

RESOLUTION

A RESOLUTION TO RATIFY AND AFFIRM ALL ACTIONS TAKEN THUS FAR IN FURTHERANCE OF THE WHITE SULPHUR ROAD REALIGNMENT PROJECT AND FOR SUCH OTHER PURPOSES.

WHEREAS, said White Sulphur Road Realignment Project (the “Project”) is located in the 9th Land District and Tom Bell G.M.D. 1695 of Hall County, Georgia, and consists of the realigning White Sulphur Road; and

WHEREAS, the Project will involve approximately 3,900 LF roadway to shift east of the railroad and will include a 12' wide lane in both directions (24' total width) along with 30" curb and gutter on each side. A left turn lane will be provided at the tie-in on the south end of the project to provide a separate lane for traffic continuing northwest across the railroad tracks. The realignment will include lighting (every 250'). The pavement detail for the roadway will be an asphalt pavement (2" asphalt surface course, 4" asphalt binder course and 8" graded aggregate base course); and

WHEREAS, the project will also involve modifications to the existing roadways converging at the north end of the project to account for potential elimination of the railroad crossing. On the west side of the railroad tracks, realignment of the existing White Sulphur Road is needed to connect into Cagle Road to continue in a northern direction west of the railroad and transitioning Big Oak Road into that alignment; and

WHEREAS, the Hall County Administration awarded the project described in the RFP to Croy Engineering, LLC (“Croy”) and contracted with Croy Engineering, LLC (“Croy”) for Croy to act as the County's agent and negotiate and coordinate the acquisition of the parcels and easements necessary for the completion of the Project on behalf of the County, with the requisition being submitted on November 9, 2022 and the Purchase Order (No. 433130) was issued on November 15, 2022 (collectively, the “Croy Award”); and

WHEREAS, the parcels set forth in Exhibit A have been settled and resolved, said parcels are denoted on the plans for the Project, and are identified in Exhibit A attached hereto and made a part hereof, which details the parcel number, property owner, property address, purchase amount, housing supplement, moving expenses, closing costs, or additional costs; and

WHEREAS, the Board desires to ratify, approve, and affirm all actions taken by the County Attorney, the Chief Engineer, Croy, Stewart, Melvin, and Frost, LLP (“SMF”) and any other agents of the County acting under the direction of the County Attorney and/or the Chief Engineer to affect the purchase and/or negotiated settlement of the parcels as denoted on Exhibit A;

NOW, THEREFORE, BE IT RESOLVED by the Board, in regular session, as the managing and controlling body of the County, and it is hereby resolved by authority of the same as follows:

Section 1. All actions taken on behalf of the County by the County Attorney, any outside counsel retained by the County Attorney, Chief Engineer, Hall County Public Works, Croy, SMF, and other agents of the County acting under the direction of the County Attorney or the Chief

Engineer in furtherance of the Project prior to the effective date of this Resolution, including the purchase of the parcels and the negotiated settlement of parcels set forth on Exhibit A, are hereby approved, ratified, and affirmed.

Section 2. The Board hereby approves, ratifies, and affirms the acquisition of any other interests in property necessary and proper for the construction of the Project which may have been acquired or have a negotiated settlement prior to the effective date of this Resolution.

Section 3. The Board hereby authorizes the Chairman to execute all documents in furtherance of the Project, including but not limited to those related to the U.S. Department of Commerce, Economic Development Administration's Financial Assistance Award (Federal Award ID Number 04-01-07651), and further approves, ratifies, and affirms the execution of all documents in furtherance of the Project, including but not limited to any grant application or verification requested by the EDA that pertains to the Federal Award referenced in this Section 3.

Section 4. The Board hereby authorizes SMF and/or the Director of Public Works, or his designee, to execute any and all documents necessary to effectuate the property acquisitions which are ratified in this Resolution.

Section 5. If any paragraph, subparagraph, sentence, clause, phrase, or any portion of this Resolution shall be declared invalid or unconstitutional by any court of competent jurisdiction or if the provisions of any part of this Resolution 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 Resolution not so held to be invalid. It is hereby declared to be the intent of the Board to provide for separable and divisible parts, and it does hereby adopt any and all parts hereof as may not be held invalid for any reason.

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This Resolution is adopted in regular session of the Board, this ____ day of _____, 2024, to become effective immediately upon its execution, the public health, safety, and general welfare demanding it.

HALL COUNTY BOARD OF COMMISSIONERS

Richard Higgins, Chairman

Commissioner, District 1
Kathy Cooper

Commissioner, District 2
Billy Powell

Commissioner, District 3
Gregg Poole

Commissioner, District 4
Jeff Stowe

ATTEST:
Jennifer Rivera, Clerk

Approved as to form:

County Attorney
William J. Linkous, III

GEORGIA, HALL COUNTY.

I, JENNIFER RIVERA, do hereby certify that I am the Clerk of the Board of Hall County, Georgia.

I further certify that the foregoing pages constitute a true, correct, and exact copy of a Resolution passed by the Board on _____, 2024, and that the original of said Resolution is on file in the Hall County Commission Office, Hall County Government Center, 2875 Browns Bridge Road, Gainesville, Georgia 30504.

Given under my hand and seal of Hall County, Georgia this ____ day of _____, 2024.

JENNIFER RIVERA
Clerk of the Board of
Hall County, Georgia.

(SEAL OF HALL COUNTY)

EXHIBIT A

Parcel Number	Owner Information	Amount	Housing Supplement	Moving Expenses	Closing Cost / Other
001W	Danji, LLC 2862 White Sulphur Rd	\$1,023,000.00	N/A	N/A	N/A
002W	Leon Farmer and Company 2851 NE White Sulphur Rd	\$5,500.00	N/A	N/A	N/A
003W	Danji, LLC 2894 White Sulphur Rd	* Amount included in Settlement for Parcel 1	N/A	N/A	N/A
004W	Benji Bronson Miller 3340 Seymour Rd	\$582,000.00	N/A	N/A	N/A
005W	Benji Bronson Miller 3331 Seymour Rd	* Amount included in Settlement for Parcel 4	N/A	N/A	N/A
006W	Benji B Miller 3337 Seymour Rd	* Amount included in Settlement for Parcel 4	N/A	N/A	N/A
007W	Danji, LLC 3323 Seymour Rd	* Amount included in Settlement for Parcel 1	N/A	N/A	N/A
008W	Carol Ann Brown & Scott Puckett Trustee 3330 White Sulphur Rd	\$36,000.00	N/A	N/A	N/A
009W	Rigoberto Mojica 3203 White Sulphur Rd	\$5,000.00	N/A	N/A	N/A
010W	Shirley M Collins 3255 White Sulphur Rd	\$300,000.00	N/A	N/A	N/A