

- (a) For purposes of this section, the following terms shall mean:
 - **Illegal street racing and reckless driving exhibition** means a motor vehicle speed contest using public highways, streets, or rights of way in violation of applicable motor vehicle and traffic laws, including without limitation, O.C.G.A. § 40-6-186, § 40-6-251 and § 40-6-390. Illegal street racing and reckless driving exhibitions may include, but are not limited to, situations in which: (1) a group of motor vehicles or individuals has arrived at a location for the purpose of participating in the event; (2) a group of individuals has gathered on private property open to the general public without the consent of the owner, operator, or agent thereof for the purpose of participating in the event; (3) one or more individuals has impeded the free public use of a public street, sidewalk or highway by actions, words, or physical barriers for the purpose of conducting the event; (4) two or more vehicles have lined up with motors running for an illegal motor vehicle speed contest or exhibition of speed; (5) one or more drivers is revving his engine or spinning his tires in preparation for the event; (6) an individual is stationed at or near one or more motor vehicles serving as a race starter; or (7) one or more vehicles causing damage due to swinging, drifting, or racing.
 - **Organizer** means any individual who in any manner knowingly takes part in the planning, organization, coordination, facilitation, advertising, publicizing, or sharing of the location for any such illegal street race, collecting moneys in connection with, or videoing an illegal street racing exhibition as defined herein;
 - **Participant** means any individual who is knowingly present at an illegal street racing exhibition for the purpose of actively taking part in the event, through conduct including riding in a race vehicle as a passenger; assisting the organizers and/or drivers in carrying out or promoting the event; or exchanging money or anything of value with any driver, car owner, or other participant in connection with the event. For the purposes of this section, a person who

is a mere bystander, passerby, or observer not aware of the illegal activity shall not be deemed a participant.

- (b) **Reckless or Negligent Driving:** It shall be unlawful for any person to operate any automobile, motor vehicle, motorcycle, truck, tractor or horse-drawn vehicle, or bicycle upon the streets, roads, lanes, alleys, and public places within the city with a reckless or negligent disregard of traffic conditions then existing, the rights of others, and the safety of the public.
- (c) **Non-Driver Participation in Street Racing and/or Reckless Driving Exhibitions:** (1) No person shall knowingly act as an organizer of an illegal street racing or reckless driving exhibition, as defined herein. (2) Except as provided elsewhere in this chapter, no person shall knowingly act as a participant in an illegal street racing or reckless driving exhibition, as defined herein.
- (d) **Penalty:** The violation of any provision of this section shall be punished by a fine not to exceed one thousand dollars (\$1,000.00) and/or imprisonment not exceeding one hundred eighty (180) days. Each day any violation of this Ordinance shall continue shall constitute a separate offense.”

IV. ALTERNATIVES:

V. ATTACHMENTS:

ORDINANCE AMENDING CHAPTER 46 OF CODE TO PROHIBIT NON-DRIVER PARTICIPATION IN STREET RACING(4044048.1)

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA AMENDING CHAPTER 46 (TRAFFIC AND VEHICLES) OF THE CODE OF THE CITY OF ALPHARETTA, GEORGIA BY ADDING A PROVISION TO PROHIBIT NON-DRIVER PARTICIPATION IN STREET RACING AND/OR RECKLESS DRIVING EXHIBITIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WHEREAS, the City of Alpharetta, Georgia, a municipal corporation of the State of Georgia, has a governing authority established by the State of Georgia and codified in the City Charter, which is composed of the Mayor and City Council; and

WHEREAS, the Mayor and Council of the City of Alpharetta, Georgia ("City Council") are charged with the protection of the public health, safety, and welfare of the citizens of the City of Alpharetta, Georgia; and

WHEREAS, the Charter of the City of Alpharetta, Georgia empowers the City Council to define, regulate and prohibit any act which is detrimental or likely to be detrimental to the health, safety, security, peace, or general welfare of the citizens of the City of Alpharetta, Georgia; and

WHEREAS, illegal street racing and/or reckless driving exhibitions have been determined to be dangerous to the public, to drivers and to participants; and

WHEREAS, the City Council wishes to address such dangers; and

WHEREAS, Chapter 46, Article I of The Code of the City of Alpharetta, Georgia (the "Code") provides regulations governing traffic and vehicles within the City.

NOW, THEREFORE, the City Council of the City of Alpharetta hereby ordains, as follows:

Section 1. Chapter 46, Article I of the Code is hereby amended by adding Section 46-8 as follows:

"Sec. 46-8. Reckless or Negligent Driving, Non-Driver Participation in Street Racing and/or Reckless Driving Exhibits.

(a) For purposes of this section, the following terms shall mean:

Illegal street racing and reckless driving exhibition means a motor vehicle speed contest using public highways, streets, or rights of

way in violation of applicable motor vehicle and traffic laws, including without limitation, O.C.G.A. § 40-6-186, § 40-6-251 and § 40-6-390. Illegal street racing and reckless driving exhibitions may include, but are not limited to, situations in which: (1) a group of motor vehicles or individuals has arrived at a location for the purpose of participating in the event; (2) a group of individuals has gathered on private property open to the general public without the consent of the owner, operator, or agent thereof for the purpose of participating in the event; (3) one or more individuals has impeded the free public use of a public street, sidewalk or highway by actions, words, or physical barriers for the purpose of conducting the event; (4) two or more vehicles have lined up with motors running for an illegal motor vehicle speed contest or exhibition of speed; (5) one or more drivers is revving his engine or spinning his tires in preparation for the event; (6) an individual is stationed at or near one or more motor vehicles serving as a race starter; or (7) one or more vehicles causing damage due to swinging, drifting, or racing.

Organizer means any individual who in any manner knowingly takes part in the planning, organization, coordination, facilitation, advertising, publicizing, or sharing of the location for any such illegal street race, collecting moneys in connection with, or videoing an illegal street racing exhibition as defined herein;

Participant means any individual who is knowingly present at an illegal street racing exhibition for the purpose of actively taking part in the event, through conduct including riding in a race vehicle as a passenger; assisting the organizers and/or drivers in carrying out or promoting the event; or exchanging money or anything of value with any driver, car owner, or other participant in connection with the event. For the purposes of this section, a person who is a mere bystander, passerby, or observer not aware of the illegal activity shall not be deemed a participant.

(b) Reckless or Negligent Driving

It shall be unlawful for any person to operate any automobile, motor vehicle, motorcycle, truck, tractor or horse-drawn vehicle, or bicycle upon the streets, roads, lanes, alleys, and public places within the city with a reckless or negligent disregard of traffic conditions then existing, the rights of others, and the safety of the public.

(c) Non-Driver Participation in Street Racing and/or Reckless Driving Exhibitions

- (1) No person shall knowingly act as an organizer of an illegal street racing or reckless driving exhibition, as defined herein.
- (2) Except as provided elsewhere in this chapter, no person shall knowingly act as a participant in an illegal street racing or reckless driving exhibition, as defined herein.

(d) ***Penalty***

The violation of any provision of this section shall be punished by a fine not to exceed one thousand dollars (\$1,000.00) and/or imprisonment not exceeding one hundred eighty (180) days. Each day any violation of this Ordinance shall continue shall constitute a separate offense."

Section 2. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 3. If any section, subsection, provisions, or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or, if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent of the City Council that this Ordinance would have been adopted in its current form without the invalid or unconstitutional provision contained therein.

Section 4. This Ordinance shall become effective immediately upon adoption.

[SIGNATURES ON FOLLOWING PAGE]

[SIGNATURE PAGE TO ORDINANCE AMENDING CHAPTER 46 OF CODE]

ADOPTED this _____ day of _____, 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

Donald Mitchell

Karen Richard

(SEAL)

Attest:

Erin Cobb, City Clerk

Approve as to form and legal sufficiency:

C. Sam Thomas, City Attorney
4044048



City Council Meeting STAFF REPORT

Submitting Department: City Clerk
Submitted By: Bob Regus
Sponsored By:
Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: AGREEMENT WITH LAYER 3 COMMUNICATIONS FOR A PHASED TECHNOLOGY ASSESSMENT

II. RECOMMENDATION:

Staff is recommending that Mayor and Council approve the proposal from Layer 3 Communications to perform a phased assessment of our information technology operations in an amount not to exceed \$48,995 and authorize the Mayor to execute all necessary documents.

III. BUDGET IMPLICATIONS:

BUDGETED ITEM: YES

FISCAL IMPACT: YES

INCLUDED IN CURRENT FY CPTL BUDGET: YES INCLUDED IN CURRENT FY OPRT. BUDGET: NO

TOTAL PROJECT COST: \$48,995.00

APPROPRIATIONS:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT
IT Operational Assessment / 30117400-544200-C2112	\$48,995.00

EXTERNAL FUNDING SOURCES:

ACCOUNT TITLE/NUMBER	DOLLAR AMOUNT
N/A	\$0.00

IV. REPORT IN BRIEF:

A proposal to perform a phased assessment of the City's information technology operations was discussed during the January 27, 2021 City Council Planning Retreat and was approved in the mid-year budget request at the February 22nd City Council Meeting.

This initiative entails working with the independent IT firm, Layer 3 Communications, to assess Alpharetta's information technology operations, infrastructure, policies, procedures, etc. against industry standard best practices. Our goals include actionable information to facilitate efficient and effective operations now and into the future.

A detailed explanation of these services is included in the attached "Scope of Work". Additionally, the President and CEO of Layer 3 Communications, Rodney Turner, and Brad Goodman will be in attendance to answer any questions.

V. ALTERNATIVES:

VI. ATTACHMENTS:

Phased Technology Assessment SOW



Proposal for Scope of Work: Phased Technology Assessment



Attention:

Bob Regus
City Administrator
City of Alpharetta
2 Park Plaza
Alpharetta, GA 30009
678-297-6012
bregus@alpharetta.ga.us

Submitted By

Brad Goodman
bgoodman@layer3com.com
Layer 3 Communications, LLC
1450 Oakbrook Drive, Suite 900
Norcross, GA 30093



Table of Contents

<i>Revision History</i>	<i>ii</i>
1 <i>Executive Summary</i>	1
2 <i>Scope of Work</i>	2
2.1 Phase 1 - A move from reactive to proactive	2
2.1.1 Architecture Review – LAN	2
2.1.2 Architecture Review - WAN.....	3
2.1.3 Architecture Review - Systems	4
2.1.4 Helpdesk and Monitoring Review	5
2.1.5 Gap Analysis	6
2.2 Phase 2 – 21st Century IT Approach	6
2.2.1 Security Assessment	6
2.2.2 Business Continuity Review	9
2.2.3 Service Delivery Efficiencies.....	10
2.2.4 New Service Offering Planning	11
2.3 Closeout Documentation	12
3 <i>Client Requirements</i>	13
4 <i>Pricing Table</i>	14
5 <i>Appendix A: Indemnification</i>	15

1 EXECUTIVE SUMMARY

Starting out as a traditional hardware reseller, Layer 3 Communications founding theory was that success would be determined by our ability to deliver compelling services. For more than twenty years, Layer 3 Communications evolution has been driven by our customers. Applying our intellectual capital, defined as people, processes, and technology, to our customers' problems has transitioned us into an organization that delivers a comprehensive suite of services. These services are built around three major proficiencies: Cloud and Managed Services, Cyber Security Solution, and Complex Infrastructure Engagements.

A suburb of Atlanta, located in Fulton County, the City of Alpharetta (the City) provides municipal services for its nearly 70,000 residents. These services include Public Safety, Public Works, Municipal Courts, Recreation/Leisure, Community and Economic Development. To ensure they continue to operate as a model for a 21st Century IT Organization, the City has requested Layer 3 Communications provide a proposal that assesses their current IT services.

To achieve this objective, Layer 3 Communications recommends the assessment be broken down into 3 phases:

- Phase 1 – Focus: ensure a proactive approach to IT
 - Infrastructure Assessment
 - Helpdesk Assessment
- Phase 2 – Focus: wholistic technology delivery plan
 - Continual Security Assessment
 - Business Continuity Planning
 - Service Delivery Efficiencies
 - New Service Offering Planning
- Phase 3 – Focus: employee enablement and alignment
 - Job Description Review and Validation
 - Risk Mitigation Strategy
 - Training and Enablement Plan
 - Employee Incubator Program

** This scope of work will address Phase 1 and 2 of the overall assessment. A separate SOW for Phase 3 will be provided upon completion of this proposal*

A detailed explanation of these services and their associated costs is included in the “Scope of Work” and “Pricing Table” sections of this document. Upon acceptance of this proposal, we will begin phase 1 and expect each phase will last approximately 4 weeks. Thank you for your continued interest in Layer 3 Communications and the products and services that we provide. We are pleased to have the opportunity to present this proposal to City of Alpharetta for review.

2 SCOPE OF WORK

The following section details the means whereby Layer 3 Communications will remotely assess the City of Alpharetta's current infrastructure as well as ensure they are best equipped to provide a model IT organization that will support their needs into the future. This assessment will be provided through a series of engagements that will confirm documentation and give guidance on impactful changes that the organization should consider.

In the short term, an infrastructure and helpdesk review will ensure that the organization moves to become more proactive; Phase 1. This review will be followed up focusing on security, business continuity and long-term planning initiatives; Phase 2. Details for both phases are found in the sections below.

2.1 Phase 1 - A move from reactive to proactive

Phase 1 will focus on current core application delivery components and helpdesk. Working in concert with City of Alpharetta staff, Layer 3 Communications will complete the following:

- Architecture review - LAN
- Architecture review - WAN
- Architecture review - Systems
- Helpdesk Assessment
- Gap Analysis

2.1.1 Architecture Review – LAN

Layer 3 Communications will remotely access the sites' core, data center, and network closets to conduct the network architecture review. Layer 3 Communications' staff will meet with the City of Alpharetta's information technology staff at this time to gather information and obtain access to relevant network infrastructure assets.

Layer 3 Communications will:

- Meet with City staff
- Analyze network (LAN, wireless) elements for:
 - End-of-Life/End-of-Sale equipment
 - Network equipment health
 - Network segmentation
 - Routing design
 - Switching configuration best practices
 - Layer-2 protection mechanisms
 - Router configuration best practices
 - Single points of failure
 - WLAN:
 - Controller life/model/serial
 - Controller interconnects to switching

- AP Life/model/serial
- Controller setup (switched/tunneled/subnetting/SSIDs/IDS/IPS, etc.)
- AP setup – how connected to network (DHCP/ management, etc.), max TX power configured, etc.
- Analyze network elements' security to:
 - Review network elements for the approach used to implement a given control
 - Review network architecture for appropriate segmentation
 - Review network architecture for access control limits
 - Analyze design for inadvertent route leakage
 - Analyze firewall configuration for proper security settings
 - Analyze firewall network design for coverage gaps
 - Examine security policies for completeness
 - Review firewall security policies for consolidation and simplification

Deliverables:

- *Visio diagrams of the current network architecture*
- *Documentation of our findings as detailed above*
- *Documentation of recommendations as detailed above*

Assumptions:

- *Only City owned equipment will be analyzed.*
- *The WLAN coverage and capacity is not in scope (heat maps).*

2.1.2 Architecture Review - WAN

Layer 3 Communications will remotely access the sites' edge gateways and/or edge routers to conduct the WAN network architecture review. Layer 3 Communications' staff will meet with the City of Alpharetta's information technology staff at this time to gather information and obtain access to relevant network infrastructure assets.

Layer 3 Communications will:

- Meet with City staff
- Analyze network WAN elements for:
 - End-of-Life/End-of-Sale equipment
 - Network equipment health
 - Routing design
 - Switching configuration best practices
 - Router configuration best practices
 - Single points of failure
 - Circuit IDs (where available)
 - Speed/throughput analysis
 - Latency/MOS scoring on each link
- Site/zone security posture

- Determine efficacy of security controls based on placement
- Determine efficacy of security controls based on breadth of coverage
- Examine IDS/IPS network placement

Deliverables:

- *Visio diagrams of the current WAN architecture*
- *Documentation of our findings as detailed above*
- *Documentation of recommendations as detailed above*

Assumptions:

- *Only City owned equipment will be analyzed.*
- *Layer 3 Communications may need to access the site either by placing equipment within the network or from a public cloud, such as AWS. This equipment will conduct further study on throughput data and circuit health of the WAN. Layer 3 Communications does and will not collect any data in the network.*

2.1.3 Architecture Review - Systems

Layer 3 Communications will begin by remotely assessing the current state of the virtual and physical datacenter(s) as well as understanding how the City uses public cloud in their environment and address any modifications needed.

Layer 3 Communications will:

- Meet with City staff
- Review existing on-premises and cloud infrastructure to ensure that documentation follows the current deployment
 - Hosts
 - Guest
 - Management
 - Network
 - Storage
 - Systems Security
- Review current deployment against applicable validated reference design
- Review current deployment against other similar Layer 3 Communications established customer deployments (if applicable)
- Document changes required for stability or other improvements
 - On-premises infrastructure
 - Public cloud infrastructure
 - Network infrastructure
 - On-premises connectivity
 - Cloud connectivity
 - Storage
 - Data protection
 - Security infrastructure
 - Firewall Demarcation
 - Layer 4 Control (if applicable)
- Provide production workload impact for changes required

Deliverables include:

- *Documentation of our findings as detailed above*
- *Provide recommendations on changes to the infrastructure*
- *Provide production workload impact of recommended changes*
- *Documentation depicting all points of demarcation between secure and unsecure perimeters*

Assumptions:

- *Only City owned equipment and services will be analyzed.*

2.1.4 Helpdesk and Monitoring Review

The City of Alpharetta IT staff has indicated they spend an inordinate amount of time addressing helpdesk problems. In some ways, ‘firefighting’ end-user call comes with the nature of IT. The challenge comes in when the volume of that effort starts to affect non-helpdesk staff’s ability to perform their primary roles. When highly valued architects and engineers spend most of their day on helpdesk calls, essential tasks never get done, and the entire organization suffers.

Another challenge that many IT professionals struggle with is monitoring fatigue. Every system produces alerts, and when these alerts are constantly triggering, staff struggle with validation and prioritization.

To help address these, Layer 3 Communications will work with City staff to understand the challenge and provide options to alleviate the burden.

Layer 3 Communications will:

- Meet with City staff
- Review existing ticketing system
 - Ticket Flow
 - Escalation procedures
 - Documentation standards
 - Review categorization
 - Review hours tracking
- Review monitoring and visibility tooling
 - Capabilities and management of those systems
 - Volume of alerting
 - Notification flow
 - Who is getting alerts?
 - What are the service level agreements (SLAs)?
 - Are SLAs being met?
 - Who is performing what task?

Deliverables include:

- *Documentation of our findings as detailed above*
- *Provide recommendations helpdesk changes*
- *Provide recommendations on monitoring and alerting changes*

2.1.5 Gap Analysis

Layer 3 Communications will compare the architecture, technology, and helpdesk system in place with industry best practices, established standards, and our own experience and produce a Gap Analysis, including proposed directions of remediation. The intent is not to provide a bill of materials for future purchase, but to identify steps forward that will increase the confidentiality, integrity, and availability of the City's infrastructure. It is our intent to "paint with a broad brush" to indicate categories and placement of elements for maximum effectiveness.

Layer 3 Communications will:

- Compare and contrast the current infrastructure to recommendations and best practices
- Cite appropriate standards that may indicate changes
- Rank changes in level of importance based on the scope and impact to the applications in use by the City
- Identify intermediary steps that may be required

Deliverables:

- *Documentation of our findings as detailed above*
- *Documentation of recommendations as detailed above*

2.2 Phase 2 – 21st Century IT Approach

Phase 2 will ensure that the organization operates efficiently and is protected from more than just outside attackers. Working in concert with City of Alpharetta staff, Layer 3 Communications will complete the following:

- Security Assessment
- Business Continuity Planning
- Service Delivery Efficiencies
- New Service Offering Planning

2.2.1 Security Assessment

Layer 3 Communications will conduct a thorough review of the City of Alpharetta's infrastructure and systems and make recommendations for improvement in the security posture thereof. Layer 3 Communications' review will be conducted with an eye toward confidentiality, integrity, and availability for the respective devices, and an understanding of the City's organizational needs. Layer 3 Communications will use the consensus guidelines provided by the Center for Internet Security (CIS) where appropriate and applicable.

This review will provide a baseline of the organization's information security posture, as well as provide a roadmap from which they can work to improve over time. Additionally, Layer 3 Communications will generate documentation that identifies any deficiencies uncovered, their impact to the City, clear remediation steps and a roadmap of recommendations to improve overall security posture.

2.2.1.1 Network Security Review

The network security assessment will be conducted over a sample set of devices, with a maximum of ten nodes per type to be assessed. Once the evaluation has been completed, a report of the results will be provided to the organization. This report will consist of Layer 3 Communications' findings, as well as recommendations for remediation of any security issues uncovered.

To review the security posture of the City's network infrastructure, Layer 3 Communications will:

- Interview City personnel to gain understanding of the network infrastructure
- Evaluate a sampling of network elements for best practices, including:
 - Distinct user logins
 - Principle of least privilege enforced on device users
 - Logging configured to remote device
 - Access restrictions in place to management interfaces and ports
 - Unnecessary services disabled
 - Default SNMP and login credentials
 - Firewall rules for compliance with organizational policies
 - VPN encryption and hashing methods
 - Manufacturer recommended software versions
 - Additional configuration options as noted by CIS guidelines

Deliverables:

- *Completed device evaluations, per organizational policies, CIS guidelines, and best practice as understood by Layer 3 Communications*
- Provide recommendations for remediation of any issues found

2.2.1.2 Systems Security Review

The assessment will be conducted over the organization's server infrastructure and a sample workstation. Once the evaluation has been completed, Layer 3 Communications will provide a report of the results to the organization. This report will consist of Layer 3 Communications' findings, as well as recommendations for remediation of any security issues uncovered.

To review the security posture of the City's systems infrastructure, Layer 3 Communications will:

- Interview City personnel to gain an understanding of the systems infrastructure
- Evaluate the server infrastructure for best practices, including
 - Unique local administrator passwords
 - Host based firewalls, where appropriate
 - Proper patch levels
 - Mechanisms for patch distribution
 - Logging configured to remote devices
 - Unnecessary software removed
 - Local admin rights removed

- Down level security protocols disabled
- Evaluation of the City's Active Directory infrastructure for secure practices, including:
 - Cleanup of stale user accounts
 - Proper password strength
 - Correct admin rights for users
 - Unprivileged accounts for normal access by admins
 - Additional configuration options as noted by CIS guidelines

Deliverables:

- *Completed system evaluations, per organization policies, CIS guidelines, and best practice as understood by Layer 3 Communications*

Assumptions:

- *Layer 3 Communications systems security review will not exceed 5 server types and one workstation type*

2.2.1.3 Policy Review and Recommendations

Once Layer 3 Communications has completed the review of the City of Alpharetta's technology assets, we will conduct an assessment of the organization's policies and procedures. This review will provide the organization with effective procedures to deal with security incidents as they arise. Once this review has been completed, Layer 3 Communications will present our findings and make recommendations to improve the City's security posture at an organizational level.

To review the policies and procedures of the City, Layer 3 Communications will:

- Meet with City personnel to discuss relevant information security policies
- Provide best practice recommendations for information security policy
- Develop incident handling procedures to respond to compromises
- Make recommendations for modification to the existing infrastructure
- Provide documentation of these findings to the organization

Deliverables:

- *Completed policy evaluations, along with recommendations for any changes.*

Assumptions:

- *Layer 3 Communications review of the City's information security policies will apply to existing policies, and will not exceed 5 policy documents*

2.2.1.4 External and Datacenter Vulnerability Assessment

Layer 3 Communications will use a combination of open source, commercial, and proprietary tools to evaluate the security posture of the City's Internet facing data elements. Based on documentation gathered in phase 1, we will identify key targets and enumerate exposed services. Layer 3 Communications will evaluate those services available for any known security vulnerabilities.

To assess the City's Internet facing and datacenter elements for vulnerabilities, Layer 3 Communications will:

- Leverage documentation in phase 1 to define active network endpoints
- Use those network mapping tools to define open TCP and UDP ports on those endpoints
- Use open intelligence sources to further define the network infrastructure, including:
 - DNS server queries
 - WHOIS requests
 - Data queries from sources such as ARIN
- Use open source and proprietary tools to scan network services for known vulnerabilities
- Assess any websites discovered using open and proprietary tools for known issues such as:
 - Cross Site Scripting (XSS)
 - Cross Site Request Forgery (CSRF)
 - SQL Injection
 - Cookie handling
 - Session protection and handling

Deliverables:

- *A report detailing the findings of our assessment*
- *Recommendations for remediating any issues uncovered during the assessment*
- *Raw data collected on CD-ROM*

Assumptions:

- *Layer 3 Communications security review will be limited to a maximum 750 systems*

2.2.2 Business Continuity Review

As a continuation of the network and systems assessment, Layer 3 Communications will work with City staff to review their current business continuity plan. The focus will include service availability but also long-term budgeting and life cycle management plans for critical infrastructure.

Layer 3 Communications will :

- Meet with City staff to review critical applications and infrastructure
- Review current Business Continuity and Disaster Recovery (BCDR) plan for critical applications
 - Review application and infrastructure dependencies
 - Review Recovery Time and Point Objective (RTPO) requirements
 - Review data backup and replication protection policies and security (on-prem/offsite/could)
 - Retention policies
 - Replication policies

- Security practices (e.g., immutability, air-gap, etc)
 - Recovery practices (frequency, capability, etc)
- Validate RPTO objectives and their effectiveness
- Review steps required to invoke BCDR for critical applications
 - IP/DNS changes,
 - Data and compute location changes
 - Security policy and enforcement changes
 - Review user connectivity plan during BCDR
- Document BCDR deficiencies or required remediation steps
- Review Life Cycle Management (LCM) plans for critical infrastructure
 - Review existing documentation gathered/competed during the assessment
 - Review support contracts and hardware lifecycles
- Provide LCM improvement plans for critical infrastructure

Deliverables:

- *Review of critical application BDCR plan with recommendations with estimated budgets*
- *Life-cycle management and system improvement plan with estimated budgets*

2.2.3 Service Delivery Efficiencies

Layer 3 Communications will work with City staff to review their current strategy for delivering applications to end-users, whether employees or the community at large. With the continual growth in the public cloud, many organizations' natural inclination is to migrate workloads to the consumption-based model offered by public cloud. Layer 3 Communications will work with the City to evaluate the value of current cloud workloads, cost to support existing on-premises workload, opportunities for repatriation, and opportunities for continued cloud growth.

During this phase, Layer 3 Communications will deploy our Endpoint Experience Engines (E3) probes to gather data regarding service availability and performance from inside and outside the network.

Layer 3 Communications will:

- Meet with City staff to review current cloud adoption strategy
 - Lift-and-Shift
 - Refactor existing
 - Migrate to cloud native
- Deploy E3 Probes
- Review on-premises application delivery based on phase 1 assessments
- Review data protection mechanisms for both cloud and on-premises workload based on phase 2 BCDR assessment
- Review cloud and on-premises workload management capabilities
- Review cloud hosting costs
 - Workload costs
 - Compute – reserved and consumption based
 - Storage – consumption based

- Connectivity costs
- Licensing costs
- Management costs
- Review on-premises hosting costs
 - Infrastructure costs
 - Procurement
 - Hosting costs based on estimate Power usage Effectives (PUE)
 - Connectivity costs
 - WAN and Internet
 - Licensing costs
 - Management costs
- Review E3 application response and availability data gathered in phase 1
- Recommendations for application delivery efficiencies

Deliverables:

- *Review of existing cloud hosting costs*
- *Review of existing on-premises hosting costs*
- *Recommendation for application delivery efficiencies*

**This may exclude outsourced application delivery platforms under long-term contracts.*

2.2.4 New Service Offering Planning

Using the mission statement of the City of Alpharetta as a backdrop,

‘To make a positive difference in the community by efficiently managing public resources and providing effective services and leadership that exceed the expectations of our citizens.’

Layer 3 Communications understands there are new services and improvements to existing services to help achieve this goal. Layer 3 Communications will work with City management to understand the new service improvements, predict their impact on existing infrastructure, and provide budget recommendations for seeing them to completion.

Layer 3 Communications will :

- Meet with City management to review new and enhanced service offerings
- Identify stakeholders for service offerings
- Provide estimated budget for service offerings
 - Infrastructure budget
 - Management budget
 - Continual support
 - Security impact
- Provide estimated implementation timeline for service offerings

Deliverables:

- *Estimated Budget and timelines for new and enhanced service offerings*

2.3 Closeout Documentation

Layer 3 Communications will prepare our findings from both phase 1 and phase 2 in a formal document to be presented to the City of Alpharetta. The document will summarize our finding and analysis from the project, include all diagrams and documentation, and provide a single reference going forward. A hard copy, as well as electronic versions of the report delivered by secure medium (preferably delivered physically). We will not permanently retain this data on completion of the project and will require the City of Alpharetta to assume ownership of the document after delivery.

Layer 3 Communications will prepare documentation detailing the following:

Phase 1:

- Network/systems design as current
- Design changes recommended to the current network
- Architectural recommendations as found by Layer 3 Communications
- Gap analysis illustrating one or more proposed paths from the current architecture to the recommended final design
- Gap analysis for addressing current help desk and monitoring inefficiencies

Phase 2:

- Security assessment documentation - Findings
 - Network and systems review
 - Policy review
 - Vulnerability assessment
- Security recommendations and prioritization plan with recommended budgets
- BCDR assessment review for critical applications
- LCM recommendations for critical infrastructure
- Review of current on-premises and hosted costs
- Recommendation for systems efficiencies
- Recommended budget and timeline for new service offerings

Deliverables:

- *Formal documentation presented to the City of Alpharetta*
- *On site meeting to present and review the document*
- *Visio diagrams of the any proposed infrastructure changes*
- *Documentation of our findings as detailed above*
- *Documentation of recommendations as detailed above including budget impacts*

3 CLIENT REQUIREMENTS

To ensure a successful project, Layer 3 Communications will require assistance from the City some areas. The City of Alpharetta will provide the following:

- Point of contact to facilitate meetings and answer questions
- Access to any controlled areas as needed
- Network/systems diagrams and documentation as needed and available
- Access to all network and system elements included in the review
- Availability to deploy physical and virtual E3 Probes
- Configuration of adjacent network and system elements (as needed)
- VPN access to all network segments in scope
- Signed documents indemnifying Layer 3 Communications and its employees from any harm, liability, or other negative consequence stemming from their activities in the conduct of this assessment.
- Copies of relevant organizational policies relating to information security

4 PRICING TABLE

Quotation No.: BG-210215-01

Customer Address:
2 Park Plaza Alpharetta, GA 30009
Customer Name: Bob Regus

Quotation Date: 2/15/21

Payment: Due Upon Receipt

Customer Phone: 678-297-6012

Terms: Net 30

Customer Contact: bregus@alpharetta.ga.us Valid for: 30 days

Phased Technology Assessment:	Notes	Price
Phase 1	<i>Includes infrastructure and helpdesk review</i>	\$23,995.00
Phase 2	<i>Includes security assessment, BCDR review, systems efficiency review, and new service offering budget recommendations</i>	\$25,000.00
	<i>Total one-time Costs</i>	<u>\$48,995.00</u>

**To place this order, please sign, date, print name, and assign a PO number to this page of the proposal and fax along with a copy of your PO to my attention at (770) 225-5298.

The City of Alpharetta Approval: _____

Date: _____

Please Print Name: _____

P.O. Number: _____

5 APPENDIX A: INDEMNIFICATION

The City of Alpharetta hereby agrees to indemnify, defend, and hold Layer 3 Communications and its employees free and harmless from and against any and all costs, loss, damages, and expenses, of any kind or nature whatsoever (including attorney's fees and costs), arising out of or resulting from the performance of security services agreed upon in the document, "Security Assessment," authorized by the City of Alpharetta via signature. The City of Alpharetta further agrees that the total liability of Layer 3 Communications for all claims of any kind arising as a result of or related to this Agreement, or to any act or omission of Layer 3 Communications, whether in contract, tort or otherwise, shall not exceed an amount double of the amount actually paid by the City of Alpharetta to Layer 3 Communications for the completion of the aforementioned security services. Loss, damages, or expenses resulting from willful neglect on the part of Layer 3 Communications and its employees are not covered under the terms of this agreement. Loss, damages, or expenses resulting from criminal activity on the part of Layer 3 Communications and its employees are not covered under the terms of this agreement, unless such activities are specifically authorized by the City of Alpharetta as necessary in the conduct of the agreed upon security services. Further, Layer 3 Communications agrees to only act in coordination with the City of Alpharetta, and that actions taken without coordination and consent will not be covered by this agreement. This indemnity shall survive the closing (and not be merged therein) or any earlier termination of this Agreement.

As evidenced by their signature on this agreement, the City of Alpharetta have granted positive consent to the security services outlined in the aforementioned "Phased Technology Assessment" document.

APPROVAL:

I confirm that I am duly authorized by the City of Alpharetta to consent to the agreement detailed in this document, and further consent to the activities described in the associated scope of work.

Name and Title:

Signature:

Date:



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 18000 WINDWARD PARKWAY/TPN 21 -5570-1049-023-8 (PARCEL 7)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 18000 WINDWARD PARKWAY, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5570-1049-023-8), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 18000 Windward Parkway, Alpharetta, Georgia (Tax Parcel No.: 21 -5570-1049-023-8), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 7 - 18000 Windward Parkway

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 18000 WINDWARD PARKWAY ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5570-1049-023-8) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by TREA 18000 Masters Way LLC located at 18000 Windward Parkway (Tax Parcel No.: 21 -5570-1049-023-8) within the City of Alpharetta, Georgia (reference: **Project Parcel 7**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 18000 Windward Parkway, Alpharetta, Georgia (Tax Parcel No.: 21 -5570-1049-023-8), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

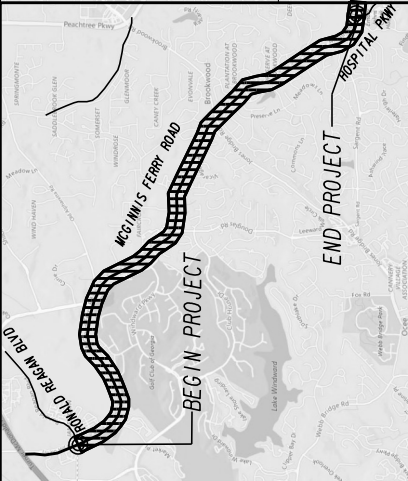
C. Sam Thomas, City Attorney

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAD
1983)/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

LOCATION SKETCH



FEDERAL AID PROJECT

0004634

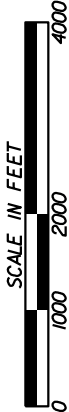
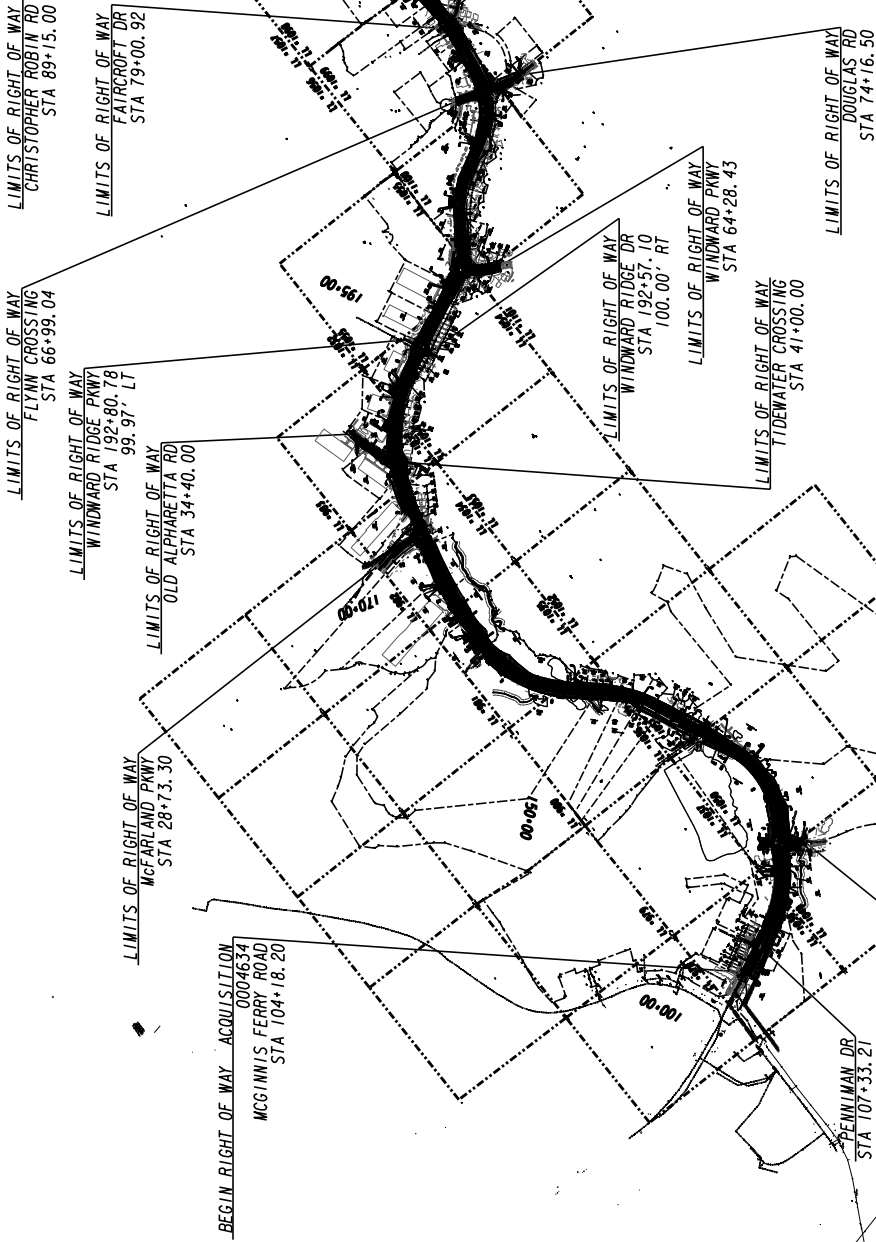
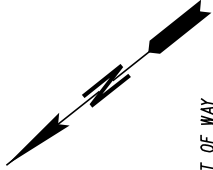
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN



LENGTH OF RIGHT OF WAY PROJECT	COUNTY NO.
	121 & 117
NET LENGTH OF RIGHT OF WAY NET LENGTH OF BRIDGES NET LENGTH OF EXCEPTIONS GROSS LENGTH OF RIGHT OF WAY	MILES
	4.320
	0.055
	4.375

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.

CONVENTIONAL SIGNS

LL LINE	EXISTING	REQUIRED	EXISTING LIMIT OF ACCESS	RECD LIMIT OF ACCESS & R/W	RECD LIMIT OF ACCESS & R/W	R/W MARKERS
PROPERTY LINE	---	---	---	---	---	---
RIGHT OF WAY LINE	---	---	---	---	---	---
FENCE	---	---	---	---	---	---

LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019

PLANS COMPLETED DATE: 02-11-2020

REVISIONS:

05/08/2020: PLANS COMPLETED DATE

09/14/2020

10/05/2020

11/16/2020

11/19/2020

12/09/2020

12/16/2020

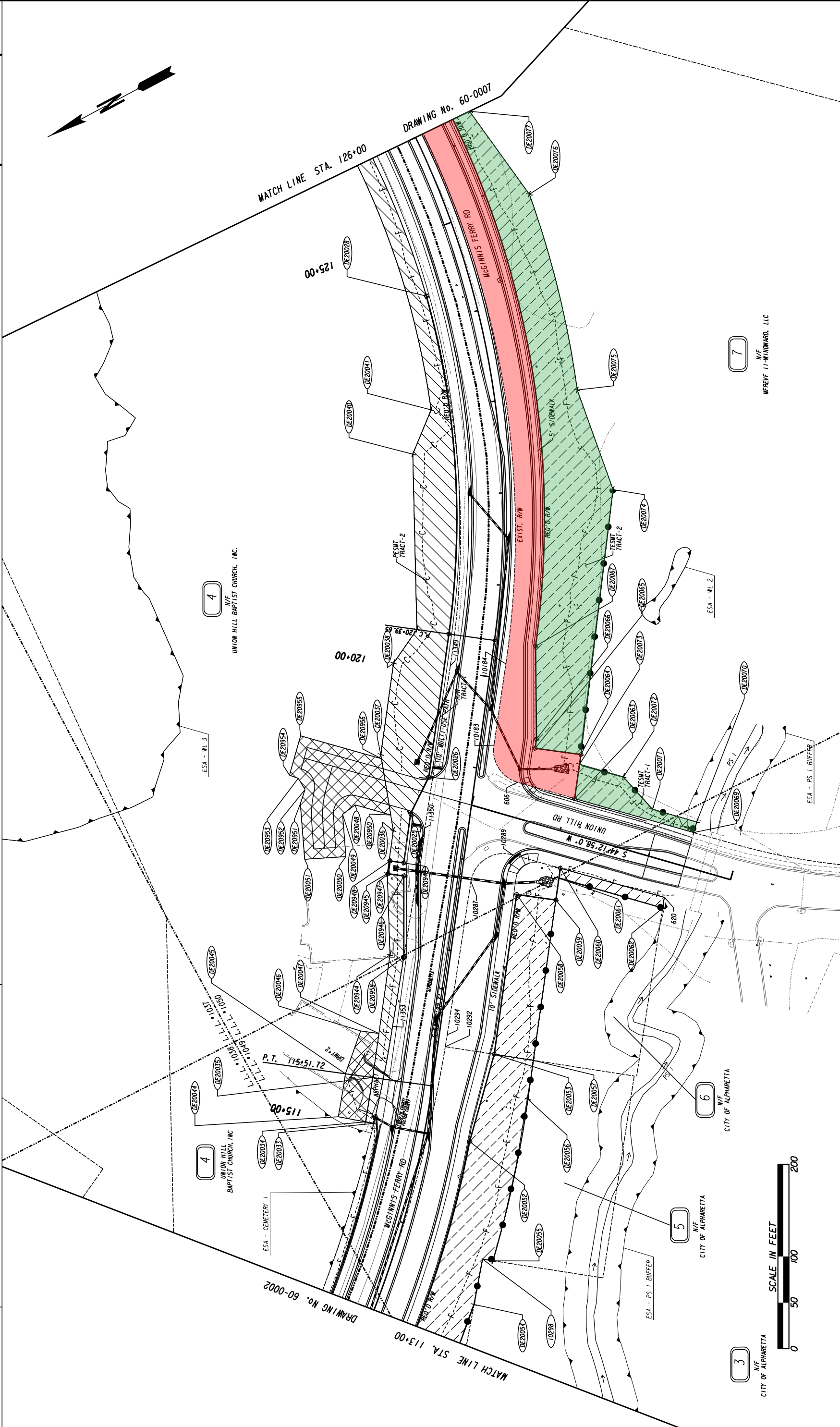
01/05/2021

01/07/2021

01/28/2021

DRAWING No.

60-0001



PROPERTY AND EXISTING R/W LINE		BEGIN LIMIT OF ACCESS.....BLA		DATE		REVISIONS		DATE		REVISIONS	
REQUIRED R/W LINE		END LIMIT OF ACCESS.....ELA		11/16/2020		PARCEL 5 & 6: CHANGED PERMANENT EASEMENTS TO TEMPORARY.					
CONSTRUCTION LIMITS		EXISTING LIMIT OF ACCESS		12/09/2020		PARCEL 4: MOVED DM #3, ADDED LT TURN LANE & EYEBROW, CORRESPONDING CHANGES.					
EASEMENT FOR CONSTR		REQ'D LIMIT OF ACCESS		01/05/2021		SHIFTED RIGHT 10 FT SIDEWALK BY 1 FT RIGHT ENDING AT UNION HILL ROAD.					
& MAINTENANCE OF SLOPES		EXISTING LIMIT OF ACCESS & R/W		01/28/2021		PARCEL 7: UPDATED PERMANENT EASEMENTS TO TEMPORARY.					
EASEMENT FOR CONSTR OF SLOPES		REQ'D LIMIT OF ACCESS & R/W									
EASEMENT FOR CONSTR OF DRIVES		ORANGE BARRIER FENCE									
		ESA - ENV. SENSITIVE AREA									

STATE OF GEORGIA	
DEPARTMENT OF TRANSPORTATION	
RIGHT OF WAY MAP	
PROJECT NO: 0004634	
COUNTY: FORSYTH/FULTON	
LAND LOT NO:	
LAND DISTRICT:	
GMD	
DATE 02/11/20 SH OF	
DRAWING NO.	
60-0005	



REQ'D TEMP. EASMT - PAR 5/SVS3 REQ'D R/W DES14				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
	DIST			
DE20016	50.00 R	112+34.29	McGinnis Ferry Rd Const CL	
10301	36.94	N 6°24'20.0" W		
10301	3.31 R	111+51.31	McGinnis Ferry Rd Const CL	
ARC LENGTH = 445.33				
CHORD BEAR = S 43°30'35.4" E				
LNTH CHORD = 443.62				
RADIUS = 1467.62				
DEGREE = 3°54'14.4"				
10292	8.28 R	115+95.76	McGinnis Ferry Rd Const CL	
S 36°55'08.8" W				
DE20053	62.00 R	115+95.02	McGinnis Ferry Rd Const CL	
S 36°55'08.8" W				
DE20052	50.00 R	115+95.02	McGinnis Ferry Rd Const CL	
S 36°55'08.8" W				
CHORD BEAR = N 44°15'31.9" W				
LNTH CHORD = 277.11				
RADIUS = 1150.00				
DEGREE = 4°58'56.1"				
DE20016	50.00 R	112+34.29	McGinnis Ferry Rd Const CL	
S 36°55'08.8" W				
REQ'D R/W = 20044.38 SF				
REMAINDER = +/- 0.460 ACRES				
REMAINDER = +/- 0.984 ACRES				

REQ'D TEMP. EASMT - PAR 5/SVS3 REQ'D TEMP. EASMT. DES15				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
	DIST			

DE20019	100.00 R	112+94.92	McGinnis Ferry Rd Const CL	
N 3°08'02.1" E				
604	69.65 R	112+64.74	McGinnis Ferry Rd Const CL	
N 6°24'20.0" W				
DE20016	50.00 R	112+34.29	McGinnis Ferry Rd Const CL	
ARC LENGTH = 277.79				
CHORD BEAR = S 44°15'31.9" E				
LNTH CHORD = 277.11				
RADIUS = 1150.00				
DEGREE = 4°58'56.1"				
DE20052	50.00 R	115+95.02	McGinnis Ferry Rd Const CL	
S 46°06'35.4" E				
DE20053	62.00 R	115+95.02	McGinnis Ferry Rd Const CL	
S 36°59'16.8" W				
DE20057	105.00 R	115+94.37	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
DE20056	105.00 R	115+51.72	McGinnis Ferry Rd Const CL	
N 49°36'23.7" W				
ARC LENGTH = 179.45				
CHORD BEAR = N 49°36'23.7" W				
LNTH CHORD = 179.29				
RADIUS = 1205.00				
DEGREE = 4°05'17.4"				
DE20055	105.00 R	113+87.91	McGinnis Ferry Rd Const CL	
N 31°56'59.0" E				
10298	93.77 R	113+86.37	McGinnis Ferry Rd Const CL	
N 50°15'56.8" W				
DE20054	100.00 R	113+40.92	McGinnis Ferry Rd Const CL	
N 41°41'40.5" W				
DE20019	100.00 R	112+94.92	McGinnis Ferry Rd Const CL	
S 30.18				
REQ'D EASMT = 17666.91 SF				
REMAINDER = 0.406 ACRES				

REQ'D R/W - PAR 6/SV4 REQ'D R/W DES16				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
	DIST			
DE20053	62.00 R	115+95.02	McGinnis Ferry Rd Const CL	
S 33.73				
10292	8.28 R	115+95.76	McGinnis Ferry Rd Const CL	
S 36°55'08.8" E				
ARC LENGTH = 13.17				
CHORD BEAR = S 52°47'36.0" E				
LNTH CHORD = 13.17				
RADIUS = 1467.62				
DEGREE = 3°54'14.4"				
10294	8.52 R	116+08.92	McGinnis Ferry Rd Const CL	
S 53°03'01.0" E				
10287	10.94 R	117+16.95	McGinnis Ferry Rd Const CL	
S 53°03'01.0" E				
ARC LENGTH = 60.96				
CHORD BEAR = S 43°36'33.1" E				
LNTH CHORD = 53.89				
RADIUS = 335.99				
DEGREE = 159°10'43.4"				
10289	51.75 R	118+12.10	McGinnis Ferry Rd Const CL	
S 43°49'53.2" W				
DE20060	105.00 R	118+04.90	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
DE20059	105.00 R	117+70.00	McGinnis Ferry Rd Const CL	
N 36°07'37.3" E				
DE20058	62.00 R	117+70.00	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
DE20053	62.00 R	115+95.02	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
REQ'D R/W = 12656.88 SF				
REMAINDER = 0.291 ACRES				
REMAINDER = +/- 0.709 ACRES				

REQ'D TEMP. EASMT - PAR 6/SV4 REQ'D TEMP. EASMT. DES17 TESMT-TRACT-1				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
	DIST			

DE20057	105.00 R	115+94.37	McGinnis Ferry Rd Const CL	
N 36°59'16.8" E				
DE20053	62.00 R	115+95.02	McGinnis Ferry Rd Const CL	
S 53°52'22.7" E				
DE20058	62.00 R	117+70.00	McGinnis Ferry Rd Const CL	
S 36°07'37.3" W				
DE20059	105.00 R	117+70.00	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
DE20057	105.00 R	115+94.37	McGinnis Ferry Rd Const CL	
N 36°59'16.8" E				
REQ'D EASMT = 7538.20 SF				
REMAINDER = 0.173 ACRES				

REQ'D TEMP. EASMT - PAR 6/SV4 REQ'D TEMP. EASMT. DES18 TESMT-TRACT-2				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
	DIST			

DE20061	105.00 R	117+93.88	McGinnis Ferry Rd Const CL	
S 53°52'22.7" E				
DE20060	105.00 R	118+04.90	McGinnis Ferry Rd Const CL	
S 43°36'33.1" W				
620	38.30 R	22+28.77	Union Hill Rd Alignment	
N 50°02'00.9" W				
DE20062	50.00 R	22+30.28	Union Hill Rd Alignment	
N 44°12'58.0" E				
DE20061	105.00 R	117+93.88	McGinnis Ferry Rd Const CL	
S 53°52'22.7" E				
REQ'D EASMT = 1324.65 SF				
REMAINDER = 0.030 ACRES				

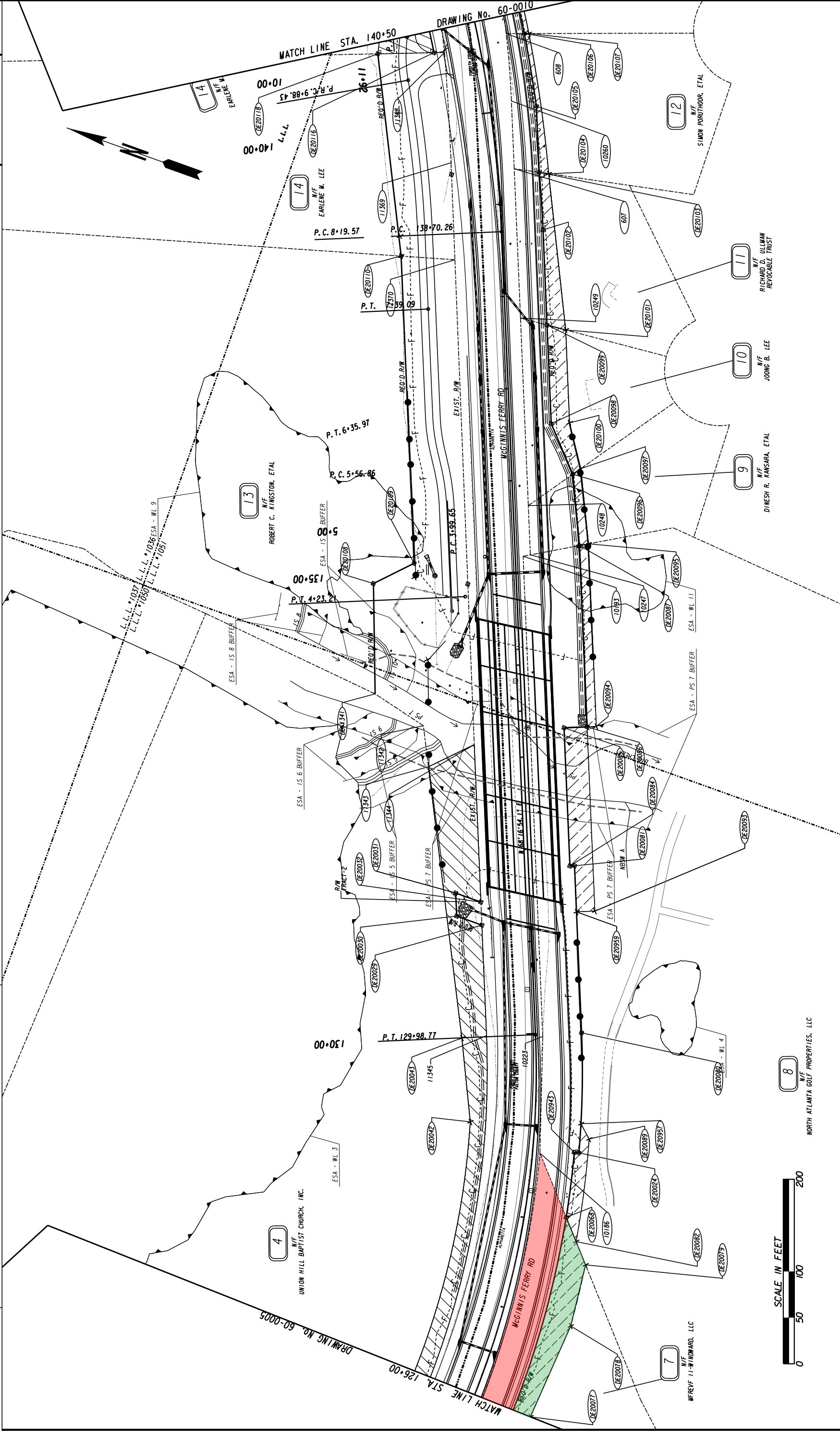
REQ'D R/W - PAR 7/SV5 REQ'D R/W DES19				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
	DIST			

DE20063	110.00 R	118+81.83	McGinnis Ferry Rd Const CL	
N 41°02'55.8" E				
606	46.25 R	118+90.70	McGinnis Ferry Rd Const CL	
S 52°47'36.0" E				
CHORD BEAR = N 08°36'28.6" E				
LNTH CHORD = 47.75				
RADIUS = 35.99				
DEGREE = 159°10'43.5"				
10183	15.22 R	119+27.00	McGinnis Ferry Rd Const CL	
S 53°32'33.0" E				
10184	15.74 R	120+16.20	McGinnis Ferry Rd Const CL	
S 53°32'33.0" E				
ARC LENGTH = 894.13				
CHORD BEAR = S 78°44'10.2" E				
LNTH CHORD = 836.40				
RADIUS = 919.85				
DEGREE = 5°30'50.6"				
10186	8.08 R	128+70.98	McGinnis Ferry Rd Const CL	
S 48°31'02.8" W				
DE20068	45.00 R	128+07.25	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
CHORD BEAR = N 77°01'13.0" W				
LNTH CHORD = 782.26				
RADIUS = 995.00				
DEGREE = 5°45'30.1"				
DE20067	45.00 R	120+39.65	McGinnis Ferry Rd Const CL	
N 62°25'58.4" W				
DE20066	60.00 R	119+40.00	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
DE20065	60.00 R	119+30.00	McGinnis Ferry Rd Const CL	
S 36°07'37.3" W				
DE20064	110.00 R	119+30.00	McGinnis Ferry Rd Const CL	
N 53°52'22.7" W				
DE20063	110.00 R	118+81.83	McGinnis Ferry Rd Const CL	
N 41°02'55.8" E				
REQ'D R/W = 36017.62 SF				
REMAINDER = 0.897 ACRES				
REMAINDER = +/- 32.632 ACRES				

REQ'D TEMP. EASMT - PAR 7/SV5 REQ'D TEMP. EASMT. DES20				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
	DIST			

DE20069	38.17 L	22+40.00	UNION HILL ROAD	
N 118°01.83				
DE20063	110.00 R	119+19.43	McGinnis Ferry Road Const CL	
DE20073	110.00 R	21+50.00	UNION HILL ROAD	
DE20072	75.00 L	21+50.00	UNION HILL ROAD	
DE20071	50.00 L	21+50.00	UNION HILL ROAD	
DE20070	50.00 L	22+40.00	UNION HILL ROAD	
DE20069	38.17 L	22+40.00	UNION HILL ROAD	
REQ'D EASMT AREA = 3319.86 SF				

REQ'D TEMP. ESM'T - PAR 7/SV5 REQ'D TEMP. EASMT. DES21				
PNT	OFFSET/	STATION/	ALIGNMENT	
DE20064	110.00 R	119+30.00	McGINNIS FERRY ROAD CONST CL	
DE20065	60.00 R	119+30.00	McGINNIS FERRY ROAD CONST CL	
DE20069	90.00 R	119+40.00	McGINNIS FERRY ROAD CONST CL	
DE20067	45.00 R	120+39.65	McGINNIS FERRY ROAD CONST CL	
ARC LENGTH = 803.95				
CHORD BEAR = S 77°01'13.0" E				
LNTH CHORD = 782.26				
RADIUS = 995.00				
DEGREE = 5°45'30.1"				
DE20068	45.00 R	128+07.25	McGINNIS FERRY ROAD CONST CL	
DE20079	75.00 R	127+63.21	McGINNIS FERRY ROAD CONST CL	
DE20078	75.00 R	127+60.00	McGINNIS FERRY ROAD CONST CL	
DE20077	65.00 R	126+00.00	McGINNIS FERRY ROAD CONST CL	
DE20076	90.00 R	125+00.00	McGINNIS FERRY ROAD CONST CL	
ARC LENGTH = 218.95				
CHORD BEAR = N 75°36'21.3" W				
LNTH CHORD = 218.54				
RADIUS = 1040.00				
DEGREE = 5°30'33.2"				
DE20075	90.00 R	121+00.00	McGINNIS FERRY ROAD CONST CL	
DE20074	120.00 R	122+00.00	McGINNIS FERRY ROAD CONST CL	
DE20064	110.00 R	119+30.00	McGINNIS FERRY ROAD CONST CL	
REQ'D ESM'T AREA = 42222.74 SF				



PROPERTY AND EXISTING R/W LINE		BEGIN LIMIT OF ACCESS.....BLA		DATE		REVISIONS		DATE		REVISIONS		STATE OF GEORGIA	
REQUIRED R/W LINE		END LIMIT OF ACCESS.....ELA		11/16/2020		PARCELS 9 & 11: CHANGED PERMANENT EASEMENTS TO TEMPORARY.		12/16/2020		PARCEL 8: UPDATED REQD R/W AND PERMANENT EASEMENTS FOR ADDITION OF WALL.		DEPARTMENT OF TRANSPORTATION	
CONSTRUCTION LIMITS		EXISTING LIMIT OF ACCESS		12/16/2020		PARCEL 8: EXTENDED MSE WALL AND GUARDRAIL, UPDATED R/W AND EASEMENTS.		01/07/2021		PARCELS 10, 12, & 15: UPDATED PERMANENT EASEMENTS TO TEMPORARY.		RIGHT OF WAY MAP	
EASEMENT FOR CONSTR		REQ'D LIMIT OF ACCESS		01/07/2021		PARCELS 10, 12, & 15: UPDATED PERMANENT EASEMENTS TO TEMPORARY.		01/28/2021		PROJECT NO: 0004634		COUNTY: FORSYTH/FULTON	
EASEMENT FOR CONSTR OF SLOPES		EXISTING LIMIT OF ACCESS & R/W								LAND LOT NO:			
EASEMENT FOR CONSTR OF SLOPES		REQ'D LIMIT OF ACCESS & R/W								LAND DISTRICT:			
EASEMENT FOR CONSTR OF DRIVES		ORANGE BARRIER FENCE								GMD			
		ESA - ENV. SENSITIVE AREA								DATE 02/11/20 SH		OF	



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1440 HILLCREST HEIGHTS/TPN 21 -5601-1051-014-5 (PARCEL 9)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1440 HILLCREST HEIGHTS, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-014-5), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY

II. RECOMMENDATION:

Please approve a resolution to authorize the use of eminent domain to acquire certain property located at 1440 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-014-5), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 9 - 1440 Hillcrest Heights

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1440 HILLCREST HEIGHTS ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-014-5) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Dinesh R. Kansara and Harshida D. Kansara located at 1440 Hillcrest Heights (Tax Parcel No.: 21 -5601-1051-014-5) within the City of Alpharetta, Georgia (reference: **Project Parcel 9**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1440 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-014-5), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

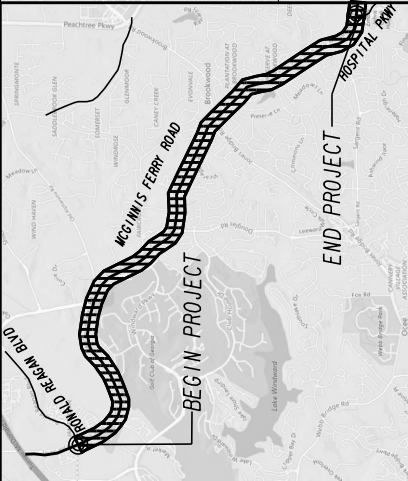
C. Sam Thomas, City Attorney

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAD
1983)/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

LOCATION SKETCH



FEDERAL AID PROJECT

0004634

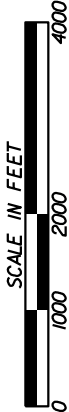
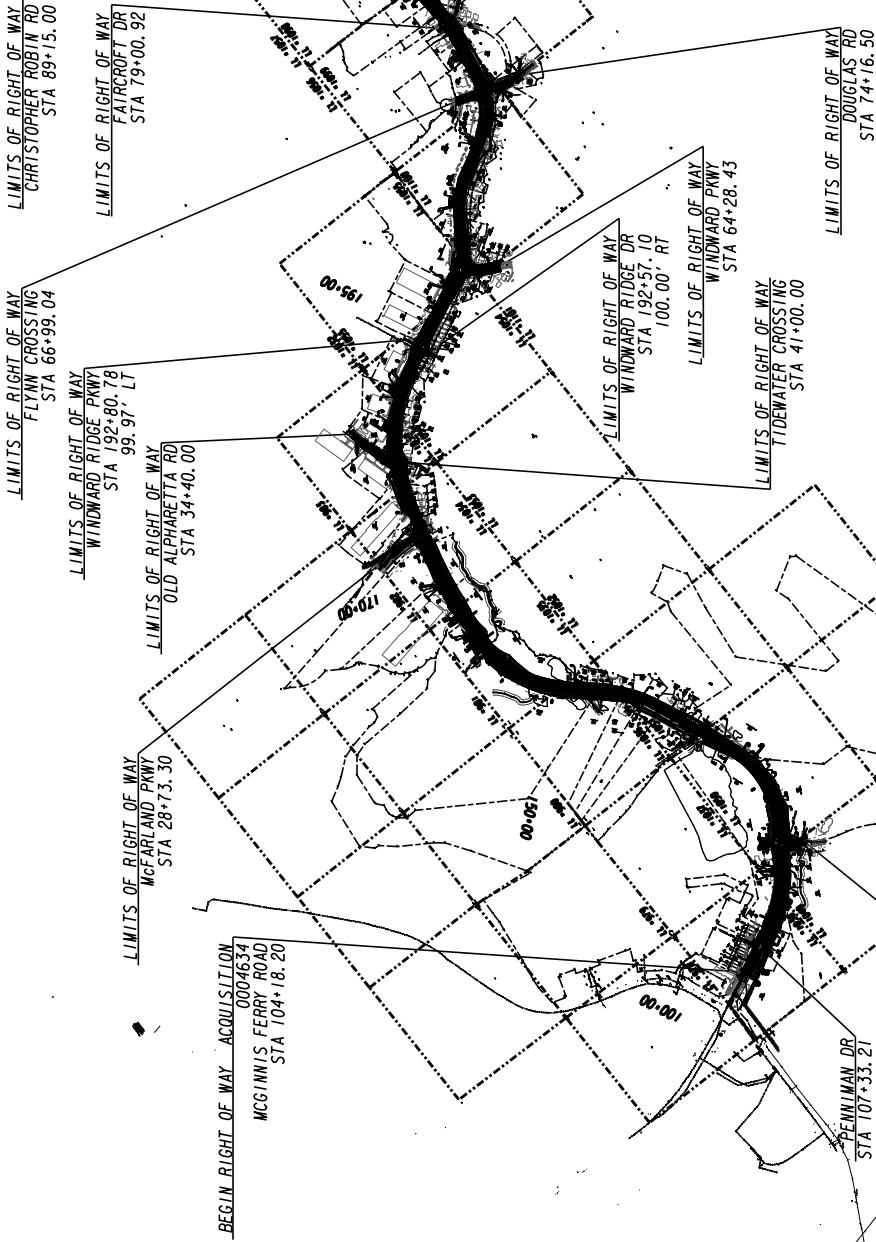
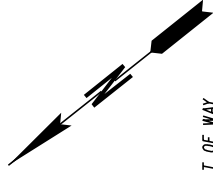
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN



LENGTH OF RIGHT OF WAY PROJECT	COUNTY NO.
	121 & 117
NET LENGTH OF RIGHT OF WAY NET LENGTH OF BRIDGES NET LENGTH OF EXCEPTIONS GROSS LENGTH OF RIGHT OF WAY	MILES
	4.320
	0.055
	4.375

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019	
PLANS COMPLETED DATE: 02-11-2020	
REVISIONS:	
05/08/2020: PLANS COMPLETED DATE	
09/14/2020	
10/05/2020	
11/16/2020	
11/19/2020	
11/25/2020	
12/09/2020	
12/16/2020	
01/05/2021	
01/07/2021	
01/28/2021	
DRAWING No.	
60-0001	

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.

.....			
REQD R/W - PAR 8/SV6 - TRACT 1 - REQ'D R/W DE522			
PNT	OFFSET/	STATION/	ALIGNMENT
	DIST	BEARING	
DE20068	45.00 R	128+07.25	McGINNIS FERRY ROAD CONST CL
	75.17	N 48°31'02.8" E	
10186	8.08 R	128+70.98	McGINNIS FERRY ROAD CONST CL
	126.71	N 72°04'35.8" E	
10223	7.82 R	129+96.73	McGINNIS FERRY ROAD CONST CL
	520.99	N 68°22'10.9" E	
10193	8.62 R	135+17.70	McGINNIS FERRY ROAD CONST CL
	62.04	S 30°02'52.3" E	
DE20087	70.00 R	135+26.69	McGINNIS FERRY ROAD CONST CL
	196.69	S 68°16'54.1" W	
DE20086	70.00 R	133+30.00	McGINNIS FERRY ROAD CONST CL
	25.00	N 21°43'05.9" W	
DE20085	45.00 R	133+30.00	McGINNIS FERRY ROAD CONST CL
	150.00	S 68°16'54.1" W	
DE20084	45.00 R	131+80.00	McGINNIS FERRY ROAD CONST CL
	5.00	S 21°43'05.9" E	
DE20081	50.00 R	131+80.00	McGINNIS FERRY ROAD CONST CL
	181.23	S 68°16'54.1" W	
DE20080	50.00 R	130+28	McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 130.28			
CHORD BEAR = S 77°47'21.5" W			
CHORD = 70.95			
RADIUS = 995.00			
DE20024	50.00 R	128+75.00	McGINNIS FERRY ROAD CONST CL
	5.00	N 12°15'13.7" W	
DE20043	45.00 R	128+75.00	McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 70.96			
CHORD BEAR = S 77°47'21.5" W			
CHORD = 70.95			
RADIUS = 995.00			
DE20068	45.00 R	128+07.25	McGINNIS FERRY ROAD CONST CL
	545.30.1"		
DEGREE = 5°45'30.1"			
DE20024	50.00 R	128+75.00	McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 31.58			
CHORD BEAR = N 74°50'29.5" E			
CHORD = 31.58			
RADIUS = 1000.00			
DE20057	50.00 R	129+05.00	McGINNIS FERRY ROAD CONST CL
	543'46.5"		
DEGREE = 5°43'46.5"			
DE20089	60.00 R	128+90.00	McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 112.16			
CHORD BEAR = S 78°01'22.4" W			
CHORD = 112.10			
RADIUS = 1010.00			
DE20082	60.00 R	127+84.50	McGINNIS FERRY ROAD CONST CL
	540'22.3"		
DEGREE = 5°40'22.3"			
REQD EASMT AREA = 1492.26 SF			

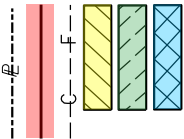
.....			
REQD TEMP ESMT - PAR 8/SV6 - TRACT 2 - REQ'D TEMP. EASMT. DE524			
PNT	OFFSET/	STATION/	ALIGNMENT
	DIST		
DE20093	70.00 R	131+30.00	McGINNIS FERRY ROAD CONST CL
DE20059	50.00 R	131+30.00	McGINNIS FERRY ROAD CONST CL
DE20081	45.00 R	131+80.00	McGINNIS FERRY ROAD CONST CL
DE20084	45.00 R	131+80.00	McGINNIS FERRY ROAD CONST CL
DE20085	45.00 R	133+30.00	McGINNIS FERRY ROAD CONST CL
DE20086	70.00 R	133+30.00	McGINNIS FERRY ROAD CONST CL
DE20093	70.00 R	131+30.00	McGINNIS FERRY ROAD CONST CL
REQD EASMT AREA = 4750.00 SF			
.....			
REQD TEMP ESMT - PAR 8/SV6 - TRACT 3 - REQ'D TEMP. EASMT. DE873			
PNT	OFFSET/	STATION/	ALIGNMENT
	DIST		
DE20086	70.00 R	133+30.00	McGINNIS FERRY ROAD CONST CL
DE20087	70.00 R	135+26.69	McGINNIS FERRY ROAD CONST CL
DE20095	80.00 R	135+28.15	McGINNIS FERRY ROAD CONST CL
DE20094	80.00 R	133+30.00	McGINNIS FERRY ROAD CONST CL
DE20086	70.00 R	133+30.00	McGINNIS FERRY ROAD CONST CL
REQD EASMT AREA = 1974.20 SF			
.....			
REQD R/W - PAR 9/SV7 - REQ'D R/W DE525			
PNT	OFFSET/	STATION/	ALIGNMENT
	DIST	BEARING	
DE20087	70.00 R	135+26.69	McGINNIS FERRY Rd Const CL
	54.12	N 30°02'52.2" W	
10247	16.45 R	135+18.85	McGINNIS FERRY Rd Const CL
	53.48	N 68°17'18.1" E	
10248	16.46 R	135+16.33	McGINNIS FERRY Rd Const CL
	58.93	S 54°30'41.7" E	
DE20096	66.00 R	136+04.25	McGINNIS FERRY Rd Const CL
	77.66	S 62°19'45.8" W	
DE20087	70.00 R	135+26.69	McGINNIS FERRY Rd Const CL
	416.87		
REQD R/W = 0.078 ACRES			
REMAINDER = +/- 0.383 ACRES			

REQD TEMP. ESMT - PAR 9/SV7 - REQ'D TEMP. EASMT. DE526			
PNT	OFFSET/	STATION/	ALIGNMENT
	DIST	BEARING	
DE20095	80.00 R	135+28.15	McGINNIS FERRY Rd Const CL
	10.11	N 30°02'52.2" W	
DE20087	70.00 R	135+26.69	McGINNIS FERRY Rd Const CL
	77.66	N 62°19'45.8" E	
DE20096	66.00 R	136+04.25	McGINNIS FERRY Rd Const CL
	10.71	S 54°30'41.7" E	
DE20097	75.00 R	136+10.05	McGINNIS FERRY Rd Const CL
	82.05	S 64°47'16.4" W	
DE20095	80.00 R	135+28.15	McGINNIS FERRY Rd Const CL
REQD EASMT = 0.075 ACRES			
REMAINDER = +/- 0.018 ACRES			

.....			
REQD R/W - PAR 10/SV8 - REQ'D R/W DE527			
PNT	OFFSET/	STATION/	ALIGNMENT
	DIST	BEARING	
DE20096	66.00 R	136+04.25	McGINNIS FERRY Rd Const CL
	36.93	N 30°02'52.2" W	
10248	16.46 R	136+04.25	McGINNIS FERRY Rd Const CL
	44.6" E		
10249	16.46 R	137+67.09	McGINNIS FERRY Rd Const CL
	75.58	S 4°43'13.3" E	
DE20099	45.00 R	137+67.09	McGINNIS FERRY Rd Const CL
	107.09	S 68°16'54.1" W	
DE20098	45.00 R	136+60.00	McGINNIS FERRY Rd Const CL
	59.58	S 97°38'31.1" W	
DE20096	66.00 R	136+04.25	McGINNIS FERRY Rd Const CL
REQD R/W = 0.141 ACRES			
REMAINDER = +/- 0.322 ACRES			

.....			
REQD TEMP ESMT - PAR 10/SV8 - REQ'D TEMP. EASMT. DE528			
PNT	OFFSET/	STATION/	ALIGNMENT
	DIST		
DE20097	75.00 R	136+10.05	McGINNIS FERRY ROAD CONST CL
DE20096	66.00 R	136+04.25	McGINNIS FERRY ROAD CONST CL
DE20098	45.00 R	136+60.00	McGINNIS FERRY ROAD CONST CL
DE20099	45.00 R	137+67.09	McGINNIS FERRY ROAD CONST CL
DE20101	65.00 R	137+60.94	McGINNIS FERRY ROAD CONST CL
DE20100	65.00 R	136+60.00	McGINNIS FERRY ROAD CONST CL
DE20097	75.00 R	136+10.05	McGINNIS FERRY ROAD CONST CL
REQD EASMT AREA = 2891.61 SF			

PROPERTY AND EXISTING R/W LINE
REQUIRED R/W LINE
CONSTRUCTION LIMITS
EASEMENT FOR CONSTR
& MAINTENANCE OF SLOPES
EASEMENT FOR CONSTR OF SLOPES
EASEMENT FOR CONSTR OF DRIVES



BEGIN LIMIT OF ACCESS.....BLA
END LIMIT OF ACCESS.....ELA
EXISTING LIMIT OF ACCESS
REQ'D LIMIT OF ACCESS
EXISTING LIMIT OF ACCESS & R/W
REQ'D LIMIT OF ACCESS & R/W
ORANGE BARRIER FENCE
ESA - ENV. SENSITIVE AREA

DATE	REVISIONS
11/16/2020	PARCEL 9: CHANGED PERMANENT EASEMENT TO TEMPORARY
12/16/2020	PARCEL 8: UPDATED R/W AND PERMANENT EASEMENT.
01/07/2021	PARCEL 8: UPDATED RIGHT OF WAY AND EASEMENT TABLES.
1/28/2021	PARCEL 10: UPDATED PERMANENT EASEMENT TO TEMPORARY.

DATE	REVISIONS

STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION	
RIGHT OF WAY MAP	
PROJECT NO:0004634 COUNTY: FORSYTH/FULTON LAND LOT NO: GMD DISTRICT:	
60-008	



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1450 HILLCREST HEIGHTS/TPN 21 -5601-1051-013-7 (PARCEL 10)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1450 HILLCREST HEIGHTS, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-013-7), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1450 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-013-7), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 10 - 1450 Hillcrest Heights

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1450 HILLCREST HEIGHTS ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-013-7) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Abhishek Madan and Meenu Nagpal located at 1450 Hillcrest Heights (Tax Parcel No.: 21 -5601-1051-013-7) within the City of Alpharetta, Georgia (reference: **Project Parcel 10**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1450 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-013-7), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

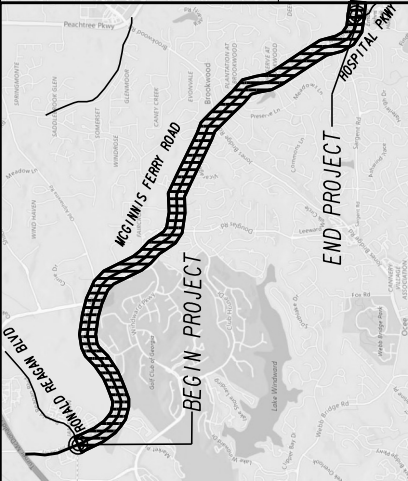
C. Sam Thomas, City Attorney

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAD
1983)/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

LOCATION SKETCH



FEDERAL AID PROJECT

0004634

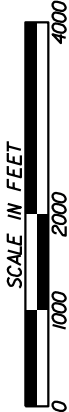
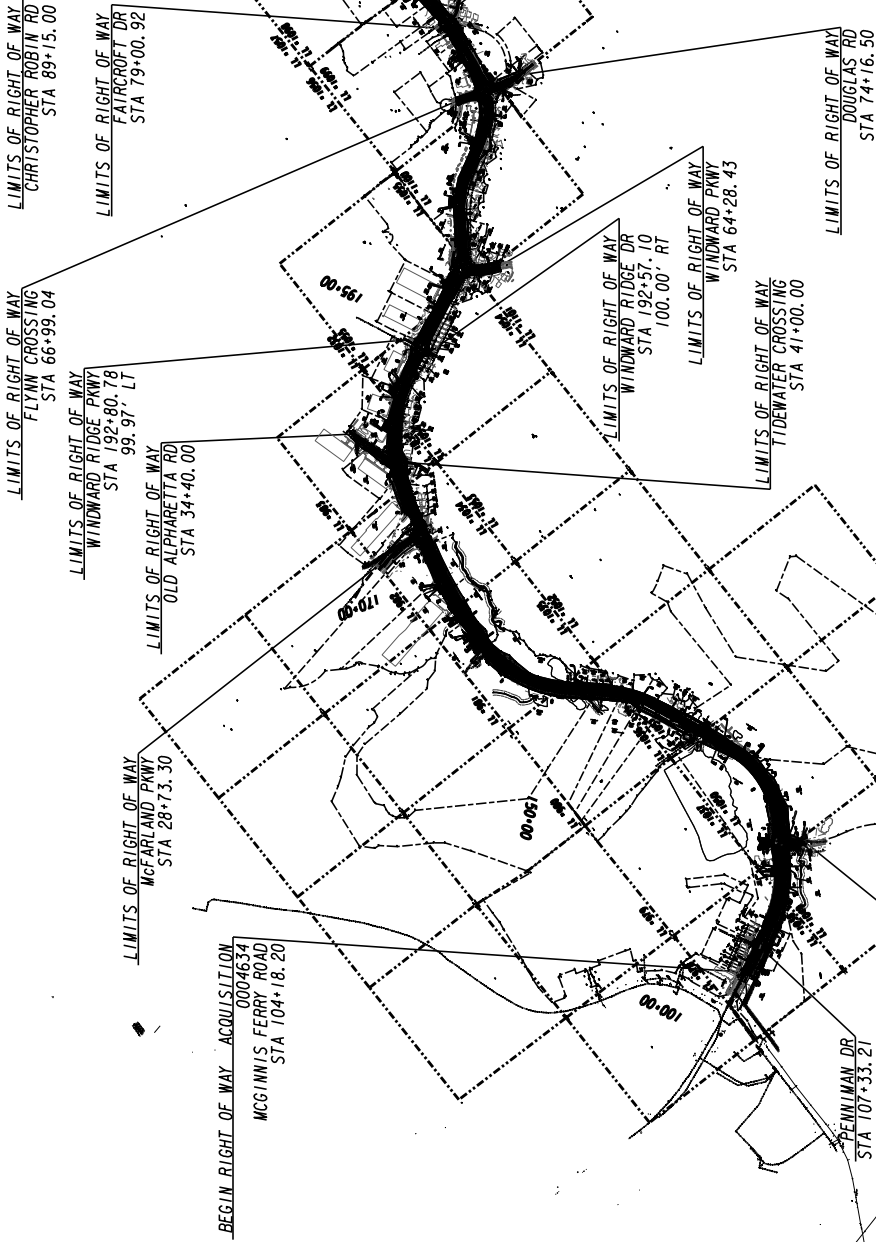
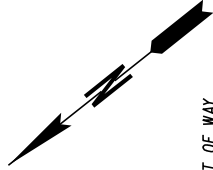
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN

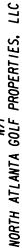


LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019	
PLANS COMPLETED DATE: 02-11-2020	
REVISIONS:	
05/08/2020: PLANS COMPLETED DATE	
09/14/2020	
10/05/2020	
11/16/2020	
11/19/2020	
11/25/2020	
12/09/2020	
12/16/2020	
01/05/2021	
01/07/2021	
01/28/2021	
DRAWING No.	
60-0001	

LENGTH OF RIGHT OF WAY PROJECT	COUNTY NO.
	121 & 117
NET LENGTH OF RIGHT OF WAY NET LENGTH OF BRIDGES NET LENGTH OF EXCEPTIONS GROSS LENGTH OF RIGHT OF WAY	MILES
	4.320
	0.055
	4.375
	4.299

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.

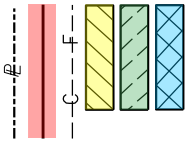
7/31/2015 GRWPLN

.....				
REQ'D R/W - PAR 8/SV6 - TRACT 1 - REQ'D R/W DE522				
.....				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
-----E-----				
DE20068	45.00 R	128+07.25	N 48°31'02.8" E	McGINNIS FERRY ROAD CONST CL
10186	8.08 R	128+70.98	N 72°04'35.8" E	McGINNIS FERRY ROAD CONST CL
10223	7.82 R	129+96.73	N 68°22'10.9" E	McGINNIS FERRY ROAD CONST CL
10193	8.62 R	135+17.70	S 30°02'52.3" E	McGINNIS FERRY ROAD CONST CL
DE20087	70.00 R	135+26.69	S 68°16'54.1" W	McGINNIS FERRY ROAD CONST CL
DE20086	70.00 R	133+30.00	N 21°43'05.9" W	McGINNIS FERRY ROAD CONST CL
DE20085	45.00 R	133+30.00	S 68°16'54.1" W	McGINNIS FERRY ROAD CONST CL
DE20084	45.00 R	131+60.00	S 21°43'05.9" E	McGINNIS FERRY ROAD CONST CL
DE20081	50.00 R	131+60.00	S 68°16'54.1" W	McGINNIS FERRY ROAD CONST CL
DE20080	50.00 R	130+28		
ARC LENGTH = 130.28				
CHORD BEAR = S 71°47'21.5" W				
LNTH CHORD = 70.95				
RADIUS = 995.00				
DE20024	50.00 R	128+75.00	N 12°15'13.7" W	McGINNIS FERRY ROAD CONST CL
DE20943	45.00 R	128+75.00	N 12°15'13.7" W	McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 70.96				
CHORD BEAR = S 71°47'21.5" W				
LNTH CHORD = 70.95				
RADIUS = 995.00				
DE20068	45.00 R	128+07.25		McGINNIS FERRY ROAD CONST CL
DEGREE = 5°45'30.1"				
REQ'D R/W = 31912.30				
RECD R/W = 0.733				
REMAINDER = +/- 78.279 ACRES				
.....				
REQ'D TEMP ESMT - PAR 8/SV6 - TRACT 1 - REQ'D TEMP. EASW'T. - DE523				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
-----E-----				
DE20082	60.00 R	127+84.50		McGINNIS FERRY ROAD CONST CL
DE20068	45.00 R	128+07.25		McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 70.96				
CHORD BEAR = N 77°47'21.5" E				
LNTH CHORD = 70.95				
RADIUS = 995.00				
DE20943	45.00 R	128+75.00		McGINNIS FERRY ROAD CONST CL
DE20024	50.00 R	128+75.00		McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 31.58				
CHORD BEAR = N 74°50'29.5" E				
LNTH CHORD = 31.58				
RADIUS = 1000.00				
DE20957	50.00 R	129+05.00		McGINNIS FERRY ROAD CONST CL
DE20089	60.00 R	128+90.00		McGINNIS FERRY ROAD CONST CL
ARC LENGTH = 112.16				
CHORD BEAR = S 78°01'22.4" W				
LNTH CHORD = 112.10				
RADIUS = 1010.00				
DE20082	60.00 R	127+84.50		McGINNIS FERRY ROAD CONST CL
DEGREE = 5°40'22.3"				
REQ'D EASMT AREA = 1492.26 SF				

.....				
REQ'D TEMP ESMT - PAR 8/SV6 - TRACT 2 - REQ'D TEMP. EASW'T. - DE524				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
-----E-----				
DE20093	70.00 R	131+30.00		McGINNIS FERRY ROAD CONST CL
DE20959	50.00 R	131+30.00		McGINNIS FERRY ROAD CONST CL
DE20081	45.00 R	131+80.00		McGINNIS FERRY ROAD CONST CL
DE20084	45.00 R	131+80.00		McGINNIS FERRY ROAD CONST CL
DE20085	45.00 R	133+30.00		McGINNIS FERRY ROAD CONST CL
DE20086	70.00 R	133+30.00		McGINNIS FERRY ROAD CONST CL
DE20093	70.00 R	131+30.00		McGINNIS FERRY ROAD CONST CL
REQ'D EASMT AREA = 4750.00 SF				
.....				
REQ'D TEMP ESMT - PAR 8/SV6 - TRACT 3 - REQ'D TEMP. EASW'T. - DE873				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
-----E-----				
DE20086	70.00 R	133+30.00		McGINNIS FERRY ROAD CONST CL
DE20087	70.00 R	135+26.69		McGINNIS FERRY ROAD CONST CL
DE20095	80.00 R	135+28.15		McGINNIS FERRY ROAD CONST CL
DE20094	80.00 R	133+30.00		McGINNIS FERRY ROAD CONST CL
DE20086	70.00 R	133+30.00		McGINNIS FERRY ROAD CONST CL
REQ'D EASMT AREA = 1974.20 SF				
.....				
REQ'D R/W - PAR 9/SV7 - REQ'D R/W DE525				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
-----E-----				
DE20087	70.00 R	135+26.69		McGINNIS FERRY Rd Const CL
10247	16.45 R	54.12	N 30°02'52.2" W	McGINNIS FERRY Rd Const CL
			N 68°17'18.1" E	McGINNIS FERRY Rd Const CL
10248	16.46 R	53.48	N 68°17'18.1" E	McGINNIS FERRY Rd Const CL
			S 54°30'41.7" E	McGINNIS FERRY Rd Const CL
DE20096	66.00 R	58.93	S 54°30'41.7" E	McGINNIS FERRY Rd Const CL
			S 62°19'45.8" W	McGINNIS FERRY Rd Const CL
DE20087	70.00 R	135+26.69		McGINNIS FERRY Rd Const CL
			S 41°16'87	McGINNIS FERRY Rd Const CL
REQ'D R/W = 0.078 ACRES				
REMAINDER = +/- 0.383 ACRES				
.....				
REQ'D TEMP ESMT - PAR 9/SV7 - REQ'D TEMP. EASW'T. - DE526				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
-----E-----				
DE20095	80.00 R	135+28.15		McGINNIS FERRY Rd Const CL
			N 30°02'52.2" W	McGINNIS FERRY Rd Const CL
DE20087	70.00 R	135+26.69		McGINNIS FERRY Rd Const CL
			N 62°19'45.8" E	McGINNIS FERRY Rd Const CL
DE20096	66.00 R	136+04.25		McGINNIS FERRY Rd Const CL
			S 54°30'41.7" E	McGINNIS FERRY Rd Const CL
DE20097	75.00 R	136+10.05		McGINNIS FERRY Rd Const CL
			S 64°47'16.4" W	McGINNIS FERRY Rd Const CL
DE20095	82.05 R	135+28.15		McGINNIS FERRY Rd Const CL
DE20096	80.00 R	135+28.15		McGINNIS FERRY Rd Const CL
REQ'D EASMT AREA = 0.018 ACRES				

REQ'D R/W - PAR 10/SV8 - REQ'D R/W DE527				
.....				
PNT	OFFSET/	STATION/	BEARING	ALIGNMENT
-----E-----				
DE20096	66.00 R	136+04.25		McGINNIS FERRY Rd Const CL
			N 30°02'52.2" W	McGINNIS FERRY Rd Const CL
10248	16.46 R	54.12	N 30°02'52.2" W	McGINNIS FERRY Rd Const CL
			N 68°17'18.1" E	McGINNIS FERRY Rd Const CL
10249	16.46 R	53.48	N 68°17'18.1" E	McGINNIS FERRY Rd Const CL
			S 54°30'41.7" E	McGINNIS FERRY Rd Const CL
DE20099	45.00 R	137+67.18	S 54°30'41.7" E	McGINNIS FERRY Rd Const CL
			S 68°16'54.1" W	McGINNIS FERRY Rd Const CL
DE20098	45.00 R	136+60.00	S 68°16'54.1" W	McGINNIS FERRY Rd Const CL
			S 97°38'31.1" W	McGINNIS FERRY Rd Const CL
DE20096	66.00 R	136+04.25		McGINNIS FERRY Rd Const CL
REQ'D R/W = 6138.04 SF				
REMAINDER = +/- 0.322 ACRES				
.....				
REQ'D TEMP ESMT - PAR 10/SV8 - REQ'D TEMP. EASW'T. - DE528				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
-----E-----				
DE20097	75.00 R	136+10.05		McGINNIS FERRY ROAD CONST CL
DE20096	66.00 R	136+04.25		McGINNIS FERRY ROAD CONST CL
DE20098	45.00 R	136+60.00		McGINNIS FERRY ROAD CONST CL
DE20099	45.00 R	137+67.09		McGINNIS FERRY ROAD CONST CL
DE20101	65.00 R	137+60.94		McGINNIS FERRY ROAD CONST CL
DE20100	65.00 R	136+60.00		McGINNIS FERRY ROAD CONST CL
DE20097	75.00 R	136+10.05		McGINNIS FERRY ROAD CONST CL
REQ'D EASMT AREA = 2891.61 SF				

PROPERTY AND EXISTING R/W LINE
REQUIRED R/W LINE
CONSTRUCTION LIMITS
EASEMENT FOR CONSTR
& MAINTENANCE OF SLOPES
EASEMENT FOR CONSTR OF SLOPES
EASEMENT FOR CONSTR OF DRIVES



BEGIN LIMIT OF ACCESS.....BLA
END LIMIT OF ACCESS.....ELA
EXISTING LIMIT OF ACCESS
REQ'D LIMIT OF ACCESS
EXISTING LIMIT OF ACCESS & R/W
REQ'D LIMIT OF ACCESS & R/W
ORANGE BARRIER FENCE
ESA - ENV. SENSITIVE AREA

DATE	REVISIONS
11/16/2020	PARCEL 9: CHANGED PERMANENT EASEMENT TO TEMPORARY
12/16/2020	PARCEL 8: UPDATED R/W AND PERMANENT EASEMENT.
01/07/2021	PARCEL 8: UPDATED RIGHT OF WAY AND EASEMENT TABLES.
1/28/2021	PARCEL 10: UPDATED PERMANENT EASEMENT TO TEMPORARY.

DATE	REVISIONS

STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION	
RIGHT OF WAY MAP	
PROJECT NO:0004634 COUNTY: FORSYTH/FULTON LAND LOT NO: GMD DISTRICT:	
60-0008	



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1455 HILLCREST HEIGHTS/TPN 21 -5601-1051-012-9 (PARCEL 11)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1455 HILLCREST HEIGHTS, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-012-9), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1455 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-012-9), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 11 - 1455 Hillcrest Heights

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1455 HILLCREST HEIGHTS ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-012-9) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Richard David Ullman, as Trustee of the Richard D. Ullman Revocable Trust U/A/D April 6, 2005 located at 1455 Hillcrest Heights (Tax Parcel No.: 21 -5601-1051-012-9) within the City of Alpharetta, Georgia (reference: **Project Parcel 11**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1455 Hillcrest Heights, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-012-9), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

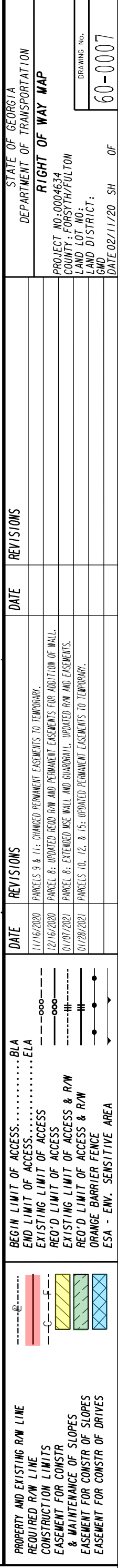
Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

C. Sam Thomas, City Attorney





City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1575 WYNRIDGE POINT/TPN 21 -5601-1051-045-9 (PARCEL 12)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1575 WINDWARD PARKWAY, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-045-9), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1575 Windward Parkway, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-045-9), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 12 - 1575 Wynridge Point

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1575 WYNRIDGE POINTE ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-045-9) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Simon Poruthoor and Remy Poruthoor located at 1575 Wynridge Pointe (Tax Parcel No.: 21 -5601-1051-045-9) within the City of Alpharetta, Georgia (reference: **Project Parcel 12**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1575 Wynridge Pointe, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-045-9), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

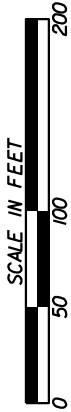
Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

C. Sam Thomas, City Attorney



PROPERTY AND EXISTING R/W LINE	BEGIN LIMIT OF ACCESS.....BLA	DATE	REVISIONS	REVISIONS	STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION
REQUIRED R/W LINE	END LIMIT OF ACCESS.....ELA	11/16/2020	PARCELS 9 & 11: CHANGED PERMANENT EASEMENTS TO TEMPORARY.		RIGHT OF WAY MAP
CONSTRUCTION LIMITS	EXISTING LIMIT OF ACCESS	12/16/2020	PARCEL 8: UPDATED REQ'D R/W AND PERMANENT EASEMENTS FOR ADDITION OF WALL.		
EASEMENT FOR CONSTR	REQ'D LIMIT OF ACCESS	01/07/2021	PARCEL 8: EXTENDED USE WALL AND GUARDRAIL, UPDATED R/W AND EASEMENTS.		
EASEMENT FOR CONSTR OF SLOPES & MAINTENANCE OF SLOPES	EXISTING LIMIT OF ACCESS & R/W	01/28/2021	PARCELS 10, 12, & 15: UPDATED PERMANENT EASEMENTS TO TEMPORARY.		
EASEMENT FOR CONSTR OF SLOPES	REQ'D LIMIT OF ACCESS & R/W				
EASEMENT FOR CONSTR OF DRIVES	ORANGE BARRIER FENCE				PROJECT NO.: 00004634 COUNTY: FORSYTH/FULTON LAND LOT NO: LAND DISTRICT: GND DATE 02/11/20 SH OF
	ESA - ENV. SENSITIVE AREA				DRAWING NO. 60-0007



.....				
REQ'D R/W - PAR 11/SV9 REQ'D R/W DE529				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
	DIST	BEARING		

DE20099	45.00 R	137+67.09	McGinnis Ferry Rd Const CL	
	23.75	N 4°36'13.3" W		
10249	16.51 R	137+75.85	McGinnis Ferry Rd Const CL	
	162.00	N 68°18'44.7" E		
607	18.33 R	139+36.91	McGinnis Ferry Rd Const CL	
	21.41	S 11°04'36.9" E		
DE20103	45.00 R	139+30.79	McGinnis Ferry Rd Const CL	
	62.54			
CHORD BEAR	= S 66°59'50.5" W			
CHORD	= 62.54			
LNTH	CHORD = 62.54			
	RADIUS = 1395.00			
	DEGREE = 4°06'26.0"			
DE20102	45.00 R	138+70.26	McGinnis Ferry Rd Const CL	
	103.17	S 68°16'54.1" W		
DE20099	45.00 R	137+67.09	McGinnis Ferry Rd Const CL	
	4618.68	SF		
REQ'D R/W	= 0.106 ACRES			
REMAINDER	= +/- 0.523 ACRES			

.....				
REQ'D R/W - PAR 12/SV10 REQ'D R/W DE531				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
	DIST	BEARING		

DE20103	45.00 R	139+30.79	McGinnis Ferry Rd Const CL	
	21.41	N 11°04'36.9" W		
607	18.33 R	139+36.97	McGinnis Ferry Rd Const CL	
	23.75	N 68°18'44.5" E		
10260	23.96 R	140+09.18	McGinnis Ferry Rd Const CL	
	17.38			
ARC LENGTH	= 166°15'20.5" E			
CHORD BEAR	= 139+30.79			
CHORD	= 139+30.79			
LNTH	CHORD = 139+30.79			
	RADIUS = 544.54			
	DEGREE = 30.66 R			
608	30.66 R	140+00.78	McGinnis Ferry Rd Const CL	
	50.00 R	S 19°22'58.5" E		
DE20106	50.00 R	140+77.10	McGinnis Ferry Rd Const CL	
	79.96			
ARC LENGTH	= 79.96			
CHORD BEAR	= S 61°08'21.7" W			
CHORD	= 79.95			
LNTH	CHORD = 79.95			
	RADIUS = 1400.00			
	DEGREE = 4°05'33.2"			
DE20105	50.00 R	140+00.00	McGinnis Ferry Rd Const CL	
	71.82	S 68°14'06.9" W		
DE20103	45.00 R	139+30.79	McGinnis Ferry Rd Const CL	
	3696.88	SF		
REQ'D R/W	= 0.085 ACRES			
REMAINDER	= +/- 0.716 ACRES			

.....				
REQ'D R/W - PAR 13/SV220 REQ'D R/W DE533				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
	DIST	BEARING		

11341	158.26 L	133+75.41	McGinnis Ferry Rd Const CL	
	179.63	N 69°50'21.6" E		
DE20108	155.00 L	134+95.00	McGinnis Ferry Rd Const CL	
	49.24	S 45°40'50.9" E		
DE20109	110.00 L	135+15.00	McGinnis Ferry Rd Const CL	
	333.48	N 68°16'54.1" E		
DE20110	110.00 L	138+48.48	McGinnis Ferry Rd Const CL	
	58.58	S 15°26'48.5" E		
11370	51.77 L	138+42.08	McGinnis Ferry Rd Const CL	
	526.17	S 68°25'49.6" W		
11344	53.14 L	133+15.91	McGinnis Ferry Rd Const CL	
	55.25	N 45°02'55.8" W		
11343	103.87 L	132+94.03	McGinnis Ferry Rd Const CL	
	44.70	N 63°47'30.1" E		
11342	107.37 L	133+38.59	McGinnis Ferry Rd Const CL	
	62.81	N 14°10'18.1" E		
11341	158.26 L	133+75.41	McGinnis Ferry Rd Const CL	
	37826.05	SF		
REQ'D R/W	= 0.868 ACRES			
REMAINDER	= +/- 10.774 ACRES			

.....				
REQ'D TEMP. ESMT - PAR 11/SV9 REQ'D TEMP. ESMT. DE530				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
	DIST	BEARING		

DE20101	65.00 R	137+60.94	McGinnis Ferry Rd Const CL	
	20.93	N 4°36'13.3" W		
DE20099	45.00 R	137+67.09	McGinnis Ferry Rd Const CL	
	103.17	N 68°16'54.1" E		
DE20102	45.00 R	138+70.26	McGinnis Ferry Rd Const CL	
	62.54			
CHORD BEAR	= N 66°59'50.5" E			
CHORD	= 62.54			
LNTH	CHORD = 62.54			
	RADIUS = 4705.00			
	DEGREE = 4°06'26.0"			
DE20103	45.00 L	139+30.79	McGinnis Ferry Rd Const CL	
	4705.00	S 11°04'36.5" E		
DE20104	55.00 L	139+28.53	McGinnis Ferry Rd Const CL	
	170.33	S 64°28'29.4" W		
DE20101	65.00 R	137+60.94	McGinnis Ferry Rd Const CL	
	2412.60	SF		
REQ'D ESMT	= 0.055 ACRES			

.....				
REQ'D TEMP. ESMT - PAR 12/SV10 REQ'D TEMP. ESMT. DE532				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
	DIST	BEARING		

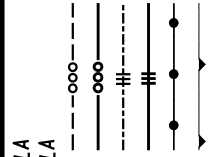
DE20104	55.00 R	139+28.53	McGinnis Ferry Road Const CL	
	45.00 R	139+30.79	McGinnis Ferry Road Const CL	
DE20105	50.00 R	140+00.00	McGinnis Ferry Road Const CL	
	79.96			
ARC LENGTH	= 79.96			
CHORD BEAR	= N 61°08'21.7" E			
CHORD	= 79.95			
LNTH	CHORD = 79.95			
	RADIUS = 1400.00			
	DEGREE = 4°05'33.2"			
DE20106	50.00 R	140+77.10	McGinnis Ferry Road Const CL	
	55.00 R	140+76.16	McGinnis Ferry Road Const CL	
ARC LENGTH	= 153.64			
CHORD BEAR	= S 62°40'33.6" W			
CHORD	= 153.56			
LNTH	CHORD = 153.56			
	RADIUS = 1405.00			
	DEGREE = 4°04'40.8"			
DE20104	55.00 R	139+28.53	McGinnis Ferry Road Const CL	
	970.68	SF		
REQ'D ESMT AREA	= 970.68			

.....				
REQ'D R/W - PAR 14/SV219 REQ'D R/W DE536				
.....				
PNT	OFFSET/	STATION/	ALIGNMENT	
	DIST	BEARING		

DE20110	110.00 L	139+48.48	McGinnis Ferry Rd Const CL	
	200.72	N 64°07'58.3" E		
DE20118	110.00 L	140+87.15	McGinnis Ferry Rd Const CL	
	72.42	S 20°27'04.0" E		
11368	38.76 L	140+73.60	McGinnis Ferry Rd Const CL	
	133.71			
ARC LENGTH	= 173.19			
CHORD BEAR	= S 61°19'21.0" W			
CHORD	= 173.17			
LNTH	CHORD = 173.17			
	RADIUS = 3255.84			
	DEGREE = 1°45'35.2"			
11369	49.28 L	139+50.30	McGinnis Ferry Rd Const CL	
	105.25	S 68°23'29.2" W		
11370	51.77 L	138+42.08	McGinnis Ferry Rd Const CL	
	58.58	N 15°26'48.5" W		
DE20110	110.00 L	138+48.48	McGinnis Ferry Rd Const CL	
	14661.22	SF		
REQ'D R/W	= 0.337 ACRES			
REMAINDER	= +/- 4.817 ACRES			

PROPERTY AND EXISTING R/W LINE
REQUIRED R/W LINE
CONSTRUCTION LIMITS
EASEMENT FOR CONSTR
& MAINTENANCE OF SLOPES
EASEMENT FOR CONSTR OF SLOPES
EASEMENT FOR CONSTR OF DRIVES

BEGIN LIMIT OF ACCESS.....BLA
END LIMIT OF ACCESS.....ELA
EXISTING LIMIT OF ACCESS
REQ'D LIMIT OF ACCESS
EXISTING LIMIT OF ACCESS & R/W
REQ'D LIMIT OF ACCESS & R/W
ORANGE BARRIER FENCE
ESA - ENV. SENSITIVE AREA



REVISIONS

DATE	REVISIONS
1/11/16/2020	PARCEL 11: CHANGED PERMANENT EASEMENT TO TEMPORARY
01/28/2021	PARCEL 12: UPDATED PERMANENT EASEMENT TO TEMPORARY.

STATE OF GEORGIA
DEPARTMENT OF TRANSPORTATION

RIGHT OF WAY MAP

PROJECT NO:0004634
COUNTY: FORSYTH/FULTON
LAND LOT NO:
LAND DISTRICT:
GMD
DATE 02/11/20 SH OF

60-0009



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1555 WYNRIDGE POINT/TPN 21 -5601-1051-046-7 (PARCEL 15)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1555 WYNRIDGE POINTE, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-046-7), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1555 Wynridge Pointe, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-046-7), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 15 - 1555 Wynridge Point

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1555 WYNRIDGE POINTE ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5601-1051-046-7) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Husam J. Mahomoud located at 1555 Wynridge Pointe (Tax Parcel No.: 21 -5601-1051-046-7) within the City of Alpharetta, Georgia (reference: **Project Parcel 15**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1555 Wynridge Pointe, Alpharetta, Georgia (Tax Parcel No.: 21 -5601-1051-046-7), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

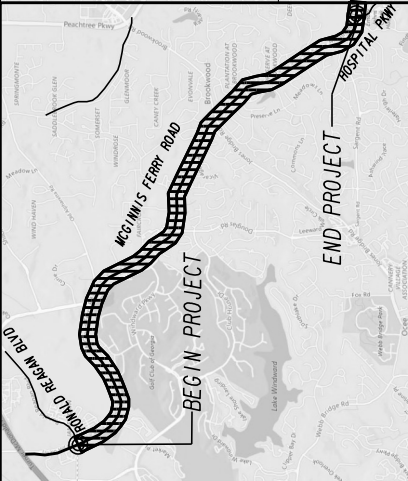
C. Sam Thomas, City Attorney

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAD
1983)/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

LOCATION SKETCH



CONVENTIONAL SIGNS

LL LINE	EXISTING	REQUIRED	EXISTING LIMIT OF ACCESS	RECD LIMIT OF ACCESS & R/W	RECD LIMIT OF ACCESS & R/W	R/W MARKERS
PROPERTY LINE	---	---	---	---	---	---
RIGHT OF WAY LINE	---	---	---	---	---	---
FENCE	---	---	---	---	---	---

FEDERAL AID PROJECT

0004634

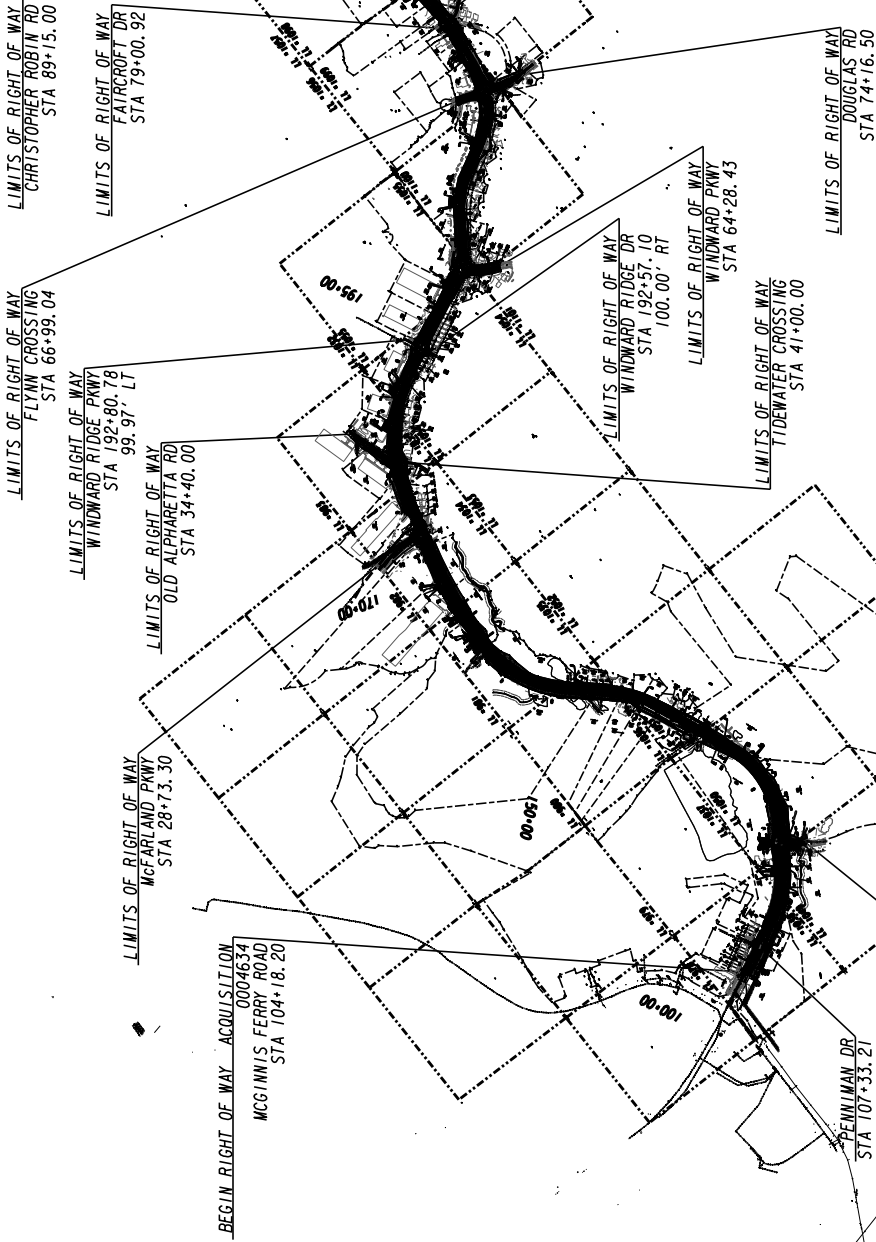
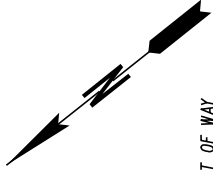
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN



LENGTH OF RIGHT OF WAY PROJECT		COUNTY NO.
		121 & 117
		MILES
		4.320
		0.055
		4.375
		4.299

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019

PLANS COMPLETED DATE: 02-11-2020

REVISIONS:

05/08/2020: PLANS COMPLETED DATE

09/14/2020

10/05/2020

11/16/2020

11/19/2020

12/09/2020

12/16/2020

01/05/2021

01/07/2021

01/28/2021

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.

DRAWING No.

60-0001



PROPERTY AND EXISTING R/W LINE	DATE	REVISIONS	DATE	REVISIONS
REQUIRED R/W LINE	11/16/2020	PARCELS 9 & 11: CHANGED PERMANENT EASEMENTS TO TEMPORARY.		
CONSTRUCTION LIMITS	12/16/2020	PARCEL 8: UPDATED REO R/W AND PERMANENT EASEMENTS FOR ADDITION OF WALL.		
EASEMENT FOR CONSTR	01/07/2021	PARCEL 8: EXTENDED USE WALL AND GUARDRAIL, UPDATED R/W AND EASEMENTS.		
EASEMENT FOR CONSTR OF SLOPES	01/28/2021	PARCELS 10, 12, & 15: UPDATED PERMANENT EASEMENTS TO TEMPORARY.		
EASEMENT FOR CONSTR OF SLOPES				
EASEMENT FOR CONSTR OF DRIVES				

STATE OF GEORGIA
DEPARTMENT OF TRANSPORTATION

RIGHT OF WAY MAP

PROJECT NO: 00004634
COUNTY: FORSYTH/FULTON
LAND LOT NO:
LAND DISTRICT:
GND
DATE 02/11/20 SH OF

DRAWING NO.

60-0007



PROPERTY AND EXISTING R/W LINE	BEGIN LIMIT OF ACCESS.....BLA	DATE	REVISIONS	DATE	REVISIONS
REQUIRED R/W LINE	END LIMIT OF ACCESS.....ELA	01/28/2020	PARCELS 15, 16, 17, 18, & 19; UPDATED PERMANENT EASEMENTS TO TEMPORARY.		
CONSTRUCTION LIMITS	EXISTING LIMIT OF ACCESS				
EASEMENT FOR CONSTR	REQ'D LIMIT OF ACCESS				
& MAINTENANCE OF SLOPES	EXISTING LIMIT OF ACCESS & R/W				
EASEMENT FOR CONSTR OF SLOPES	REQ'D LIMIT OF ACCESS & R/W				
EASEMENT FOR CONSTR OF DRIVES	ORANGE BARRIER FENCE				
	ESA - ENV. SENSITIVE AREA				



RECD R/W - PAR 15/SV11 REQ'D R/W DE538 ALIGNMENT

PNT	OFFSET/	DIST	STATION/	BEARING	ALIGNMENT
DE20106	50.00	R	140+77.10		McGinnis Ferry Rd Const CL
	19.52	R	N 19+22+58.5° W		McGinnis Ferry Rd Const CL
608	30.86	R	140+80.78		McGinnis Ferry Rd Const CL
ARC LENGTH = 12.32					
CHORD BEAR = N 60°53'35.4° E					
LNTH CHORD = 112.26					
RADIUS = 996.71					
DEGREE = 5°44'54.5"					
609	38.43	R	141+90.02		McGinnis Ferry Rd Const CL
	50.00	R	S 45°26'19.4° E		McGinnis Ferry Rd Const CL
DE20119	50.00	R	141+92.01		McGinnis Ferry Rd Const CL
ARC LENGTH = 19.17					
CHORD BEAR = S 5°103'53.0° W					
LNTH CHORD = 19.60					
RADIUS = 1400.00					
DEGREE = 4°05'32"					
DE20106	50.00	R	140+76.10		McGinnis Ferry Rd Const CL
ARC LENGTH = 1745.57					
RECD R/W = 0.040					
REMAINDER = +/- 0.700					
ACRES					

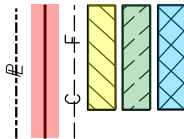
RECD TEMP ESMIT - PAR 15/SV11 REQ'D TEMP. EASMT. DE539 ALIGNMENT

PNT	OFFSET/	DIST	STATION/	BEARING	ALIGNMENT
DE20107	55.00	R	140+76.16		McGinnis Ferry Road Const CL
DE20106	50.00	R	140+77.10		McGinnis Ferry Road Const CL
ARC LENGTH = 119.17					
CHORD BEAR = N 57°03'53.0° E					
LNTH CHORD = 119.13					
RADIUS = 1400.00					
DEGREE = 4°05'33.2"					
DE20119	50.00	R	141+92.01		McGinnis Ferry Road Const CL
DE20120	55.00	R	141+92.87		McGinnis Ferry Road Const CL
ARC LENGTH = 121.46					
CHORD BEAR = S 57°03'59.9° W					
LNTH CHORD = 121.43					
RADIUS = 1405.00					
DEGREE = 4°04'40.8"					
DE20107	55.00	R	140+76.16		McGinnis Ferry Road Const CL
RECD EASMT AREA = 601.58					
SF					

RECD R/W - PAR 16/SV12 REQ'D R/W DE540 ALIGNMENT

PNT	OFFSET/	DIST	STATION/	BEARING	ALIGNMENT
DE20121	45.00	R	141+91.15		McGinnis Ferry Rd Const CL
	6.68	R	N 45°26'19.3° W		McGinnis Ferry Rd Const CL
609	38.43	R	141+90.02		McGinnis Ferry Rd Const CL
ARC LENGTH = 223.11					
CHORD BEAR = N 51°4'21.4° E					
LNTH CHORD = 223.11					
RADIUS = 994.71					
DEGREE = 5°44'54.5"					
610	42.64	R	144+06.79		McGinnis Ferry Rd Const CL
	45.00	R	S 45°13'15.1° E		McGinnis Ferry Rd Const CL
DE20122	45.00	R	144+06.82		McGinnis Ferry Rd Const CL
ARC LENGTH = 222.66					
CHORD BEAR = S 50°05'09.8° W					
LNTH CHORD = 222.62					
RADIUS = 1395.00					
DEGREE = 4°06'28.0"					
DE20121	45.00	R	141+91.15		McGinnis Ferry Rd Const CL
RECD R/W = 701.92					
RECD R/W = 0.016					
REMAINDER = +/- 0.556					
ACRES					

PROPERTY AND EXISTING R/W LINE
REQUIRED R/W LINE
CONSTRUCTION LIMITS
EASEMENT FOR CONSTR
& MAINTENANCE OF SLOPES
EASEMENT FOR CONSTR OF SLOPES
EASEMENT FOR CONSTR OF DRIVES



BEGIN LIMIT OF ACCESS.....BLA
END LIMIT OF ACCESS.....ELA
EXISTING LIMIT OF ACCESS
REQ'D LIMIT OF ACCESS
EXISTING LIMIT OF ACCESS & R/W
REQ'D LIMIT OF ACCESS & R/W
ORANGE BARRIER FENCE
ESA - ENV. SENSITIVE AREA

DATE
01/28/2021
PARCELS 15, 16, 17, 18, & 19: UPDATED PERMANENT EASEMENTS TO TEMPORARY.

REVISIONS
DATE
REVISIONS

STATE OF GEORGIA
DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY MAP
PROJECT NO:0004634
COUNTY: FORSYTH/FULTON
LAND LOT NO:
LAND DISTRICT:
GMD
DATE 02/11/20 SH OF
60-0011



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1695 WYNRIDGE PATH/TPN 21 -5641-1051-075-8 (PARCEL 16)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1695 WYNRIDGE PATH, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5641-1051-075-8), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1695 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1051-075-8), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 16 - 1695 Wynridge Path

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1695 WYNRIDGE PATH ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5641-1051-075-8) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Ataur Rahman and Nasima Akhtar located at 1695 Wynridge Path (Tax Parcel No.: 21 -5641-1051-075-8) within the City of Alpharetta, Georgia (reference: **Project Parcel 16**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1695 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1051-075-8), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

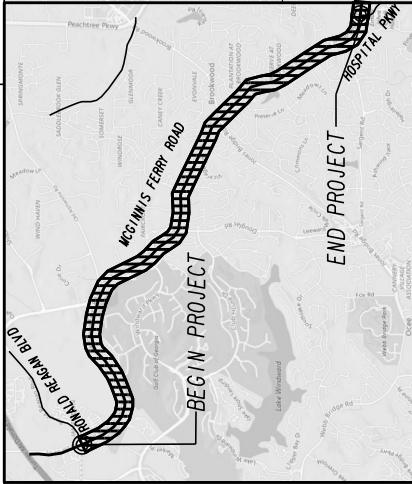
Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

C. Sam Thomas, City Attorney



LOCATION SKETCH

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAD
1983)/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

FEDERAL AID PROJECT

0004634

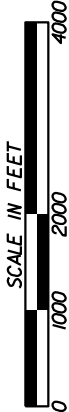
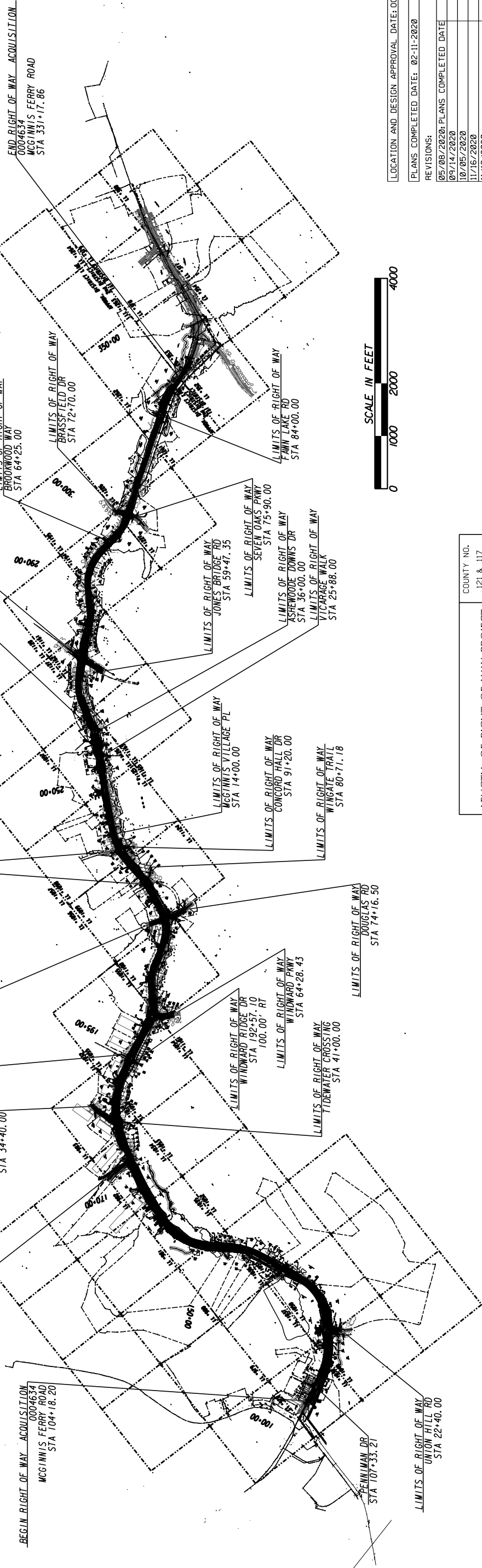
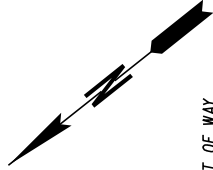
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN



LENGTH OF RIGHT OF WAY PROJECT	COUNTY NO.
	121 & 117
NET LENGTH OF RIGHT OF WAY NET LENGTH OF BRIDGES NET LENGTH OF EXCEPTIONS GROSS LENGTH OF RIGHT OF WAY	MILES
	4.320
	0.055
	4.375

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019

PLANS COMPLETED DATE: 02-11-2020

REVISIONS:

05/08/2020: PLANS COMPLETED DATE

09/14/2020

10/05/2020

11/16/2020

11/19/2020

12/09/2020

12/16/2020

01/05/2021

01/07/2021

01/28/2021

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.

DRAWING No.
60-0001



PROPERTY AND EXISTING R/W LINE	LEGEND	BEGIN LIMIT OF ACCESS.....BLA	DATE	REVISIONS	DATE	REVISIONS
REQUIRED R/W LINE		END LIMIT OF ACCESS.....ELA	01/28/2020	PARCELS 15, 16, 17, 18, & 19; UPDATED PERMANENT EASEMENTS TO TEMPORARY.		
CONSTRUCTION LIMITS		EXISTING LIMIT OF ACCESS				
EASEMENT FOR CONSTR		REQ'D LIMIT OF ACCESS				
& MAINTENANCE OF SLOPES		EXISTING LIMIT OF ACCESS & R/W				
EASEMENT FOR CONSTR OF SLOPES		REQ'D LIMIT OF ACCESS & R/W				
EASEMENT FOR CONSTR OF DRIVES		ORANGE BARRIER FENCE				
		ESA - ENV. SENSITIVE AREA				

.....
RECD R/W - PAR 15/SV11 REQ'D R/W DE538
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20106 50.00 R 140+77.10 McGinnis Ferry Rd Const CL
DE20121 19.52 R 19+22+58.5" W McGinnis Ferry Rd Const CL
608 30.86 R 140+80.78 McGinnis Ferry Rd Const CL
ARC LENGTH = 12.32
CHORD BEAR = N 60°53'35.4" E
LNTH CHORD = 12.26
LNTH CHORD = 12.26
RADIUS = 996.71
DEGREE = 5°44'54.5"

609 38.43 R 141+90.02 McGinnis Ferry Rd Const CL
DE20119 50.00 R S 45°26'19.4" E McGinnis Ferry Rd Const CL
DE20123 55.00 R 141+92.01 McGinnis Ferry Rd Const CL
CHORD BEAR = S 57°03'53.0" W
LNTH CHORD = 13.00
RADIUS = 1400.00
DEGREE = 4°05'35.2"

DE20106 50.00 R 140+76.10 McGinnis Ferry Rd Const CL
DE20119 1745.57 SF
RECD R/W = 0.040 ACRES
REMAINDER = +/- 0.700 ACRES

.....
RECD TEMP ESMT - PAR 15/SV11 REQ'D TEMP. EASMT. DE539
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20107 55.00 R 140+76.16 McGinnis Ferry Road Const CL
DE20106 50.00 R 140+77.10 McGinnis Ferry Road Const CL
ARC LENGTH = 119.17
CHORD BEAR = N 57°03'53.0" E
LNTH CHORD = 119.13
RADIUS = 1400.00
DEGREE = 4°05'33.2"

DE20119 50.00 R 141+92.01 McGinnis Ferry Road Const CL
DE20120 55.00 R 141+92.87 McGinnis Ferry Road Const CL
ARC LENGTH = 121.46
CHORD BEAR = S 57°03'59.9" W
LNTH CHORD = 121.43
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20107 55.00 R 140+76.16 McGinnis Ferry Road Const CL
RECD EASMT AREA = 601.58 SF

.....
RECD R/W - PAR 16/SV12 REQ'D R/W DE540
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20121 45.00 R 141+91.15 McGinnis Ferry Rd Const CL
609 38.43 R N 45°26'19.3" W McGinnis Ferry Rd Const CL
ARC LENGTH = 223.66
CHORD BEAR = N 51°4'21.4" E
LNTH CHORD = 223.11
RADIUS = 994.71
DEGREE = 5°44'54.5"

610 42.64 R 144+06.79 McGinnis Ferry Rd Const CL
DE20122 45.00 R S 45°13'15.1" E McGinnis Ferry Rd Const CL
ARC LENGTH = 222.66
CHORD BEAR = S 50°05'09.8" W
LNTH CHORD = 222.62
RADIUS = 1395.00
DEGREE = 4°06'26.0"

DE20121 45.00 R 141+91.15 McGinnis Ferry Rd Const CL
RECD R/W = 701.92 SF
RECD R/W = 0.016 ACRES
REMAINDER = +/- 0.556 ACRES

.....
RECD TEMP ESMT - PAR 16/SV12 REQ'D TEMP. EASMT. DE541
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20120 55.00 R 141+92.87 McGinnis Ferry Road Const CL
DE20121 45.00 R 141+91.15 McGinnis Ferry Road Const CL
ARC LENGTH = 222.66
CHORD BEAR = N 50°05'09.8" E
LNTH CHORD = 222.62
RADIUS = 1395.00
DEGREE = 4°06'26.0"

DE20122 45.00 R 144+06.82 McGinnis Ferry Road Const CL
DE20123 55.00 R 144+06.94 McGinnis Ferry Road Const CL
ARC LENGTH = 222.80
CHORD BEAR = S 50°02'49.7" W
LNTH CHORD = 222.57
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20120 55.00 R 141+92.87 McGinnis Ferry Road Const CL
RECD EASMT AREA = 2228.28 SF

.....
RECD R/W - PAR 17/SV13 REQ'D R/W DE542
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20123 55.00 R 144+06.94 McGinnis Ferry Rd Const CL
610 42.64 R 144+06.79 McGinnis Ferry Rd Const CL
ARC LENGTH = 50.33
CHORD BEAR = N 43°05'00.8" E
LNTH CHORD = 50.30
RADIUS = 996.71
DEGREE = 5°44'54.5"

612 41.28 R 144+55.56 McGinnis Ferry Rd Const CL
10266 41.61 R N 41°53'46.6" E McGinnis Ferry Rd Const CL
145+65.38
S 41°03'18.2" E McGinnis Ferry Rd Const CL
145+63.65
S 41°45'43.8" W McGinnis Ferry Rd Const CL

DE20125 55.00 R 68.53 McGinnis Ferry Rd Const CL
DE20124 55.00 R 144+95.11 McGinnis Ferry Rd Const CL
CHORD BEAR = S 43°37'59.6" W
LNTH CHORD = 91.75
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20123 55.00 R 144+06.94 McGinnis Ferry Rd Const CL
RECD R/W = 2162.40 SF
RECD R/W = 0.050 ACRES
REMAINDER = +/- 0.432 ACRES

.....
RECD TEMP ESMT - PAR 17/SV13 REQ'D TEMP. EASMT. DE543
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20126 65.00 R 144+07.06 McGinnis Ferry Road Const CL
DE20123 55.00 R 144+06.94 McGinnis Ferry Road Const CL
ARC LENGTH = 91.16
CHORD BEAR = N 43°37'59.6" E
LNTH CHORD = 91.75
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20124 55.00 R 144+95.11 McGinnis Ferry Road Const CL
DE20125 55.00 R 145+63.65 McGinnis Ferry Road Const CL
DE20128 65.00 R 145+62.39 McGinnis Ferry Road Const CL
DE20127 65.00 R 144+95.11 McGinnis Ferry Road Const CL
ARC LENGTH = 92.29
CHORD BEAR = S 43°37'50.4" W
LNTH CHORD = 92.27
RADIUS = 1415.00
DEGREE = 4°02'51.0"

DE20126 65.00 R 144+07.06 McGinnis Ferry Road Const CL
RECD EASMT AREA = 1599.29 SF

.....
RECD R/W - PAR 18/SV14 REQ'D R/W DE544
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20125 55.00 R 145+63.65 McGinnis Ferry Rd Const CL
612 41.28 R N 41°03'18.2" W McGinnis Ferry Rd Const CL
10268 41.32 R 145+63.38 McGinnis Ferry Rd Const CL
146+71.26 N 41°53'46.6" E McGinnis Ferry Rd Const CL
S 41°03'18.7" E McGinnis Ferry Rd Const CL
S 41°45'43.8" W McGinnis Ferry Rd Const CL

DE20129 55.00 R 146+69.56 McGinnis Ferry Rd Const CL
DE20125 55.00 R 145+63.65 McGinnis Ferry Rd Const CL
RECD R/W = 1440.46 SF
RECD R/W = 0.033 ACRES
REMAINDER = +/- 0.389 ACRES

.....
RECD TEMP ESMT - PAR 18/SV14 REQ'D TEMP. EASMT. DE545
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20128 65.00 R 145+62.39 McGinnis Ferry Road Const CL
DE20125 55.00 R 145+63.65 McGinnis Ferry Road Const CL
DE20129 55.00 R 146+69.56 McGinnis Ferry Road Const CL
DE20130 65.00 R 146+67.67 McGinnis Ferry Road Const CL
DE20128 65.00 R 145+62.39 McGinnis Ferry Road Const CL
RECD EASMT AREA = 1323.94 SF

.....
RECD R/W - PAR 19/SV15 REQ'D R/W DE546
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20129 55.00 R 146+69.56 McGinnis Ferry Rd Const CL
10268 41.32 R N 41°03'18.7" W McGinnis Ferry Rd Const CL
146+71.26 N 41°53'46.5" E McGinnis Ferry Rd Const CL
147+48.37 S 89°21'24.8" E McGinnis Ferry Rd Const CL
20.45 S 69°48'21.9" E McGinnis Ferry Rd Const CL
15.91 S 69°48'21.9" E McGinnis Ferry Rd Const CL
71.90 N 85°51'25.6" E McGinnis Ferry Rd Const CL
39.40 N 31°17'33.2" E McGinnis Ferry Rd Const CL
99.32 N 31°17'33.2" E McGinnis Ferry Rd Const CL
3.89 S 23°57'03.3" E McGinnis Ferry Rd Const CL
98.61 S 23°57'03.3" E McGinnis Ferry Rd Const CL
7.01 S 80°41'19.8" W McGinnis Ferry Rd Const CL
105.00 R 147+96.91 McGinnis Ferry Rd Const CL
79.58 S 80°41'19.8" W McGinnis Ferry Rd Const CL
55.00 R 147+35.00 McGinnis Ferry Rd Const CL
65.44 S 41°45'43.8" W McGinnis Ferry Rd Const CL
55.00 R 146+69.56 McGinnis Ferry Rd Const CL
RECD R/W = 1711.28 SF
RECD R/W = 0.039 ACRES
REMAINDER = +/- 0.442 ACRES

.....
RECD TEMP ESMT - PAR 19/SV15 REQ'D TEMP. EASMT. DE547
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20130 70.00 R 146+67.67 McGinnis Ferry Road Const CL
DE20129 55.00 R 146+69.56 McGinnis Ferry Road Const CL
DE20133 55.00 R 147+35.00 McGinnis Ferry Road Const CL
DE20134 105.00 R 147+96.91 McGinnis Ferry Road Const CL
DE20133 105.00 R 147+80.00 McGinnis Ferry Road Const CL
DE20132 75.00 R 147+30.00 McGinnis Ferry Road Const CL
DE20130 70.00 R 146+67.67 McGinnis Ferry Road Const CL
RECD EASMT AREA = 2124.24 SF

.....
RECD R/W - PAR 20/SV16 REQ'D R/W DE548
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

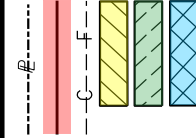
DE20131 45.00 R 147+51.25 McGinnis Ferry Rd Const CL
4.37 N 89°21'24.8" W McGinnis Ferry Rd Const CL
10269 41.70 R 147+48.37 McGinnis Ferry Rd Const CL
9.31 N 48°10'31.2" W McGinnis Ferry Rd Const CL

12665 32.39 R 147+48.38 McGinnis Ferry Rd Const CL
144.59 N 41°49'30.1" E McGinnis Ferry Rd Const CL
148+93.89 McGinnis Ferry Rd Const CL
12666 32.10 R 148+93.89 McGinnis Ferry Rd Const CL
ARC LENGTH = 928.43
CHORD BEAR = N 65°22'06.3" E
LNTH CHORD = 902.53
RADIUS = 1129.73
DEGREE = 5°04'17.9"

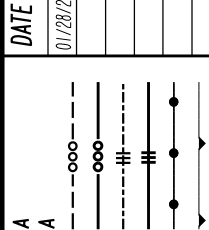
12570 9.00 R 158+38.30 McGinnis Ferry Rd Const CL
9.00 S 15°41'26.7" E McGinnis Ferry Rd Const CL
12597 39.94 R 158+47.34 McGinnis Ferry Rd Const CL
5.17 S 12°28'47.1" W McGinnis Ferry Rd Const CL
45.00 R 158+46.22 McGinnis Ferry Rd Const CL
ARC LENGTH = 947.10
CHORD BEAR = S 66°05'45.8" W
LNTH CHORD = 918.88
RADIUS = 1115.00
DEGREE = 5°08'19.1"

DE20135 45.00 R 148+60.90 McGinnis Ferry Rd Const CL
DE20131 45.00 R S 41°45'43.8" W McGinnis Ferry Rd Const CL
109.66 S 41°45'43.8" W McGinnis Ferry Rd Const CL
RECD R/W = 2496.79 SF
RECD R/W = 0.573 ACRES
REMAINDER = +/- 4.961 ACRES

PROPERTY AND EXISTING R/W LINE
REQUIRED R/W LINE
CONSTRUCTION LIMITS
EASEMENT FOR CONSTR
& MAINTENANCE OF SLOPES
EASEMENT FOR CONSTR OF DRIVES



BEGIN LIMIT OF ACCESS.....BLA
END LIMIT OF ACCESS.....ELA
EXISTING LIMIT OF ACCESS
REQ'D LIMIT OF ACCESS
EXISTING LIMIT OF ACCESS & R/W
REQ'D LIMIT OF ACCESS & R/W
ORANGE BARRIER FENCE
ESA - ENV. SENSITIVE AREA



DATE	REVISIONS
01/28/2021	PARCELS 15, 16, 17, 18, & 19: UPDATED PERMANENT EASEMENTS TO TEMPORARY.

DATE	REVISIONS

STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY MAP
PROJECT NO:0004634 COUNTY: FORSYTH/FULTON LAND LOT NO: GMD DISTRICT:
60-0011



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1685 WYNRIDGE PATH/TPN 21 -5641-1036-074-1 (PARCEL 17)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1685 WYNRIDGE PATH, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -561-1036-074-1), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1685 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -561-1036-074-1), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 17 - 1685 Wynridge Path

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1685 WYNRIDGE PATH ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5641-1036-074-1) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by David Fairlie and Shannon Fairlie located at 1685 Wynridge Path (Tax Parcel No.: 21 -5641-1036-074-1) within the City of Alpharetta, Georgia (reference: **Project Parcel 17**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1685 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1036-074-1), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

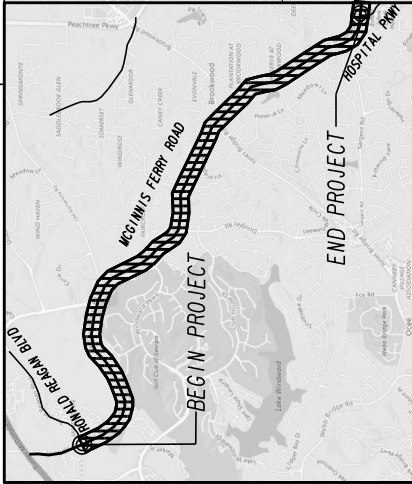
Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

C. Sam Thomas, City Attorney



LOCATION SKETCH

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAD
1983)/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

FEDERAL AID PROJECT

0004634

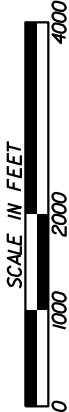
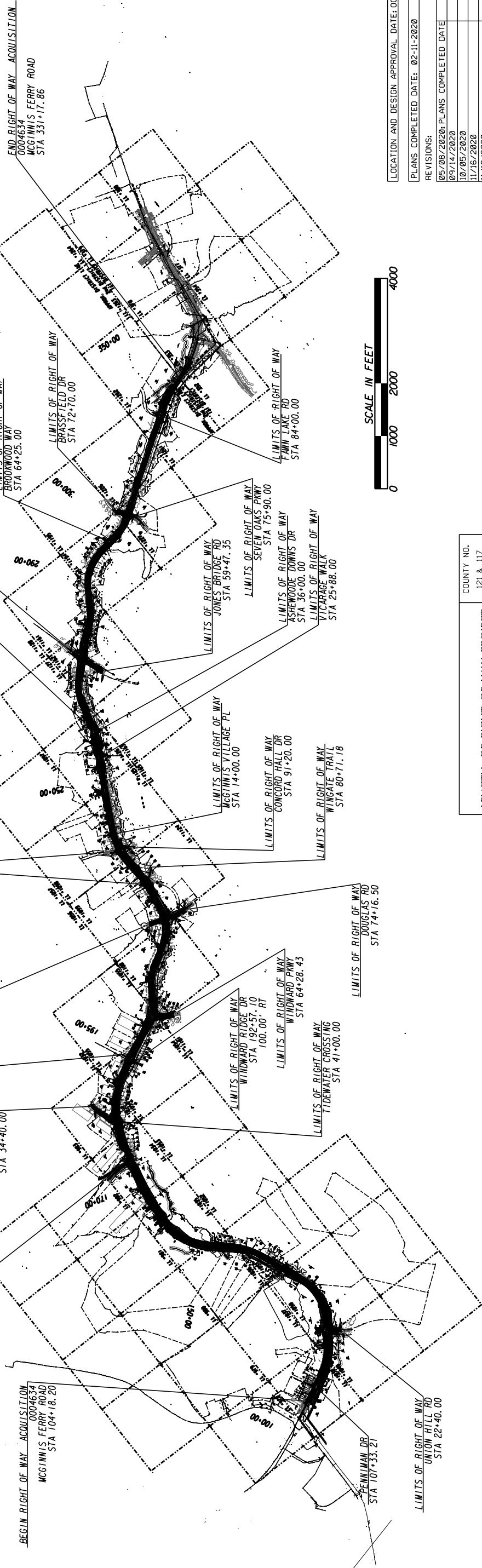
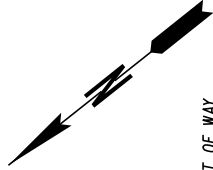
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN

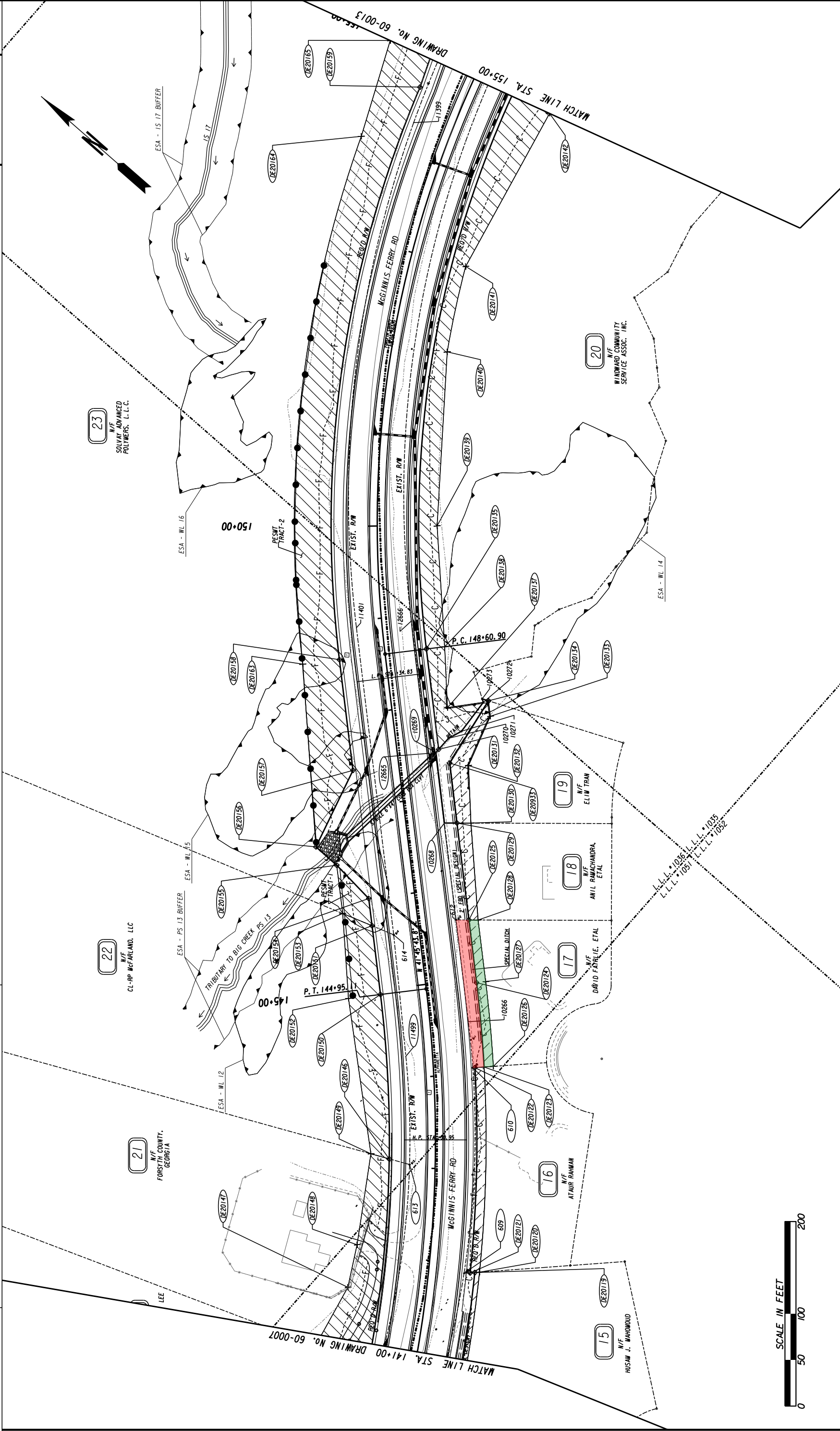


LENGTH OF RIGHT OF WAY PROJECT	COUNTY NO.
	121 & 117
	MILES
NET LENGTH OF RIGHT OF WAY	4.320
NET LENGTH OF BRIDGES	0.055
NET LENGTH OF EXCEPTIONS	4.375
GROSS LENGTH OF RIGHT OF WAY	4.299

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019	
PLANS COMPLETED DATE: 02-11-2020	
REVISIONS:	
05/08/2020: PLANS COMPLETED DATE	
09/14/2020	
10/05/2020	
11/16/2020	
11/19/2020	
11/25/2020	
12/09/2020	
12/16/2020	
01/05/2021	
01/07/2021	
01/28/2021	
DRAWING No.	
60-0001	

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.



PROPERTY AND EXISTING R/W LINE		-----#-----		BEGIN LIMIT OF ACCESS.....BLA		DATE		REVISIONS		DATE		REVISIONS		STATE OF GEORGIA	
REQUIRED R/W LINE		=====		END LIMIT OF ACCESS.....ELA										DEPARTMENT OF TRANSPORTATION	
CONSTRUCTION LIMITS		---C---F---		EXISTING LIMIT OF ACCESS		01/28/2020		PARCELS 15, 16, 17, 18, & 19: UPDATED PERMANENT EASEMENTS TO TEMPORARY.						RIGHT OF WAY MAP	
EASEMENT FOR CONSTR		[diagonal lines]		REQ'D LIMIT OF ACCESS										PROJECT NO.:0004634	
& MAINTENANCE OF SLOPES		[diagonal lines]		EXISTING LIMIT OF ACCESS & R/W										COUNTY: FORSYTH/FULTON	
EASEMENT FOR CONSTR OF SLOPES		[diagonal lines]		REQ'D LIMIT OF ACCESS & R/W										LAND LOT NO:	
EASEMENT FOR CONSTR OF DRIVES		[cross-hatch]		ORANGE BARRIER FENCE										LAND DISTRICT:	
				ESA - ENV. SENSITIVE AREA										GMD	
														DATE 02/11/20 SH OF	
														DRAWING NO.	
														60-0010	



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1675 WYNRIDGE PATH/TPN 21 -5641-1036-073-3 (PARCEL 18)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1675 WYNRIDGE PATH, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5641-1036-073-3), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1675 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1036-073-3), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 18 - 1675 Wynridge Path

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1675 WYNRIDGE PATH ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5641-1036-073-3) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Anil Ramachandra and Savita Anil located at 1675 Wynridge Path (Tax Parcel No.: 21 -5641-1036-073-3) within the City of Alpharetta, Georgia (reference: **Project Parcel 18**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1675 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1036-073-3), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

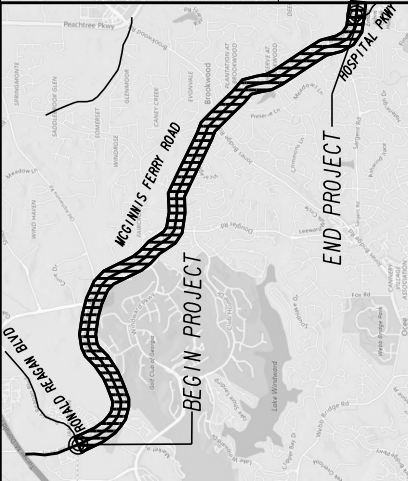
C. Sam Thomas, City Attorney

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAD
1983)/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

LOCATION SKETCH



FEDERAL AID PROJECT

0004634

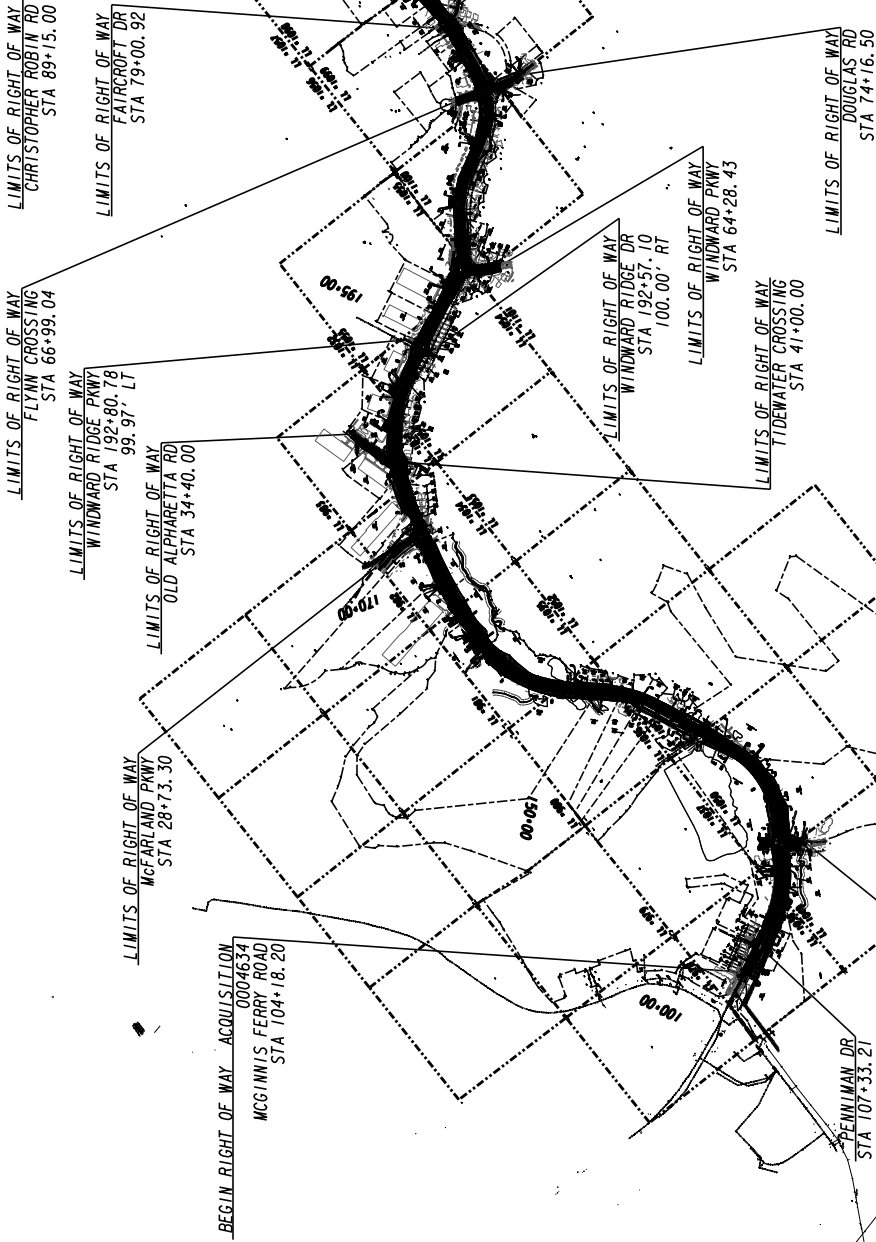
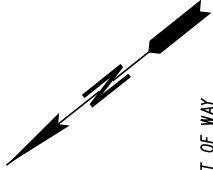
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN



LENGTH OF RIGHT OF WAY PROJECT	COUNTY NO.
	121 & 117
NET LENGTH OF RIGHT OF WAY NET LENGTH OF BRIDGES NET LENGTH OF EXCEPTIONS GROSS LENGTH OF RIGHT OF WAY	MILES
	4.320
	0.055
	4.375

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.

CONVENTIONAL SIGNS

LL LINE	EXISTING	REQUIRED	REOD LIMIT OF ACCESS	REOD LIMIT OF ACCESS & R/W	REOD LIMIT OF ACCESS & R/W	R/W MARKERS
PROPERTY LINE	---	---	---	---	---	---
RIGHT OF WAY LINE	---	---	---	---	---	---
FENCE	---	---	---	---	---	---

LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019

PLANS COMPLETED DATE: 02-11-2020

REVISIONS:

05/08/2020: PLANS COMPLETED DATE

09/14/2020

10/05/2020

11/16/2020

11/19/2020

12/09/2020

12/16/2020

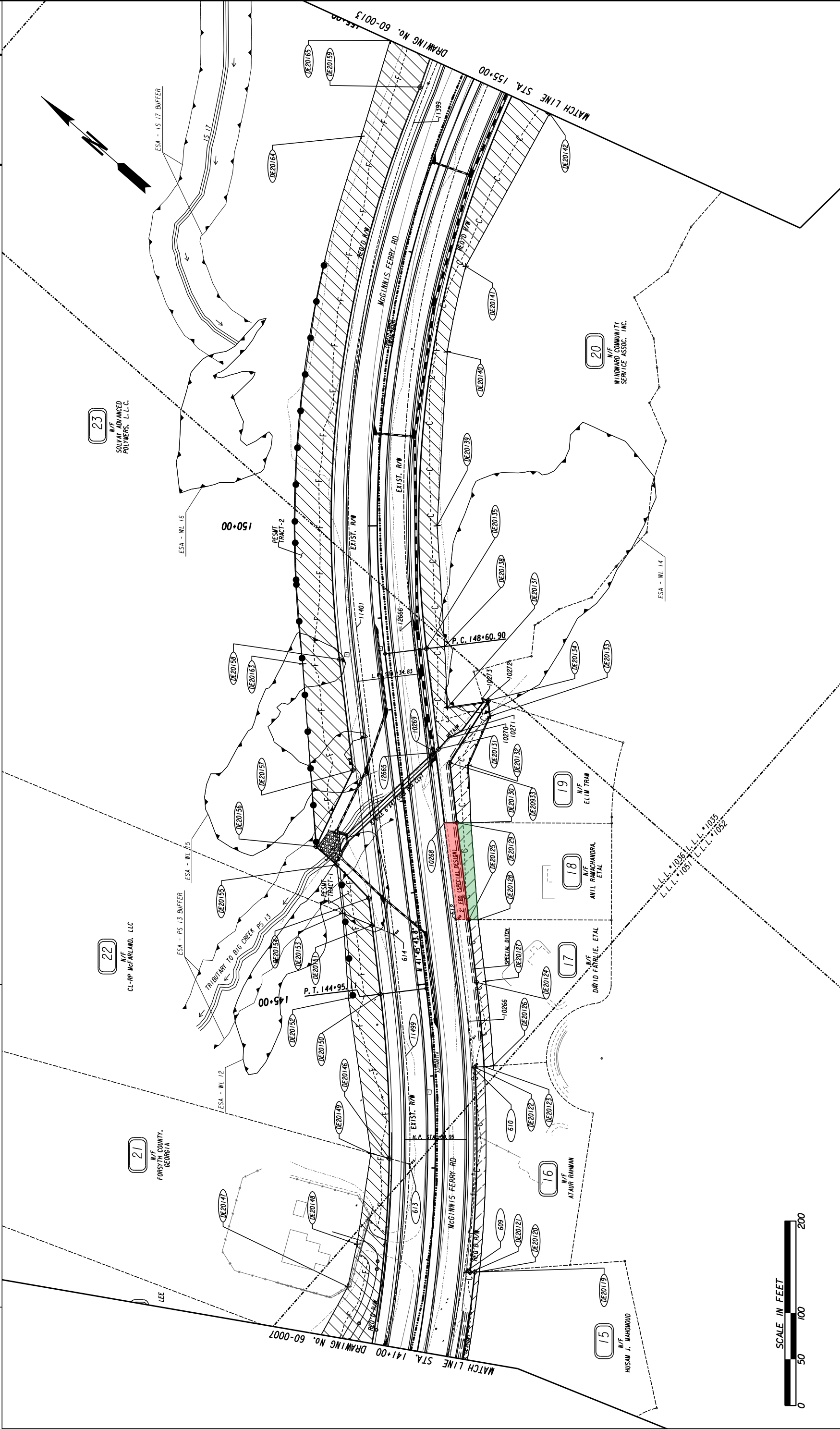
01/05/2021

01/07/2021

01/28/2021

DRAWING No.

60-0001



PROPERTY AND EXISTING R/W LINE		BEGIN LIMIT OF ACCESS.....BLA		DATE	REVISIONS	DATE	REVISIONS	STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION
REQUIRED R/W LINE		END LIMIT OF ACCESS.....ELA						
CONSTRUCTION LIMITS		EXISTING LIMIT OF ACCESS						
EASEMENT FOR CONSTR & MAINTENANCE OF SLOPES		REQ'D LIMIT OF ACCESS						
EASEMENT FOR CONSTR OF SLOPES		EXISTING LIMIT OF ACCESS & R/W						
EASEMENT FOR CONSTR OF DRIVES		REQ'D LIMIT OF ACCESS & R/W						
		ORANGE BARRIER FENCE						
		ESA - ENV. SENSITIVE AREA						PROJECT NO:0004634 COUNTY:FORSYTH/FULTON LAND LOT NO: LAND DISTRICT: GMD DATE 02/11/20 SH OF
								DRAWING NO. 60-0010



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By: Bob Regus

Sponsored By:

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: RESOLUTION AUTHORIZING EMINENT DOMAIN – 1665 WYNRIDGE PATH/TPN 21 -5641-1035-072-6 (PARCEL 19)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1665 WYNRIDGE PATH, ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5641-1035-072-6), FOR ROAD PROJECT – MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

II. RECOMMENDATION:

Please approve a Resolution to authorize the use of eminent domain to acquire certain property located at 1665 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1035-072-6), for road project – McGinnis Ferry Road Widening from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS:

Resolution Authorizing Condemnation - Parcel 19 - 1665 Wynridge Path

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA TO AUTHORIZE THE USE OF EMINENT DOMAIN TO ACQUIRE CERTAIN PROPERTY LOCATED AT 1665 WYNRIDGE PATH ALPHARETTA, GEORGIA (TAX PARCEL NO.: 21 -5641-1035-072-6) FOR ROAD PROJECT - MCGINNIS FERRY ROAD WIDENING FROM RONALD REAGAN BOULEVARD/UNION HILL ROAD TO HOSPITAL PARKWAY.

WHEREAS, the City of Alpharetta (the "City"), in conjunction with the City of Johns Creek and Forsyth County, has determined that it is necessary to construct a road project, which includes the widening of, and construction of other operational improvements to, a portion of McGinnis Ferry Road, such road project being known as the McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway project (the "Project"); and

WHEREAS, in order to construct the Project, it is necessary to acquire certain rights to, in, over, under, through, and across the property now or formerly owned by Elim Tran and Frank Dihn Tran located at 1665 Wynridge Path (Tax Parcel No.: 21 -5641-1035-072-6) within the City of Alpharetta, Georgia (reference: **Project Parcel 19**), as further described and shown in Attachment "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the Mayor and Council have considered the Project and determined that the Project and the use of eminent domain to acquire those certain rights to, in, over, under, through, and across the foregoing property are necessary, in the public interest, and must be carried out expeditiously to ensure the timely completion of the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ALPHARETTA, GEORGIA, AS FOLLOWS:

For public road purposes and to meet the public necessity for immediately acquiring the subject property rights, which are hereby declared, the Mayor and Council authorize the City Attorney's Office to acquire through the use of Eminent Domain, pursuant to Title 32 of the Official Code of Georgia Annotated, the necessary property rights to, in, over, under, through, and across the property located at 1665 Wynridge Path, Alpharetta, Georgia (Tax Parcel No.: 21 -5641-1035-072-6), in order to ensure the timely completion of the Project - McGinnis Ferry Road from Ronald Reagan Boulevard/Union Hill Road to Hospital Parkway. Further, the Mayor and the City Administrator are specifically authorized to execute, on behalf of and as if signed by every member of the governing authority of the City, the Mayor and Council, any and all documents necessary to

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION R2021- _____

further the filing of any Petition for Condemnation or Declaration of Taking related to the same and/or in furtherance of this Resolution.

SO RESOLVED, this _____ day of _____ 2021.

CITY OF ALPHARETTA, GEORGIA

By: _____
Jim Gilvin, Mayor

COUNCIL MEMBERS

Jason Binder

Ben Burnett

John Hipes

Dan Merkel

(SEAL)

Attest: _____
Donald Mitchell

Erin Cobb, City Clerk

Karen Richard

Approve as to form and legal sufficiency:

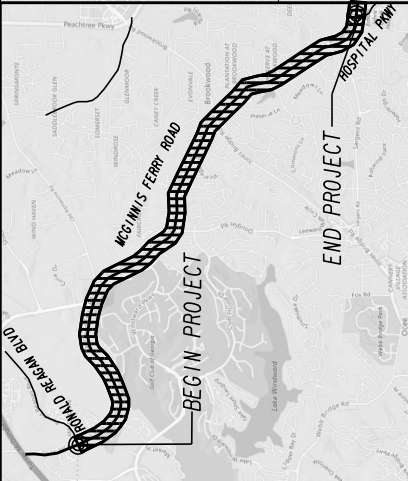
C. Sam Thomas, City Attorney

DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA

RIGHT OF WAY OF PROPOSED
MCGINNIS FERRY ROAD WIDENING
FROM RONALD REAGAN BLVD/UNION HILL
RD TO HOSPITAL PARKWAY
FORSYTH AND FULTON COUNTIES

THIS PROJECT HAS BEEN PREPARED
USING THE HORIZONTAL GEORGIA
COORDINATE SYSTEM OF 1984 (NAAD
1983/94 WEST ZONE AND THE NORTH
AMERICAN VERTICAL DATUM (NAVD)
OF 1988.

LOCATION SKETCH



FEDERAL AID PROJECT

0004634

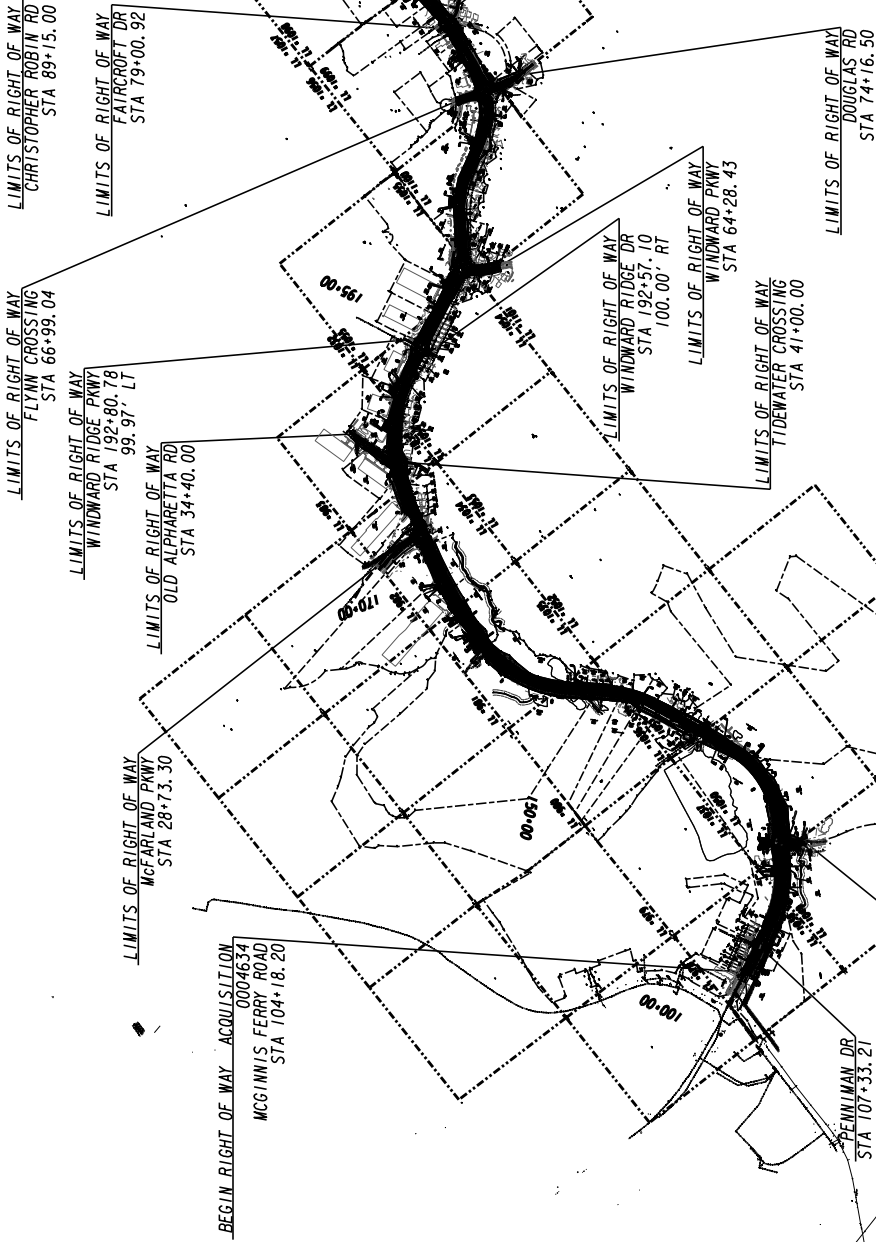
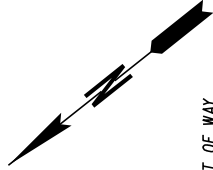
FEDERAL ROUTE No.: N/A
STATE ROUTE No.: N/A
P.I. No.: 0004634

ATLAS

2450 Commerce Avenue
Suite 100
Duluth, Georgia 30096
770.263.3945

PREPARED BY:

DESIGN



LENGTH OF RIGHT OF WAY PROJECT	COUNTY NO.
	121 & 117
	MILES
NET LENGTH OF RIGHT OF WAY	4.320
NET LENGTH OF BRIDGES	0.055
NET LENGTH OF EXCEPTIONS	4.375
GROSS LENGTH OF RIGHT OF WAY	4.299

PROJECT NUMBER 0004634
COUNTY FORSYTH AND FULTON

CONVENTIONAL SIGNS

LL LINE	EXISTING	REQUIRED	EXISTING LIMIT OF ACCESS	RECD LIMIT OF ACCESS & R/W	RECD LIMIT OF ACCESS & R/W	R/W MARKERS
PROPERTY LINE	---	---	---	---	---	---
RIGHT OF WAY LINE	---	---	---	---	---	---
FENCE	---	---	---	---	---	---

LOCATION AND DESIGN APPROVAL DATE: OCTOBER 17, 2019

PLANS COMPLETED DATE: 02-11-2020

REVISIONS:

05/08/2020: PLANS COMPLETED DATE

09/14/2020

10/05/2020

11/16/2020

11/19/2020

12/09/2020

12/16/2020

01/05/2021

01/07/2021

01/28/2021

THIS PROJECT IS LOCATED 50% IN FULTON COUNTY CONG. DIST. NO. 006
AND 50% IN FORSYTH COUNTY CONGRESSIONAL DISTRICT NO. 007.

DRAWING No.

60-0001



.....
REQ'D R/W - PAR 15/SV11 REQ'D R/W DE538
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20106 50.00 R 140+77.10 McGinnis Ferry Rd Const CL
DE20107 19.52 R 140+77.10 McGinnis Ferry Rd Const CL
DE20108 30.86 R 140+77.10 McGinnis Ferry Rd Const CL
ARC LENGTH = 12.32
CHORD BEAR = N 60°53'35.4" E
LNTH CHORD = 12.26
LNTH CHORD = 12.26
RADIUS = 996.71
DEGREE = 5°44'54.5"

DE20109 50.00 R 141+90.02 McGinnis Ferry Rd Const CL
DE20110 38.43 R 141+90.02 McGinnis Ferry Rd Const CL
CHORD BEAR = S 45°26'19.4" E
LNTH CHORD = 19.17
LNTH CHORD = 19.17
RADIUS = 1340.00
DEGREE = 5°57'03"53.0" W

DE20106 50.00 R 140+76.10 McGinnis Ferry Rd Const CL
DE20107 19.52 R 140+76.10 McGinnis Ferry Rd Const CL
DE20108 30.86 R 140+76.10 McGinnis Ferry Rd Const CL
ARC LENGTH = 12.32
CHORD BEAR = N 60°53'35.4" E
LNTH CHORD = 12.26
LNTH CHORD = 12.26
RADIUS = 996.71
DEGREE = 5°44'54.5"

.....
REQ'D R/W - PAR 15/SV11 REQ'D R/W DE539
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20107 55.00 R 140+76.16 McGinnis Ferry Rd Const CL
DE20108 50.00 R 140+77.10 McGinnis Ferry Rd Const CL
ARC LENGTH = 119.17
CHORD BEAR = N 57°03'53.0" E
LNTH CHORD = 119.13
LNTH CHORD = 119.13
RADIUS = 1400.00
DEGREE = 4°05'33.2"

DE20119 50.00 R 141+92.01 McGinnis Ferry Rd Const CL
DE20120 55.00 R 141+92.01 McGinnis Ferry Rd Const CL
ARC LENGTH = 121.46
CHORD BEAR = S 57°03'59.9" W
LNTH CHORD = 121.43
LNTH CHORD = 121.43
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20107 55.00 R 140+76.16 McGinnis Ferry Rd Const CL
REQ'D EASMT AREA = 601.58 SF

.....
REQ'D R/W - PAR 16/SV12 REQ'D R/W DE540
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20121 45.00 R 141+91.15 McGinnis Ferry Rd Const CL
DE20122 38.43 R 141+91.15 McGinnis Ferry Rd Const CL
ARC LENGTH = 223.66
CHORD BEAR = N 51°4'21.4" E
LNTH CHORD = 223.11
LNTH CHORD = 223.11
RADIUS = 994.71
DEGREE = 5°44'54.5"

DE20122 45.00 R 144+06.79 McGinnis Ferry Rd Const CL
DE20123 42.64 R 144+06.79 McGinnis Ferry Rd Const CL
ARC LENGTH = 222.66
CHORD BEAR = S 50°05'09.8" W
LNTH CHORD = 222.62
LNTH CHORD = 222.62
RADIUS = 1395.00
DEGREE = 4°06'26.0"

DE20121 45.00 R 141+91.15 McGinnis Ferry Rd Const CL
DE20122 38.43 R 141+91.15 McGinnis Ferry Rd Const CL
ARC LENGTH = 223.66
CHORD BEAR = N 51°4'21.4" E
LNTH CHORD = 223.11
LNTH CHORD = 223.11
RADIUS = 994.71
DEGREE = 5°44'54.5"

.....
REQ'D R/W - PAR 16/SV12 REQ'D R/W DE541
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20120 55.00 R 141+92.87 McGinnis Ferry Rd Const CL
DE20121 45.00 R 141+91.15 McGinnis Ferry Rd Const CL
ARC LENGTH = 222.66
CHORD BEAR = N 50°05'09.8" E
LNTH CHORD = 222.62
LNTH CHORD = 222.62
RADIUS = 1395.00
DEGREE = 4°06'26.0"

DE20122 45.00 R 144+06.82 McGinnis Ferry Rd Const CL
DE20123 55.00 R 144+06.94 McGinnis Ferry Rd Const CL
ARC LENGTH = 222.80
CHORD BEAR = S 50°02'49.7" W
LNTH CHORD = 222.57
LNTH CHORD = 222.57
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20120 55.00 R 141+92.87 McGinnis Ferry Rd Const CL
REQ'D EASMT AREA = 2228.28 SF

.....
REQ'D R/W - PAR 17/SV13 REQ'D R/W DE542
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20123 55.00 R 144+06.94 McGinnis Ferry Rd Const CL
DE20124 42.64 R 144+06.94 McGinnis Ferry Rd Const CL
ARC LENGTH = 222.66
CHORD BEAR = N 50°05'09.8" E
LNTH CHORD = 222.62
LNTH CHORD = 222.62
RADIUS = 1395.00
DEGREE = 4°06'26.0"

DE20125 55.00 R 144+06.82 McGinnis Ferry Rd Const CL
DE20126 55.00 R 144+06.94 McGinnis Ferry Rd Const CL
ARC LENGTH = 222.66
CHORD BEAR = S 50°02'49.7" W
LNTH CHORD = 222.57
LNTH CHORD = 222.57
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20123 55.00 R 144+06.94 McGinnis Ferry Rd Const CL
DE20124 42.64 R 144+06.94 McGinnis Ferry Rd Const CL
ARC LENGTH = 222.66
CHORD BEAR = N 50°05'09.8" W
LNTH CHORD = 222.62
LNTH CHORD = 222.62
RADIUS = 1395.00
DEGREE = 4°06'26.0"

.....
REQ'D R/W - PAR 17/SV13 REQ'D R/W DE543
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20126 65.00 R 144+07.06 McGinnis Ferry Rd Const CL
DE20127 55.00 R 144+06.94 McGinnis Ferry Rd Const CL
ARC LENGTH = 91.16
CHORD BEAR = N 43°37'59.6" E
LNTH CHORD = 91.15
LNTH CHORD = 91.15
RADIUS = 1405.00
DEGREE = 4°04'40.8"

DE20124 55.00 R 144+95.11 McGinnis Ferry Rd Const CL
DE20125 55.00 R 145+63.65 McGinnis Ferry Rd Const CL
DE20126 65.00 R 145+62.39 McGinnis Ferry Rd Const CL
DE20127 65.00 R 144+95.11 McGinnis Ferry Rd Const CL
ARC LENGTH = 92.29
CHORD BEAR = S 43°37'50.4" W
LNTH CHORD = 92.27
LNTH CHORD = 92.27
RADIUS = 1415.00
DEGREE = 4°02'51.0"

DE20126 65.00 R 144+07.06 McGinnis Ferry Rd Const CL
REQ'D EASMT AREA = 1599.29 SF

.....
REQ'D R/W - PAR 18/SV14 REQ'D R/W DE544
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20125 55.00 R 145+63.65 McGinnis Ferry Rd Const CL
DE20126 41.28 R 145+63.65 McGinnis Ferry Rd Const CL
ARC LENGTH = 105.88
CHORD BEAR = N 41°53'46.6" E
LNTH CHORD = 105.88
LNTH CHORD = 105.88
RADIUS = 141.50
DEGREE = 5°41'03.18.7" E

DE20129 55.00 R 146+63.56 McGinnis Ferry Rd Const CL
DE20130 55.00 R 146+63.56 McGinnis Ferry Rd Const CL
ARC LENGTH = 140.46
CHORD BEAR = S 41°45'43.8" W
LNTH CHORD = 140.46
LNTH CHORD = 140.46
RADIUS = 145+63.65
DEGREE = +/- 0.389 ACRES

DE20125 55.00 R 145+63.65 McGinnis Ferry Rd Const CL
REQ'D EASMT AREA = 1323.94 SF

.....
REQ'D R/W - PAR 18/SV14 REQ'D R/W DE545
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20128 65.00 R 145+62.39 McGinnis Ferry Rd Const CL
DE20129 55.00 R 145+63.65 McGinnis Ferry Rd Const CL
DE20130 55.00 R 146+63.56 McGinnis Ferry Rd Const CL
DE20131 55.00 R 146+63.56 McGinnis Ferry Rd Const CL
DE20132 55.00 R 145+62.39 McGinnis Ferry Rd Const CL
ARC LENGTH = 132.34
CHORD BEAR = N 65°22'06.3" E
LNTH CHORD = 132.34 SF

.....
REQ'D R/W - PAR 19/SV15 REQ'D R/W DE546
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20129 55.00 R 146+69.56 McGinnis Ferry Rd Const CL
DE20130 41.32 R 146+69.56 McGinnis Ferry Rd Const CL
ARC LENGTH = 71.11
CHORD BEAR = N 41°03'18.7" W
LNTH CHORD = 71.11
LNTH CHORD = 71.11
RADIUS = 141.50
DEGREE = 5°41'03.18.7" E

DE20131 41.70 R 147+48.37 McGinnis Ferry Rd Const CL
DE20132 20.45 R 147+48.37 McGinnis Ferry Rd Const CL
ARC LENGTH = 57.11
CHORD BEAR = S 69°48'21.9" E
LNTH CHORD = 57.11
LNTH CHORD = 57.11
RADIUS = 141.50
DEGREE = 5°41'03.18.7" E

DE20133 71.99 R 147+67.66 McGinnis Ferry Rd Const CL
DE20134 39.40 R 147+67.66 McGinnis Ferry Rd Const CL
ARC LENGTH = 99.32
CHORD BEAR = N 85°51'25.6" E
LNTH CHORD = 99.32
LNTH CHORD = 99.32
RADIUS = 141.50
DEGREE = 5°41'03.18.7" E

DE20135 98.61 R 147+99.79 McGinnis Ferry Rd Const CL
DE20136 105.00 R 147+99.79 McGinnis Ferry Rd Const CL
ARC LENGTH = 79.58
CHORD BEAR = S 80°41'19.8" W
LNTH CHORD = 79.58
LNTH CHORD = 79.58
RADIUS = 141.50
DEGREE = 5°41'03.18.7" E

DE20137 55.00 R 147+35.00 McGinnis Ferry Rd Const CL
DE20138 65.44 R 147+35.00 McGinnis Ferry Rd Const CL
ARC LENGTH = 171.28
CHORD BEAR = S 41°45'43.8" W
LNTH CHORD = 171.28
LNTH CHORD = 171.28
RADIUS = 146+69.56
DEGREE = +/- 0.442 ACRES

.....
REQ'D R/W - PAR 19/SV15 REQ'D R/W DE547
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

DE20130 70.00 R 146+67.67 McGinnis Ferry Rd Const CL
DE20131 55.00 R 146+69.56 McGinnis Ferry Rd Const CL
DE20132 55.00 R 147+35.00 McGinnis Ferry Rd Const CL
DE20133 105.00 R 147+96.91 McGinnis Ferry Rd Const CL
DE20134 105.00 R 147+80.00 McGinnis Ferry Rd Const CL
DE20135 75.00 R 147+30.00 McGinnis Ferry Rd Const CL
DE20136 70.00 R 146+67.67 McGinnis Ferry Rd Const CL
REQ'D EASMT AREA = 2124.24 SF

.....
REQ'D R/W - PAR 20/SV16 REQ'D R/W DE548
.....
PNT OFFSET/ STATION/ BEARING ALIGNMENT

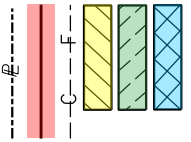
DE20131 45.00 R 147+51.25 McGinnis Ferry Rd Const CL
DE20132 41.70 R 147+48.37 McGinnis Ferry Rd Const CL
DE20133 32.39 R 147+48.37 McGinnis Ferry Rd Const CL
DE20134 144.59 R 147+48.37 McGinnis Ferry Rd Const CL
DE20135 32.10 R 148+93.89 McGinnis Ferry Rd Const CL
ARC LENGTH = 928.43
CHORD BEAR = N 65°22'06.3" E
LNTH CHORD = 902.53
LNTH CHORD = 902.53
RADIUS = 1129.73
DEGREE = 5°41'03.18.7" E

DE20136 39.94 R 158+38.30 McGinnis Ferry Rd Const CL
DE20137 158+38.30 R 158+38.30 McGinnis Ferry Rd Const CL
ARC LENGTH = 947.10
CHORD BEAR = S 15°41'26.7" E
LNTH CHORD = 947.10
LNTH CHORD = 947.10
RADIUS = 1115.00
DEGREE = 5°08'19.1" E

DE20138 45.00 R 158+47.34 McGinnis Ferry Rd Const CL
DE20139 45.00 R 158+47.34 McGinnis Ferry Rd Const CL
ARC LENGTH = 947.10
CHORD BEAR = S 15°41'26.7" E
LNTH CHORD = 947.10
LNTH CHORD = 947.10
RADIUS = 1115.00
DEGREE = 5°08'19.1" E

DE20140 45.00 R 148+60.90 McGinnis Ferry Rd Const CL
DE20141 45.00 R 147+51.25 McGinnis Ferry Rd Const CL
ARC LENGTH = 2496.79
CHORD BEAR = S 41°45'43.8" W
LNTH CHORD = 2496.79
LNTH CHORD = 2496.79
RADIUS = 141.50
DEGREE = +/- 4.961 ACRES

PROPERTY AND EXISTING R/W LINE
REQUIRED R/W LINE
CONSTRUCTION LIMITS
EASEMENT FOR CONSTRUCTION
& MAINTENANCE OF SLOPES
EASEMENT FOR CONSTRUCTION OF DRIVES



BEGIN LIMIT OF ACCESS.....BLA
END LIMIT OF ACCESS.....ELA
EXISTING LIMIT OF ACCESS
REQ'D LIMIT OF ACCESS
EXISTING LIMIT OF ACCESS & R/W
REQ'D LIMIT OF ACCESS & R/W
ORANGE BARRIER FENCE
ESA - ENV. SENSITIVE AREA

DATE REVISIONS
01/28/2021 PARCELS 15, 16, 17, 18, & 19: UPDATED PERMANENT EASEMENTS TO TEMPORARY.

DATE REVISIONS

STATE OF GEORGIA
DEPARTMENT OF TRANSPORTATION

RIGHT OF WAY MAP
PROJECT NO: 0004634
COUNTY: FORSYTH/FULTON
LAND LOT NO:
LAND DISTRICT:
GMD
DATE 02/11/20 SH OF



City Council Meeting STAFF REPORT

Submitting Department: City Clerk

Submitted By:

Sponsored By: CM Burnett & Mayor Pro Tem Mitchell

Meeting Date: March 1, 2021

I. AGENDA ITEM TITLE: CHARTER DISCUSSION

SPONSORED BY: COUNCIL MEMBER BURNETT & MAYOR PRO TEM MITCHELL

II. RECOMMENDATION:

This item is being presented for informational and discussion purposes. No formal action is requested at this time.

III. REPORT IN BRIEF:

IV. ALTERNATIVES:

V. ATTACHMENTS: