

**A RESOLUTION OF THE FORSYTH COUNTY BOARD OF COMMISSIONERS
APPROVING THE FORSYTH COUNTY SPLOST VII PROJECT LIST AND
FOR OTHER MISCELLANEOUS PURPOSES**

WHEREAS, the Forsyth County Board of Commissioners is presently contemplating an Intergovernmental Agreement (“IGA”) with the City of Cumming for purposes of renewing and extending the Special Purpose Local Option Sales Tax (SPLOST) in Forsyth County, Georgia;

WHEREAS, this SPLOST will be considered SPLOST VII;

WHEREAS, the Board of Commissioners may adopt the IGA and otherwise adopt a Resolution requesting that the Board of Elections issue a call for the election on or about July 21, 2011;

WHEREAS, if the IGA is adopted and the request for call is approved, it is anticipated that the SPLOST referendum will occur on November 8, 2011;

WHEREAS, it is presently anticipated that an IGA with the City of Cumming will be approved, and therefore SPLOST VII will extend for six years, commencing July 1, 2013 and expiring June 30, 2019;

WHEREAS, preliminary projections reveal that a six year SPLOST should result in revenues of \$200,000,000;

WHEREAS, it is presently anticipated that that Forsyth County and the City of Cumming will jointly authorize \$101,000,000 from SPLOST VII to be used solely by the County to fund a jail, courthouse, and a raw water generator;

WHEREAS, a SPLOST VII County project list has been assembled and is attached hereto as Exhibit A;

WHEREAS, the SPLOST VII County project list categorizes projects into either priority A or priority B projects;

WHEREAS, priority A projects are considered first tier priority projects and are to receive priority funding out of SPLOST VII revenues, subject only to the dictates of the SPLOST law and the IGA;

WHEREAS, priority A projects are identified and set forth on Exhibit A:

WHEREAS, it is the intent of the Board of Commissioners that those projects identified as priority A projects are to be funded with SPLOST VII revenues, and such projects shall be completed by the Board of Commissioners, subject to those exceptions authorized by Georgia law that allow for the modification, narrowing, and/or limiting of identified SPLOST projects that initially seemed feasible but are no longer so;

WHEREAS, priority B projects are considered second tier priority projects.

WHEREAS, the undertaking and completion of priority B projects will depend upon actual SPLOST collections and will not proceed until the County can reasonably determine the likelihood of collecting funds in excess of the amount dedicated to priority A projects. In such case the number of priority B projects to be funded and constructed will be directly based upon the reasonable expectation of collecting funds necessary to fund each additional priority B project. Furthermore, the order of the general projects identified as priority B projects does not indicate their priority. The Board of Commissioners may finance priority B projects in any order.

WHEREAS, it is the intent of the Board of Commissioners that those projects identified as priority A and B projects are to be funded with SPLOST VII revenues, and such projects shall be completed by the Board of Commissioners, except that with respect to priority B projects the obligation to fund and complete each or any of said projects shall not occur until the County can reasonably determine that priority A projects will be fully funded and that a reasonable expectation exists that sufficient additional funds will be collected to fund each additional priority B projects.

WHEREAS, while priority A and B projects may be held out to the voters as constituting the list of projects that will be funded and completed with SPLOST revenues, any such advocacy or advertising shall include a disclaimer that with respect to priority B projects the obligation to fund and complete said projects shall not occur until the County can reasonably determine that priority A projects will be fully funded and the number of priority B projects to be funded and constructed will be based upon the reasonable expectation of collecting funds necessary to fund each additional priority B project.

WHEREAS, priority B projects are identified in Exhibit "A" to this Resolution;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

THAT, the representations and statements of intent set forth in the above Preamble are hereby approved and made a substantive and integral part of this Resolution;

THAT, the project list attached hereto as Exhibit A, with estimated construction costs, is hereby adopted by the Board of Commissioners as its list of SPLOST VII projects;

THAT those projects identified as priority A projects shall be funded with SPLOST VII proceeds and may otherwise be announced to the voters as projects that will receive funding and be completed with SPLOST VII, or other, revenues;

THAT, priority B projects are considered second tier priority projects.

THAT, the undertaking and completion of priority B projects will depend upon actual SPLOST collections and will not proceed until the County can reasonably determine the likelihood of collecting funds in excess of the amount dedicated to priority A projects. In such case the number of priority B projects to be funded and constructed will be directly based upon the reasonable expectation of collecting funds necessary to fund each additional priority B project. Furthermore, the order of the general projects identified as priority B projects does not indicate their priority. The Board of Commissioners may finance priority B projects in any order.


THAT, it is the intent of the Board of Commissioners that those projects identified as priority A and B projects are to be funded with SPLOST VII revenues, and such projects shall be completed by the Board of Commissioners, except that with respect to priority B projects the obligation to fund and complete each or any of said projects shall not occur until the County can reasonably determine that priority A projects will be fully funded and that a reasonable expectation exists that sufficient additional funds will be collected to fund each additional priority B projects.

THAT, while priority A and B projects may be held out to the voters as constituting the list of projects that will be funded and completed with SPLOST revenues, any such advocacy or advertising shall include a disclaimer that with respect to priority B projects the obligation to fund and complete said projects shall not occur until the County can reasonably determine that priority A projects will be fully funded and the number of priority B projects to be funded and constructed will be based upon the reasonable expectation of collecting funds necessary to fund each additional priority B project.

THAT, those estimated costs identified in Exhibit A are calculated as of June, 2011 and may be subject to change or escalation due to inflation, increased materials costs, increased labor costs and other events or occurrences outside the control of Forsyth County government;

THAT, nothing contained within this Resolution shall prevent the Forsyth County Board of Commissioners, in its discretion, from funding any phase or component of construction of any project identified herein with funds other than SPLOST VII funds; and

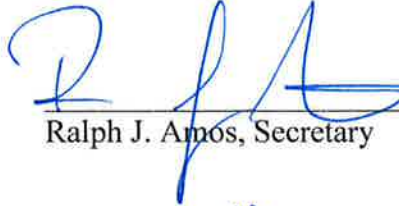
BE IT THEREFORE SO RESOLVED, the health, safety and welfare of Forsyth County demanding it, this 18th day of July, 2011.



Brian Tam, Chairman



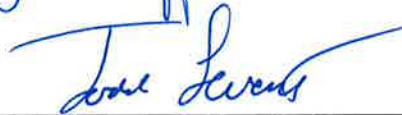
Patrick Bell, Vice-Chairman



Ralph J. Amos, Secretary



Jim Boff, Member



Todd Levent, Member



Attest, County Clerk

SPLOST VII - CATEGORY A PROPOSED PROJECTS

PROJECT DESCRIPTION		ENGINEERING / DESIGN	ROW/ MITIGATION / LAND ACQUISITION	CONSTRUCTION/ UTILITY RELOCATION	REQUESTED FUNDING AMOUNT	REDUCED/ADJUSTED FUNDING AMOUNT
PROPOSED TRANSPORTATION PROJECTS						
MAJOR ROAD WIDENING						
Bethelview Road, Phase II	Castleberry Road to SR 20			\$1,500,000	\$1,500,000	\$1,500,000
Brookwood Road	SR 141 to McGinnis Ferry Road		\$1,000,000	\$5,800,000	\$6,800,000	\$200,000
Castleberry Road - Phase I	City Limits to Bethelview Road			\$9,430,000	\$9,430,000	\$5,000,000
McFarland Parkway	GA 400 to McGinnis Ferry Road	\$400,000		\$5,300,000	\$5,700,000	\$200,000
McGinnis Ferry Road	Sargent Road to Union Hill Road	\$1,250,000	\$5,000,000	\$3,000,000	\$9,250,000	\$1,250,000
Old Atlanta Road, Phase II	Sharon Road to Nichols Road		\$1,000,000	\$5,800,000	\$6,800,000	\$6,800,000
Old Atlanta Road, Phase III	James Burgess Road to McGinnis Ferry Road		\$7,772,000	\$22,600,000	\$30,372,000	\$3,800,000
Pilgrim Mill Road	City Limits to Freedom Parkway	\$500,000	\$750,000	\$8,500,000	\$9,750,000	\$200,000
Sharon Road	SR 141 to Old Atlanta Road		\$2,200,000	\$7,700,000	\$9,900,000	\$9,900,000
Union Hill Road/Mullinax Road	McFarland Parkway to SR 9		\$4,540,000	\$13,000,000	\$17,540,000	\$16,540,000
Union Hill Road	GA 400 to McFarland Road			\$6,800,000	\$6,800,000	\$200,000
Union Hill Road	Bridge	\$460,000		\$5,500,000	\$5,960,000	\$360,000
		\$2,610,000	\$22,262,000	\$94,930,000	\$119,802,000	\$45,950,000
TOTAL MAJOR ROAD WIDENING						
RESURFACING						
	Rehabilitation/resurfacing of existing roads					
TOTAL RESURFACING						
					\$24,000,000	\$11,000,000
UNPAVED ROAD IMPROVEMENTS						
	Upgrade Gravel Roads					
TOTAL UNPAVED ROAD IMPROVEMENTS						
					\$6,000,000	\$500,000
TRAFFIC SAFETY IMPROVEMENTS						
	Striping, raised pavement markers, guardrails, signage, signal equipment, culverts, lighting, etc.					
TOTAL TRAFFIC SAFETY IMPROVEMENTS						
					\$5,000,000	\$2,500,000
INTERSECTION IMPROVEMENTS						
John Burruss Road @ Karr Road					\$750,000	\$750,000
Bannister Road @ Elmo Road					\$500,000	\$500,000
Wallace Tatum Road @ Wright Bridge Road					\$500,000	\$500,000
Wallace Tatum Road @ Burnt Bridge Road					\$500,000	\$500,000
Holbrook Road @ Burnt Bridge Road					\$500,000	\$500,000
SR 369 @ SR 9					\$600,000	\$600,000
Settlingdown Road @ Martin Road					\$750,000	\$750,000
SR 20 @ Woodland Hill Drive					\$500,000	\$500,000
TOTAL INTERSECTION IMPROVEMENTS						
					\$4,600,000	\$4,600,000
BIKE/PED						
Nichols Road	Old Atlanta Road to Nichols Drive				\$1,000,000	\$1,000,000
Nichols Drive	Nichols Road to James Burgess				\$500,000	\$500,000
Majors Road	Post Road to Big Creek Greenway				\$600,000	\$600,000
Caney Road	Brookwood Road to Old Alpharetta Road				\$1,400,000	\$1,400,000
Old Alpharetta Road	Caney Road to SR 141				\$880,000	\$880,000
Majors Road	SR 141 to Ronald Reagan Boulevard				\$280,000	\$280,000
TOTAL BIKE/PED						
					\$4,660,000	\$4,660,000
CONTINGENCY						
	Engineering, right of way, utilities, construction or undesignated.					
TOTAL CONTINGENCY						
					\$10,000,000	\$500,000
TOTAL TRANSPORTATION PROJECTS						
		\$2,610,000	\$22,262,000	\$94,930,000	\$174,062,000	\$69,710,000

SPLOST VII - CATEGORY A PROPOSED PROJECTS

PROJECT DESCRIPTION		ENGINEERING / DESIGN	ROW/ MITIGATION / LAND ACQUISITION	CONSTRUCTION/ UTILITY RELOCATION	REQUESTED FUNDING AMOUNT	REDUCED/ADJUSTED FUNDING AMOUNT
FIRE ENGINES	PROPOSED FIRE DEPARTMENT PROJECTS					
	Scheduled Replacement				\$3,900,000	\$3,900,000
	TOTAL FIRE DEPARTMENT PROJECTS				\$3,900,000	\$3,900,000
ANIMAL SHELTER	PROPOSED ANIMAL SHELTER PROJECT					
	Design, Construction, Infrastructure, and Equipment Contingency	\$200,000		\$2,527,250	\$2,727,250	\$2,727,250
	TOTAL ANIMAL SHELTER PROJECTS	\$20,000		\$252,725	\$272,725	\$272,725
LIBRARY EXPANSION / RENOVATION	PROPOSED LIBRARY PROJECTS	\$220,000		\$2,779,975	\$2,999,975	\$2,999,975
	Sharon Forks Library					
	TOTAL LIBRARY PROJECTS					
EMERGENCY RAW WATER GENERATOR	PROPOSED EMERGENCY RAW WATER GENERATOR				\$2,800,000	\$2,800,000
	Emergency Raw Water Generator				\$2,800,000	\$2,800,000
	TOTAL RAW WATER GENERATOR					
JAIL EXPANSION, COURTHOUSE AND RELATED PARKING FACILITIES	PROPOSED JAIL EXPANSION, COURTHOUSE AND RELATED PARKING FACILITIES				\$1,000,000	\$1,000,000
	Architectural/Engineering Fees, Program Manager, Reimbursables, Preconstruction/Predevelopment Fees, Survey, Geotechnical, Construction and Related Parking Facilities (includes renovation of existing courthouse)	\$12,477,500	\$5,000,000	\$78,150,000	\$95,627,500	\$95,627,500
	Contingency	\$693,375		\$3,679,125	\$4,372,500	\$4,372,500
	TOTAL JAIL EXPANSION, COURTHOUSE AND RELATED PARKING FACILITIES	\$13,170,875	\$5,000,000	\$81,829,125	\$100,000,000	\$100,000,000
TOTAL PROPOSED CATEGORY A SPLOST VII PROJECTS					REQUESTED	REDUCED / ADJUSTED
					\$284,761,975	\$180,409,975

SPLOST VII - CATEGORY B PROPOSED PROJECTS

PROJECT DESCRIPTION		ENGINEERING / DESIGN	ROW/ MITIGATION / LAND ACQUISITION	CONSTRUCTION/ UTILITY RELOCATION	REQUESTED FUNDING AMOUNT	REDUCED/ADJUSTED FUNDING AMOUNT
PROPOSED TRANSPORTATION PROJECTS						
MAJOR ROAD WIDENING						
Castleberry Road - Phase II				\$4,430,000	\$4,430,000	\$4,430,000
Old Atlanta - Phase IV				\$9,500,000	\$9,500,000	\$9,500,000
TOTAL MAJOR ROAD WIDENING				\$13,930,000	\$13,930,000	\$13,930,000
RESURFACING						
Rehabilitation/resurfacing of existing roads						
TOTAL RESURFACING					\$24,000,000	\$6,300,000
UNPAVED ROAD IMPROVEMENTS						
Upgrade Gravel Roads						
TOTAL UNPAVED ROAD IMPROVEMENTS					\$6,000,000	\$250,000
INTERSECTION IMPROVEMENTS						
SR 9 @ Oak Grove Circle (south end)					\$500,000	\$500,000
Cross Roads Road @ Bennett Road					\$500,000	\$500,000
SR 9 @ Dr. Dunn Road					\$500,000	\$500,000
SR 9 @ Piney Grove Road					\$500,000	\$500,000
Campground Road @ Dickerson Road					\$500,000	\$500,000
TOTAL INTERSECTION IMPROVEMENTS					\$2,500,000	\$2,500,000
BIKE/PED						
Old Atlanta Road					\$1,300,000	\$1,300,000
Melody Mizer Lane					\$540,000	\$540,000
Daves Creek Park to Old Atlanta Road					\$1,840,000	\$1,840,000
TOTAL BIKE/PED					\$48,270,000	\$24,820,000
TOTAL TRANSPORTATION PROJECTS						
PROPOSED PARKS AND RECREATION PROJECTS						
DEVELOP GREENSPACE						
Buice, Harrison, Wallace Tatum, McClure, Echols		\$280,000		\$3,720,000	\$4,000,000	\$1,500,000
TOTAL GREENSPACE DEVELOPMENT						
PARK IMPROVEMENTS						
TOTAL PARK IMPROVEMENTS					\$500,000	\$500,000
CONTINGENCY						
TOTAL CONTINGENCY					\$800,000	\$400,000
TOTAL PARKS AND RECREATION PROJECTS						
ADMINISTRATION BUILDING FUTURE EXPANSION					\$5,300,000	\$2,400,000
ADMINISTRATION BUILDING EXPANSION						
TOTAL ADMINISTRATION BUILDING EXPANSION					\$2,500,000	\$2,500,000
TOTAL ADMINISTRATION BUILDING FUTURE EXPANSION					\$2,500,000	\$2,500,000
TOTAL PROPOSED CATEGORY B SPLOST VII PROJECTS					REQUESTED \$56,070,000	REDUCED / ADJUSTED \$29,720,000