

## **RESOLUTION**

### **A RESOLUTION TO RATIFY AND AFFIRM ALL ACTIONS TAKEN IN FURTHERANCE OF THE SARDIS ROAD CONNECTOR PROJECT**

**WHEREAS**, said Sardis Road Connector Project (the “Project”) is located in Land Districts 9 and 10 and G.M.D. 570 of Hall County, Georgia, and consists of the widening, realignment, and reconstruction of existing roadways and the construction of new roadways to provide a connector roadway between Georgia State Route 53 to the South and Georgia State Route 60 to the North; and

**WHEREAS**, the 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; and

**WHEREAS**, the proposed roadway will consist of a four-lane curb and gutter divided roadway, having 2 lanes in each direction that will be separated by a 20-foot wide, 6-inch-high curb and gutter median and sidewalks will be provided on both sides of the road having a design speed limit of 45 mph; and

**WHEREAS**, on August 14, 2019, Hall County, Georgia (the “County”) issued a request for bids and proposals (the “RFP”) soliciting submissions from firms that are interested in and capable of performing turnkey right-of-way acquisition services necessary for the construction of the Project; and

**WHEREAS**, on November 14, 2019, the Board of Commissioners of Hall County (the “Board”) 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 such award and contract amended by change order approved by the board on September 9, 2021 (collectively, the “Croy Award”); and

**WHEREAS**, on January 2, 2020, the location and design of the Sardis Road Connector Project (Federal Aid Project STP00-0003-00(626)) were approved by the Georgia Department of Transportation (“GDOT”); and

**WHEREAS**, on June 25, 2020, the Board approved that certain Contract for Acquisition of Right-of-Way: Federal or State-Aid Project (the “GDOT Agreement”), by and between the County and GDOT, pursuant to which the Board agreed that the County would acquire by purchase or condemnation certain parcels necessary for the Project, some of which would be owned by the County and some of which shall ultimately be owned by GDOT; and

**WHEREAS**, the Board approved a budget for the Project submitted by the Chief Engineer of Hall County (the “Chief Engineer”), which budget included funding for acquisition of parcels and easements necessary to complete the Project by negotiated sale (the “Project Budget”); and

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

**WHEREAS**, the funds spent to purchase the Parcels were within the Project Budget; and

**WHEREAS**, the Board desires to ratify, approve, and affirm all actions taken by the Chief Engineer, Croy, Stewart, Melvin, and Frost, LLP (“SMF”), the County Attorney, 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 Chief Engineer, Hall County Public Works, Croy, SMF, the County by the County Attorney, 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 4.** 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.

This Resolution is adopted in regular session of the Board, this \_\_\_\_ day of September, 2022,

to become effective immediately upon its execution, the public health, safety, and general welfare demanding it.

**HALL COUNTY BOARD OF  
COMMISSIONERS**

\_\_\_\_\_  
Richard Higgins, Chairman

\_\_\_\_\_  
Kathy Cooper, Commissioner, District 1

\_\_\_\_\_  
Billy Powell, Commissioner, District 2

\_\_\_\_\_  
Shelly Echols, Commissioner, District 3

\_\_\_\_\_  
Jeff Stowe, Commissioner, District 4

\_\_\_\_\_  
ATTEST:  
Jennifer Rivera, Clerk

Approved as to form:

\_\_\_\_\_  
Van Stephens, County Attorney

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 \_\_\_\_\_, 2022, 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 September, 2022.

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

(SEAL OF HALL COUNTY)