



## AGENDA ITEM

### Other Business - County Attorney

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**REPORT TO:** Work Session (07/11/22)

**REPORT TO:** Voting Meeting (07/14/22)

**ITEM NO:** 353/2022

**SUBJECT:** Approval and authorization for the Chairman to execute a resolution authorizing the exercise of the power of eminent domain with regard to the Sardis Road Connector Project, Parcel 72, Hall County tax parcel number 10097 000118, 3893 NW Ledan Road, presently owned by Bowen and Bowen Homebuilders, LLC, for public road purposes, and authorization for the Chairman to execute any and all additional documents necessary to effectuate the exercise of the power of eminent domain with regard to such parcel, subject to review and approval by the County Attorney.

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#### Meetings:

**Work Session Date:** 07/11/22

**Voting Meeting Date:** 07/14/22

#### Executive Summary:

**Presenter:** VS  
**Recommendation:** Approval

#### Purpose of Request:

Approval and authorization for the Chairman to execute a Resolution authorizing the exercise of the power of eminent domain with regard to the Sardis Road Connector Project, Parcel 72, Hall County tax parcel number 10097 000118, 3893 NW Ledan Road, for public road purposes, and authorization for the Chairman to execute any and all additional documents necessary to effectuate the exercise of the power of eminent domain with regard to such parcel, subject to review and approval by the County Attorney.

#### History:

The County's land acquisition agent has engaged in negotiations with the property owner to arrive at just and adequate compensation for the portion of the property to be acquired. Negotiations have been unsuccessful to date. Condemnation is necessary in order to comply with the timeline for construction of the project.

#### Facts and Issues:

#### Options:

The Sardis Road Connector Project will begin at the Sardis Road and Chestatee Road intersection and will extend northward approximately 3.55 miles to Georgia State Route 60 ending near the intersection of State Route 60 and Mount Vernon Road. The project will consist of the widening, realignment, and reconstruction of existing roadways and the construction of new roadways.

The Resolution authorizes acquisition of the property by negotiated settlement or, in the event that negotiations fail, condemnation.

**Funding Requested** \$ 29,000.00  
**Are funds within current budget?** Yes  
**Source of Funds** SPLOST VII  
**Does the action involve a Resolution, Ordinance, Contract, Agreement, etc.?** Yes  
**Has it been reviewed by the County Attorney?** Yes  
**Is there a deadline for this item?**

**Approvals:**

<b>Submit</b>	<b>Budget</b>	<b>Finance</b>	<b>Attorney</b>
BC	EW	WG	VS
<b>Administration</b>		<b>Clerk</b>	
LJ		AO	

**Attachments:**

- Financial Supplement
- Resolution - Parcel 72
- Declaration of Taking - Parcel 72



**HALL COUNTY BOARD OF COMMISSIONERS  
FINANCIAL SUPPLEMENT REPORT**

**AGENDA ITEM 353/2022**

**Funds Requested:** \$ 29,000.00

**Request Budgeted:** Yes

**Proposed Source of Funding:**

**Budget Transfer Requested:**

SPLOST VII

No

**Funding Source Items:**

<b>Fiscal Year</b>	<b>Fund</b>	<b>Division</b>	<b>Account</b>	<b>Amount</b>
2023	027 - SPLOST VII	915 - SP-VII SARDIS RD CONN RO	5001 - LAND	\$29,000.00

**Budget Transfer Items:**

**Additional Information/Comments:**

**Contact for Questions:**

**Phone:**