



**MAYOR AND COUNCIL MEETING
MONDAY, OCTOBER 03, 2022
6:00 PM
DALTON CITY HALL**

AGENDA

Call to Order

Pledge of Allegiance

Approval of Agenda

Public Commentary: *(Please Complete Public Commentary Contact Card Prior to Speaking)*

Minutes:

- [1.](#) Mayor & Council Minutes of September 19, 2022

Unfinished Business:

- [2.](#) Second Reading Of Ordinance No. 22-20 - An Ordinance Of The City Of Dalton Providing For The Sale Of Food And Beverages From Mobile Food Vehicles In Designated Areas Of The City Of Dalton And During Designated Hours; To Provide For Permitting, Inspection, And Enforcement; To Provide Penalties For Violation; To Provide For An Effective Date; To Provide For Severability; And For Other Purposes.
- [3.](#) Second Reading Ordinance 22-25 An Ordinance To Repeal Article Viii "Donation Bins" In Chapter 26 "Businesses" Of The 2001 Revised Code Of Ordinances Of The City Of Dalton; To Establish An Effective Date; To Set Penalties For Failure To Remove A Donation Bin Presently Permitted After The Effective Date Of This Ordinance; And For Other Purposes.

New Business:

- [4.](#) Ordinance 22-26 The request of Think Multifamily Holdings, LLC to annex 14.62 acres located on Tibbs Road, Dalton, GA (Tax Parcel 12-196-01-000 and 12-196-21-000) into the City of Dalton as High Density Residential (R-7).
- [5.](#) Fire Department Invoice change from the contracted purchase of a new pumper due to be delivered in 2023 according to trade-in of a 2008 Pumper Apparatus.
- [6.](#) Northwest Georgia Paving Inc. Change Order Request for Additional Rip Rap Outlet Protection SP 210 Heritage Point Soccer Complex Project.
- [7.](#) Approval of Purchase for Playsouth Playground Creators for a new playground at Joan Lewis Park

Supplemental Business

Announcements

Adjournment

THE CITY OF DALTON
MAYOR AND COUNCIL MINUTES
SEPTEMBER 19, 2022

The Mayor and Council held a meeting this evening at 6:00 p.m. in the Council Chambers of City Hall. Present were Mayor David Pennington, Council members Dennis Mock, Annalee Sams, Tyree Goodlett and Steve Farrow, City Attorney Terry Miller and City Administrator Andrew Parker.

CALL TO ORDER

Mayor Pennington called the meeting of the Mayor and Council to order.

APPROVAL OF AGENDA

On the motion of Council member Mock, second Council member Goodlett, the Mayor and Council approved the agenda. The vote was unanimous in favor.

PROCLAMATION

"National Long-Term Care Residents' Rights Month" - October

The Mayor proclaimed October 2022 as National Long-Term Care Residents Rights Month in the city of Dalton and encouraged all citizens to join in these important observances.

MINUTES

The Mayor and Council reviewed the Regular Meeting Minutes of September 6, 2022. On the motion of Council member Sams, second Council member Farrow, the minutes were approved. The vote was unanimous in favor.

PUBLIC COMMENTARY

There were no public comments.

SECOND READING ORDINANCE NO. 22-21 - NAMING BUILDINGS, STREETS, PARKS, BRIDGES

On the motion of Council member Mock, second Council member Sams, the Mayor and Council adopted Ordinance 22-21 Amending The Code Of Ordinances, City Of Dalton, Georgia, At Chapter 98, Article V To Provide For The Addition Of Section 98-50 Entitled “Naming Buildings, Streets, Parks, Bridges, And Other Property” In Order To Facilitate Requests To Name Or Rename City Owned Streets, Sidewalks, Buildings, Facilities, And Other Public Places; To Provide For Definitions, Criteria, Application Procedure And Requirements For Naming Or Renaming City Owned Streets, Sidewalks, Buildings, Facilities, Parks, Bridges, And Other Public Places And For Other Purposes. The vote was unanimous in favor.

MELVIN TERRY REZONING REQUEST

On the motion of Council member Mock, second council member Goodlett, the Mayor and Council denied the request of Melvin Terry to rezone from Medium Density Single Family Residential (R-3) to Neighborhood Commercial (C-1) a tract of land totaling 0.06 acres located at 06A Waugh Street (Martin Luther King Jr. Blvd.), Dalton, Georgia. Parcel (12-218-28-016). The vote was unanimous in favor.

MARIA E. GONZALES & EDGAR HURTADO ANNEXATION

On the motion of Council member Mock, second Council member Goodlett, the Mayor and Council tabled the request of Maria E. Gonzales & Edgar Hurtado to annex 0.17 acres located at 1517 Hale Bowen Drive, Dalton, GA into the City of Dalton as Medium Density Single Family Residential (R-3). Parcel (12-179-02-048). The vote was unanimous in favor.

GREGG SIMS ARCHITECT AMENDMENT NO. 1 TO AIA DOCUMENT B101-2017

City Administrator Andrew Parker presented Greg Sims Architect Amendment No. 1 to AIA Document B101-2017 for the Project Renovations and Additions to the Existing John Davis Recreation Center. Parker stated the amendment revises the modified budget, milestones and procurement and delivery method for the project. On the motion of Council member Farrow, second Council member Mock, the Mayor and Council approved the contract amendment. The vote was unanimous in favor.

FELKER CONSTRUCTION CONTRACT - RENOVATIONS & ADDITIONS TO JOHN DAVIS RECREATION CENTER

City Administrator Andrew Parker presented the Felker Construction Contract for Renovations & Additions to John Davis Recreation Center in the amount of \$5,000,000 which includes all Contractor's overhead/profit/fees, design fees, project furnishings, contingencies, sitework and building construction. On the motion of Council member Mock, second Council member Sams, the Mayor and Council approved the contract. The vote was unanimous in favor.

CONTRACT WITH SPECTRA CONTRACT FLOORING - TILE CLEANING AT PUBLIC WORKS

Public Works Director Chad Townsend presented the Renewal of Contract with Spectra Contract Flooring - Tile Cleaning at Public Works for the annual ceramic tile cleaning in the amount of \$1449.03. On the motion of Council member Sams, second Council member Mock, the Mayor and Council approved the contract renewal. The vote was unanimous in favor.

CONTRACT WITH SPECTRA CONTRACT FLOORING - CARPET CLEANING AT PUBLIC WORKS

Public Works Director Chad Townsend presented Renewal of Contract with Spectra Contract Flooring - Carpet Cleaning at Public Works for the annual carpet cleaning in the amount of \$4113.22. On the motion of Council member Sams, second Council member Mock, the Mayor and Council approved the contract renewal. The vote was unanimous in favor.

FIRST READING ORDINANCE 22-25 - DONATION BINS

The Mayor and Council held a First Reading Ordinance 22-25 An Ordinance to Repeal Article Viii "Donation Bins" In Chapter 26 "Businesses" of the 2001 Revised Code of Ordinances of The City of Dalton; To Establish an Effective Date; To Set Penalties for Failure to Remove A Donation Bin Presently Permitted After the Effective Date of This Ordinance; And for Other Purposes.

Mayor and Council
Minutes
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September 19, 2022

ADJOURNMENT

There being no further business to come before the Mayor and Council, the meeting was Adjourned at 6:22 p.m.

Bernadette Chattam
City Clerk

David Pennington, Mayor

Recorded
Approved: _____
Post: _____



CITY COUNCIL AGENDA REQUEST

Meeting Type: Mayor & Council Meeting

Meeting Date: 10/03/2022

Agenda Item: Ordinance No. 22-20

Department: City Clerk

Requested By: Bernadette Chattam

**Reviewed/Approved
by City Attorney?** Yes

Cost: N/A

**Funding Source if Not
in Budget** N/A

Please Provide A Summary of Your Request, Including Background Information to Explain the Request:

SECOND READING OF ORDINANCE NO. 22-20 - AN ORDINANCE OF THE CITY OF DALTON PROVIDING FOR THE SALE OF FOOD AND BEVERAGES FROM MOBILE FOOD VEHICLES IN DESIGNATED AREAS OF THE CITY OF DALTON AND DURING DESIGNATED HOURS; TO PROVIDE FOR PERMITTING, INSPECTION, AND ENFORCEMENT; TO PROVIDE PENALTIES FOR VIOLATION; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR SEVERABILITY; AND FOR OTHER PURPOSES

**CITY OF DALTON
ORDINANCE**

Ordinance No. 22-20

AN ORDINANCE OF THE CITY OF DALTON PROVIDING FOR THE SALE OF FOOD AND BEVERAGES FROM MOBILE FOOD VEHICLES IN DESIGNATED AREAS OF THE CITY OF DALTON AND DURING DESIGNATED HOURS; TO PROVIDE FOR PERMITTING, INSPECTION, AND ENFORCEMENT; TO PROVIDE PENALTIES FOR VIOLATION; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR SEVERABILITY; AND FOR OTHER PURPOSES

WHEREAS, the sale of food and beverages from mobile food vehicles sometimes called “food trucks” or “food carts” has been a recognized and publicly accepted form of commerce in cities around the country and provides a public benefit; and

WHEREAS, health, sanitation, and safety regulations applicable to restaurants and other fixed location food service are also applicable to mobile food vehicle sales as well as considerations of fairness and compatibility with other models of food service to the public; and

WHEREAS, it is deemed in the interest of the health, safety, and welfare of the City of Dalton and the public to permit sales of food and beverages from mobile food vehicles in designated areas of the City of Dalton and during designated hours subject to permitting regulations that require public health certifications and food, beverage, and safety inspections and enforcement as hereinafter specified;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Dalton and by authority of same IT IS HEREBY ORDAINED as follows:

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The clauses above are hereby adopted as findings of fact by the Mayor and Council and are published to set forth the purposes underlying the provisions hereof.

DEFINITIONS.

- a. “City-sponsored event” shall mean a public activity or event, festival, or similar outdoor gathering conducted by the City of Dalton or any of its departments, agencies, authorities, or commissions.
- b. “Clerk” shall mean the City Clerk of the City of Dalton or her designated employees or agents.
- c. “Department of Health” shall mean the Department of Health for the county of origin of a licensee under this Ordinance.
- d. “Designated food truck area” shall mean a geographic area designated by the City of Dalton wherein permitted “mobile food vendors” may vend pursuant to this Ordinance which sites shall be valid vendor locations.
- e. “Fire Department” shall mean the City of Dalton Fire Department under the direction of its Fire Chief or his designated officers, employees, or agents.
- f. “Food” shall mean a raw, cooked, or processed edible substance, ice, beverage, or ingredient used or intended for use or for sale in whole or in part for human consumption.
- g. “Health permit” shall mean an official document issued by the Department of Health.
- h. “Mobile food vehicle” (MFV) shall mean either a “food truck” propelled by an engine which has been designed or used for mobile food vending or a “food trailer” or “food cart” without motive power that is designated to be drawn by a motor vehicle and is specifically designed or used for food vending operations. For purposes of these definitions “food vending operation” shall mean a place, location, site, or separate area where food intended to be served in individual portions is prepared or served for a charge

or required donation. As used here, “served” means a response made to an order for one or more individual portions of food in a form that is edible without washing, cooking, or additional preparation and “prepared” means any action that affects a food other than receiving or maintaining it at the temperature at which it was received.

- i. “Mobile food vending license” (MFV license) shall mean an official written permit of the City of Dalton over signature of the City Clerk authorizing operation within the corporate limits of the City of Dalton in accordance with its terms and this Ordinance. This license is not the same as a permit for food service from the Department of Health.
- j. “Mobile food vendor” (MFV vendor) shall mean every person, corporation, association, joint stock association, firm, partnership, or individual, limited liability company, limited liability partnership, or other entity, their lessees, directors, officers, employees, receivers, trustees, appointees by any court whatsoever, or the beneficiaries, executors, administrators, or personal representatives or assignees of any deceased owner, owning, controlling, operating or managing any MFV.
- k. “Operator” shall mean the individual who manages any MFV unit whether as owner, employee, or independent contractor.
- l. “Public property and public space” shall mean for purposes of this Article any property owned by the City of Dalton within street rights-of-way, including any roadways, alleys, sidewalks, and green space including parks.
- m. “Revoke” shall mean to terminate all rights or privileges under the City’s MVF license for a period not to exceed ninety (90) days after which the licensee must reapply. This action is the same as “suspend.” “Permanent revocation” is where the licensee has

violated this Ordinance to such an extent as to render the licensee ineligible for re-application.

- n. “Rule” or “rules” shall mean those promulgated under Section 7 of this Ordinance.

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LICENSE REQUIRED.

- a. No individual, person, organization or entity shall operate, or cause to be operated, any MFV unit within the corporate limits of the City of Dalton without holding a current and valid MFV license issued by the City of Dalton unless excepted under Section 12 of this Ordinance.
- b. No individual, person, organization, or entity shall operate, or cause to be operated, any MFV unit within the corporate limits of the City of Dalton at any “City-sponsored event,” in any “Designated food truck area,” or upon any private property within the City of Dalton when it is selling food other than as excepted under Section 12 hereof, without a current and valid permit for food service from the Department of Health as well as a documentation of a current inspection of the Whitfield County Department of Health.
- c. No separate itinerant vendor license shall be required for the operation of a properly licensed MFV unit.
- d. Nothing in this Ordinance shall be construed as superseding, supplanting, or otherwise replacing any duty imposed under the health and sanitation laws and regulations of the State of Georgia or of the Department of Health or the Department of Agriculture in the conduct of their responsibilities for MFV vendors and MFV’s.
- e. Nothing in this Ordinance shall be construed as superseding, supplanting, or otherwise replacing any duty of the City of Dalton and its departments, officers, agencies, and

employees, or its rules and regulations, imposed by Chapter 6 “Alcoholic Beverages” or Chapter 10 “Amusements And Entertainments” of the 2001 Revised Code of Ordinances of the City of Dalton to extent that they apply.

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LICENSE APPLICATION.

- a. A license application for a MFV license must be submitted to the City of Dalton, care of the City Clerk on forms provided. With such license application the applicant must provide proof of a current and valid license of the Department of Health unless:
 - i) the MFV is located on private property;
 - ii) not a City-sponsored event or from a designated food truck area; and
 - iii) not selling food to individual consumers.
- b. Application for the MFV license shall be made under oath and shall contain the following:
 - (1) Name, permanent address, telephone number, electronic mail address, date of birth, and driver’s license number of the MFV unit owner and the operator(s) who will be driving the vehicle;
 - (2) Business name including DBA if applicable, permanent address, and telephone number, if different from owner information;
 - (3) A physical description of the unit proposed to be licensed for mobile food vending and current and valid state vehicle registration for the MFV unit.
 - (4) Proof of City of Dalton occupational license tax number or exemption if applicable;
 - (5) Affirmation that, upon issuance of a license, the applicant will conduct a criminal background check prior to allowing any person to operate, manage or work in the MFV

unit in the City of Dalton and maintain such record on file for three (3) years after termination of employment;

- (6) Affirmation that, upon issuance of the license, the applicant will provide the City Clerk written documentation of any change in the information required by this Chapter; and
- (7) Any other information reasonably required by the City in implementation and enforcement of this Ordinance including but not limited to the MFV vendor's Georgia Sales and use Tax identification number.

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CONSIDERATION AND REVIEW OF APPLICATION.

- (a) The MFV unit applicant shall pay to the City such fees as may be set by the City from time to time for consideration and review of the license application at the time of filing of the application.
- (b) The MFV unit shall be inspected by the Fire Department for such public health and safety considerations as fall within its jurisdiction.
- (c) Any application must be accompanied by an indemnity agreement of the MFV unit license applicant indemnifying and releasing the City of Dalton, its officers, employees, and agents from any and all liability, claims, action or suits of any type arising out of the activities of the MFV unit vendor (licensee) under the permit issued.
- (d) Accompanying the MFV unit application the MFV license applicant must provide a current and active general liability insurance declaration of coverage in the amount of not less than \$1,000,000.00 for any occurrence of bodily injury and \$300,000.00 for any occurrence of property damage. The City of Dalton must be shown as an additional insured on the policy.

- (e) The City Clerk shall examine all applications for a MFV license for completeness and accuracy and make or cause any further investigation into the application as is deemed necessary to make a timely determination regarding the application.
- (f) No mobile food vending license shall be issued to any person who has been convicted under any federal, state or local law of any misdemeanor involving sexual misconduct, dishonesty, possession or use of a controlled substance, or possession of drug paraphernalia within ten (10) years prior to the filing of the application for such license; or convicted of a felony under any federal, state or local law within ten (10) years prior to the filing of the application for such license.
- (g) If the application is not approved for any reason, the City Clerk shall notify the MFV applicant in writing.
- (h) If an applicant is aggrieved by the denial of its license application, it may appeal same to the Public Safety Commission by written notice of appeal filed with City Clerk within thirty (30) days of the City Clerk's written notice of denial. Decision of the Public Safety Commission shall constitute the final administrative action of the City of Dalton.

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DESIGNATED FOOD TRUCK AREA(S).

- a. The City of Dalton may, in its sole discretion, designate specific geographic areas or locations in the City as a "Designated food truck area." Such area or space may be designated so as to accommodate one or more MFV's for food vending operation.
- b. Any MFV vendor shall pay the City Clerk a rental fee as set by the City uniformly assessed and for such period of time as the City may uniformly set for all MFV vendors.

- c. The City may in its discretion terminate previously “Designated food truck areas” and decline to renew any existing space rental.

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RULES OF OPERATION OF MFV UNIT.

- (a) No MFV or MFV unit shall release any grease or related substance from its MFV unit into the environment or upon any street, alley, curb, or sidewalk of the City of Dalton.
- (b) NO MFV unit shall make amplified sounds or announcements calling attention to the MFV unit while traveling the public right-of-way or stationary in the City of Dalton.
- (c) Any driver of an MFV unit must hold a current and valid driver’s license recognized by the State of Georgia.
- (d) A MFV vendor and his MFV unit(s) shall comply with all State, federal, and local laws and environmental, health, and safety regulations.
- (e) Every MFV unit that is a motorized vehicle shall be equipped with: (i) a reverse gear signal alarm with a sound distinguishable from the surrounding noise level; and (ii) two (2) rear-vision mirrors, one (1) at each side, firmly attached to the outside of the motor vehicle and so located as to reflect to the driver a view of the roadway to the rear and along both sides of the vehicle.
- (f) An MFV unit may sell or serve only food and non-alcoholic beverages.
- (g) An MFV unit must make arrangements to dispose of all trash, refuse, or litter generated by its operation.

EXPIRATION AND RENEWAL OF LICENSE

- (a) Each license issued under this Chapter shall expire on the 31st day of December following the date of issue.
- (b) Each licensee must comply with the application, permitting and inspection requirements of this Chapter to receive a renewal license each succeeding licensing period.
- (c) Each Department of Health permit shall expire on the date established by State law and must be maintained as a current and valid permit in order to maintain an MFV unit license under this Ordinance unless vending solely on private property as described in Section 13. or exempt pursuant to Section 14.

SUSPENSION, REVOCATION, OR PERMANENT REVOCATION OF LICENSE.

- (a) The City may suspend or revoke the MFV license of any MFV licensee for violations of the terms of this Chapter or other laws of the City of Dalton or laws of the State of Georgia which shall include but not be limited to:
 - 1. Obtaining a license by a false statement in the application;
 - 2. Failing to comply with the MFV Unit operation health and safety standards;
 - 3. Failing to perform and maintain criminal background checks on all employees or independent contractors operating an MFV Unit and retaining the records as required;
 - 4. Failing to post and maintain a required decal(s) and information;
 - 5. Failing to offer receipts to customers or supplying a receipt when the customer answers affirmatively;

6. Receiving three (3) citations within a twelve (12) months period for traffic violation of an MFV unit;
 7. Receiving two (2) unsanitary conditions citations within a twelve (12) months period, or suspension or revocation of Department of Health permit for operation;
 8. Failing to maintain current and valid general liability insurance as required by this Chapter as evidenced by a current and valid Declaration of Coverage on file with the City Clerk;
 9. Violating any of the operational requirements of this Chapter;
 10. Any other form of misconduct, which shall mean conduct apart from the generally accepted practices of mobile food vending unit owners and employees, which demonstrates corporate, managerial, ethical, or professional characteristics or disposition rendering a person unsuitable to own or work in an MFV Unit.
- (b) Permanent revocation shall be issued by the City for violation of subsections (a) 1. and 6. as well as two (2) or more violations of subsections (a) 8., 9., 10. within any twelve (12) months period.
- (c) Revocation or suspension shall be issued by the City for violation of subsections (a) 2., 3., 4., 5., 6., 7., 8., 9., or 10.

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APPEALS.

- (a) Any individual or MFV licensee who has had license suspended or revoked shall be entitled to appeal each action of the City Clerk by written appeal to the Public Safety Commission filed with the City Clerk within thirty (30) days of the City Clerk's written notice of action.

(b) The Public Safety Commission shall hear such appeal within forty-five (45) days of the appeal and its decision shall constitute final action of the City of Dalton.

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If any particular portion of this Chapter shall be declared by a court of competent jurisdiction to be invalid, such declaration of invalidity shall be limited to the particular portion declared invalid. This declaration of invalidity shall not affect or impair the remainder of this Chapter, and to this end, the provisions are severable.

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A violation of this Chapter shall be subject to citation by Code Compliance or Dalton Police Department to the Municipal Court and upon adjudication of guilt subject to the general penalties provided under Section 6-4 of the Charter of the City of Dalton as published by Municipal Code Corporation.

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Nothing in this Ordinance shall be applicable to:

- (a) MFV units operating on private property within the City of Dalton so long as food is not being sold to individuals being served but the MFV unit's service is being compensated by a sole source sponsor. (If MFV unit is selling food to the individual consumers it must have a city license as provided hereinbefore).
- (b) Temporary food service vendors exempt from Department of Health permitting and inspections under Senate Bill 345 of the 2020 General Assembly of Georgia except at a "City-sponsored event" which shall require a "mobile food vending license."

This Ordinance shall be effective after its passage and publication at two (2) public places in the City of Dalton for five (5) days after its passage.

SO ORDAINED this _____ day of _____, 2022.

ADOPTED AND APPROVED on the _____ day of _____, 2022 at the regular meeting of the Mayor and Council of the City of Dalton.

The foregoing Ordinance received its first reading on _____ and a second reading on _____.

Upon second reading a motion for passage of the Ordinance was made by Council member _____, second by Council member _____,

and upon the question the vote is _____ AYES, _____ NAYS and the Ordinance DOES/DOES NOT pass.

CITY OF DALTON

By: _____
Mayor

ATTEST:

City Clerk

A true copy of the foregoing Ordinance has been published in two public places in the City of Dalton for five (5) consecutive days following its passage and its effective date is thereby the _____ day of _____, 2022.

City Clerk
City of Dalton



CITY COUNCIL AGENDA REQUEST

Meeting Type: Mayor & Council Meeting
Meeting Date: 10/03/2022
Agenda Item: Second Reading Ordinance 22-25 Donation Bins
Department: Administration
Requested By: Andrew Parker
Reviewed/Approved by City Attorney? Yes

Cost:

Funding Source if Not in Budget

Please Provide A Summary of Your Request, Including Background Information to Explain the Request:

AN ORDINANCE TO REPEAL ARTICLE VIII "DONATION BINS" IN CHAPTER 26 "BUSINESSES" OF THE 2001 REVISED CODE OF ORDINANCES OF THE CITY OF DALTON; TO ESTABLISH AN EFFECTIVE DATE; TO SET PENALTIES FOR FALIURE TO REMOVE A DONATION BIN PRESENTLY PERMITTED AFTER THE EFFECTIVE DATE OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

**CITY OF DALTON
ORDINANCE**

ORDINANCE NO.22-25

AN ORDINANCE TO REPEAL ARTICLE VIII “DONATION BINS” IN CHAPTER 26 “BUSINESSES” OF THE 2001 REVISED CODE OF ORDINANCES OF THE CITY OF DALTON; TO ESTABLISH AN EFFECTIVE DATE; TO SET PENALTIES FOR FALIURE TO REMOVE A DONATION BIN PRESENTLY PERMITTED AFTER THE EFFECTIVE DATE OF THIS ORDINANCE; AND FOR OTHER PURPOSES

WHEREAS, the Mayor and Council find the City’s effort to permit donation bins at locations throughout the City of Dalton pursuant to the regulatory scheme in Sections 26-306 through 26-311 of the 2001 Revised Code of Ordinances of the City of Dalton (“the Code”) is no longer desirable inasmuch as the sites for such donation bins create unsightly and unhealthy conditions and permittees do not always maintain the donation bin sites as contemplated by those Ordinances; and

WHEREAS, the health, safety and welfare of the citizens of Dalton is better served by repeal of Article VIII “Donation Bins” of Chapter 26 “Businesses” of the Code;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Dalton and by authority of same IT IS HEREBY ORDAINED as follows:

-1-

REPEALER

Effective upon adoption of this Ordinance by the Mayor and Council and as stated below and certified by the City Clerk, Article VIII “Donation Bins” of Chapter 26 “Businesses” being 2001 Revised Code Sections 26-306, 26-307, 26-308, 26-309, 26-310, and 26-311 are hereby repealed such that no new or renewal permit(s) shall be issued by the City to any person. However, these Code Sections shall remain effective temporarily as to existing permits not yet expired as provided in Section 2 hereof.

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UNEXPIRED EXISTING PERMITS

Bin owners and property owners who hold an unexpired permit at the effective date of the Ordinance shall be entitled to maintain the permitted donation bin until the expiration of the existing permit. Such donation bin must be kept and maintained strictly in accordance with the rules of Article VIII "Donation Bins" of Chapter 26 "Businesses" under which the donation bin was permitted.

At the expiration of the term of any such permit the donation bin shall be removed and the property location shall be left free of litter, garbage, and other junk, debris, or materials surrounding the donation bin.

Failure to comply with this removal provision shall be subject to citation to the Municipal Court, and upon a determination by the Court that a violation has occurred, a fine that shall not exceed \$1,000.00 may be assessed against the violator.

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All laws or ordinances of the City of Dalton in conflict herewith are hereby repealed.

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This Ordinance shall be effective after adoption by the Mayor and Council of the City of Dalton and it being published in two (2) public places for five (5) consecutive days thereafter.

SO ORDAINED this _____ day of _____, 2022.

The foregoing Ordinance received its first reading on _____ and a second reading on _____. Upon second reading a motion for passage of the Ordinance was made by Councilmember _____, second by Councilmember _____.

_____ and upon the question the vote is _____ ayes,
_____ nays and the Ordinance DOES/DOES NOT pass.

CITY OF DALTON

By: _____
Mayor

ATTEST:

City Clerk

A true copy of the foregoing Ordinance has been published in two public places within the City of Dalton for five (5) consecutive days following passage of the above-referenced Ordinance as of the _____ day of _____, 20_____.

City Clerk



CITY COUNCIL AGENDA REQUEST

Meeting Type: Mayor & Council Meeting

Meeting Date: 10/3/2022

Agenda Item: The request of Think Multifamily Holdings, LLC to annex 14.62 acres located on Tibbs Road, Dalton, GA (Tax Parcel 12-196-01-000 and 12-196-21-000) into the City of Dalton as High Density Residential (R-7)

Department: Planning and Zoning

Requested By: Ethan Calhoun

Reviewed/Approved by City Attorney? Sent for Review

Cost: N/A

Funding Source if Not in Budget N/A

Please Provide A Summary of Your Request, Including Background Information to Explain the Request:

See the attached staff analysis.

CITY OF DALTON
ORDINANCE
Ordinance No. 22-26

An Ordinance Of The City Of Dalton To Annex Property Into The City Of Dalton Pursuant To Chapter 36, Title 36 Of The Official Code Of Georgia Annotated; To Zone Said Property As R-7 Zoning Classification; To Provide An Effective Date; And For Other Purposes

WHEREAS, Think Multifamily Holdings, LLC (TX), has made written application to the City of Dalton for annexation of unincorporated lands contiguous to the existing corporate limits of the City of Dalton being approximately 14.62 acres off Tibbs Road being identified as Tax Parcel No. 12-196-01-000 and Tax Parcel No. 12-196-21-000; and

WHEREAS, the written application for annexation appears to be in proper form and to be made by all of the owners of all of the lands sought to be annexed;

WHEREAS, the Property is currently zoned High-Density Residential (R-7);

WHEREAS, the Owner is requesting the Property to retain the current zoning under the Unified Zoning Ordinance;

WHEREAS, the rezoning is in conformity with the City of Dalton Joint Comprehensive Plan;

WHEREAS, the Dalton-Whitfield Planning Commission considered the proposed rezoning of the Property at a duly noticed public hearing held on September 26, 2022 and subsequently forwarded its favorable recommendation to the Mayor and Council;

BE IT ORDAINED by the Mayor and Council of the City of Dalton and by authority of the same it is hereby ORDAINED as follows:

Section 1.

The recitals contained herein above are incorporated herein by reference and are adopted as findings and determinations of the Mayor and Council.

Section 2.

Based upon all of the considerations applicable to annexation and zoning decisions of the City of Dalton and upon review of the recommendation of the Dalton-Whitfield County Planning Commission and its professional land-use staff's analysis, the Mayor and Council find the requested zoning classification to be proper and the land is hereby annexed and zoned as requested subject to all the provisions and requirements of that zoning classification.

Section 3.

The lands hereinafter described are hereby annexed into the corporate limits of the City of Dalton:

All that tract of land lying and being in Land Lot 196 in the 12th District and 3rd Section of Whitfield County, Georgia, being approximately 14.62 acres shown on plat prepared for Tibbs Road Apartments by Christopher Lee Lewis, GRLS No. 3063, dated December 19, 2017, recorded in Plat Cabinet E, Slide 1068, in the office of the Clerk of the Superior Court of Whitfield County, Georgia which plat is incorporated herein by reference for a complete description.

Parcel ID: 12-196-01-000 and 12-196-21-000

Section 4.

The Property is to remain zoned as R-7 zoning classification subject to all the provisions and requirements of that zoning classification.

Section 5.

The acreage of the Property is approximately 14.62 acres. No streets or roads are affected by this annexation.

Section 6.

The City Clerk of the City of Dalton, Georgia is instructed to send an annexation report that includes certified copies of this Ordinance, the name of the county in which the property

being annexed is located and a letter from the City stating the intent to add the annexed area to Census maps during the next survey and stating that the survey map will be completed and returned to the United States Census Bureau, to the Georgia Department of Community Affairs, and to the governing authority of Whitfield County, Georgia, within thirty (30) days after the effective date of the annexation as set forth herein above.

Section 7.

Should any section or provision of this Ordinance be declared by a Court of competent jurisdiction to be unconstitutional, invalid or unlawful, such declaration shall not affect the validity of the remaining portions of the ordinance not so declared to be unconstitutional, invalid, or unlawful.

Section 8.

All resolutions and ordinances of the City of Dalton or parts thereof in conflict herewith are hereby repealed.

Section 9.

This Ordinance shall become effective for ad valorem tax purposes on December 31 of the year during which such annexation occurred and for all other purposes shall become effective on the first day of the month following the month during which the requirements of Article 2, 3, or 4 of Chapter 36, Title 36 of the Official Code of Georgia Annotated, whichever is applicable, have been met.

ADOPTED AND APPROVED on the ___ day of _____, 20__, at the regular meeting of the Mayor and Council of the City of Dalton.

The foregoing Ordinance received its first reading on _____ and a second reading on _____. Upon second reading a motion for passage of the ordinance was

made by Council member _____, second by Council member
_____ and upon the question the vote is
_____ ayes, _____ nays and the Ordinance is adopted.

MAYOR

Attest:

CITY CLERK

A true copy of the foregoing Ordinance has been published in two public places within the City of Dalton for five (5) consecutive days following passage of the above-referenced Ordinance as of the ____ day of _____, 20__.

CITY CLERK
CITY OF DALTON

**DALTON-VARNELL-WHITFIELD COUNTY PLANNING COMMISSION
503 WEST WAUGH STREET
DALTON, GA 30720**

MEMORANDUM

TO: City of Dalton Mayor and Council
Andrew Parker
Terry Miller
Jean Garland

FROM: Jim Lidderdale
Chairman

DATE: September 29, 2022

SUBJECT: The request of Think Multifamily Holdings, LLC to annex 14.62 acres located on Tibbs Road, Dalton, GA (Tax Parcel 12-196-01-000 and 12-196-21-000) into the City of Dalton as High Density Residential (R-7)

The most recent meeting of the Dalton-Varnell-Whitfield County Planning Commission was held on September 26, 2022 at 6:00 p.m. at the Whitfield County Courthouse meeting room. A portion of the agenda included a public hearing concerning the above matter. A quorum of six members of the Planning Commission was present. All legal requirements for advertising and posting the public hearing were met. The petition was represented by Ethan Calhoun since the petitioner was not required to attend the public hearing after filing for annexation under the 100% method.

Public Hearing Summary:

Mr. Calhoun summarized the staff analysis which recommended approval of the annexation. There were no further questions for Calhoun.

Since the petitioner filled annexation under the 100% method, they were not required to represent the petition at the public hearing.

With no other comments heard for or against, this hearing closed at approximately 6:58pm.

Recommendation:

Chairman Lidderdale sought a motion on the requested annexation. **Octavio Perez then made a motion to approve the annexation. Chris Shiflett then seconded the motion and a unanimous recommendation to approve the annexation followed, 5-0.**

**STAFF ANALYSIS
ANNEXATION REQUEST
*Unified Zoning Ordinance***

ZONING CASE: Think Multifamily Holdings, LLC is seeking annexation of 14.6 acres into the City of Dalton. The parcels, identified as # 12-196-01-000, and 12-196-21-000 are currently part of an undeveloped tract along Tibbs Road zoned R-7 High-Density Residential.

The tract in question is currently an unincorporated county island surrounded by the City of Dalton.

The surrounding land uses and zoning are as follows: To the north, are two tracts that are zoned R-7 and contain an apartment complex. To the east, are two tracts that contain an electrical substation and Civitan Park. To the south, are three single-family detached dwellings zoned R-2. To the west, are two tracts of which one contains a large church campus while the other contains an apartment complex along College Drive.

All in all, high-density residential development is common in this area.

CONSIDERING FACTORS FOR A REZONING/ANNEXATION ANALYSIS

(A) Whether the proposed amendment would allow a use that is generally suitable for the site compared to other possible uses and whether the proposed change is consistent with the established land use pattern and zoning of adjacent and nearby properties.

Yes. The R-7 zone district is well-established to the north and west of the subject property.

(B) Whether the proposed amendment would adversely affect the economic value or the uses of adjacent and nearby properties.

No impact is expected. The annexation will change the property jurisdiction, but the development potential of the land will remain the same under the R-7 zone district.

(C) Whether the subject property has a reasonable economic use as currently zoned, considering the suitability of the subject property for the proposed zoned uses.

The subject property is zoned R-7 in the County and because of the Unified Zoning Ordinance, the annexation will maintain the same R-7 zoning designation.

(D) Whether there is relative gain to the health, safety, morals, or general welfare of the public as compared to any hardship imposed upon the individual owner under the existing zoning.

No impact. The zoning will be the same, but the jurisdiction will change. The property owners have completed an application to annex under the 100 percent method, which means it is by their choice.

(E) Whether the proposed amendment, if adopted or approved, would result in a use which would or could cause an excessive or burdensome use of existing streets, schools, sewers, water resources, police and fire protection, or other utilities, as contrasted with the impact under the existing zoning.

No impact is expected. The vicinity has all available services - water, sewer, fire, natural gas, and electricity.

(F) Whether the property sought to be rezoned (or annexed) is in conformity with the policy and intent of the adopted joint comprehensive plan or equivalent. If not, has the plan already been amended, officially or unofficially, by the development of uses which are contrary to the plan recommendation, and if the plan has been amended, does this rezoning or annexation

request allow uses which are compatible to the existing uses in the vicinity.

The prediction for a "suburban" character area is a good match for the subject property's zoning based on the existing development in this area.

(G) Whether there are any other conditions or transitional patterns affecting the use and development of the property to be rezoned or annexed, which give grounds for approval or disapproval of the proposed zoning proposal. Whether the proposed zoning change constitutes an "entering wedge" and is a deterrent to the use, improvement, or development of adjacent property within the surrounding zone districts or would create an isolated, unrelated district (spot zone) as interpreted by current Georgia law.

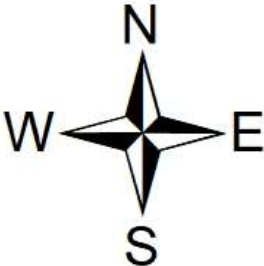
Compared to some requests, this one is easy. The use and zoning matches other established zoning and land uses in the vicinity. No special conditions or patterns are identified, and "spot zoning" is not an issue.

(H) Whether the subject property, as currently zoned, is vacant and undeveloped for a long period of time, considered in the context of land development in the vicinity or whether there are environmental or cultural factors, like steep slopes, flood plain, storm water, or historical issues that influence the development of the subject property under any zoning designation.

Not applicable.

CONCLUSION: The staff recommendation is that the subject property is very much suited for the requested annexation into the City of Dalton. This annexation would eliminate an unincorporated county island within the City of Dalton

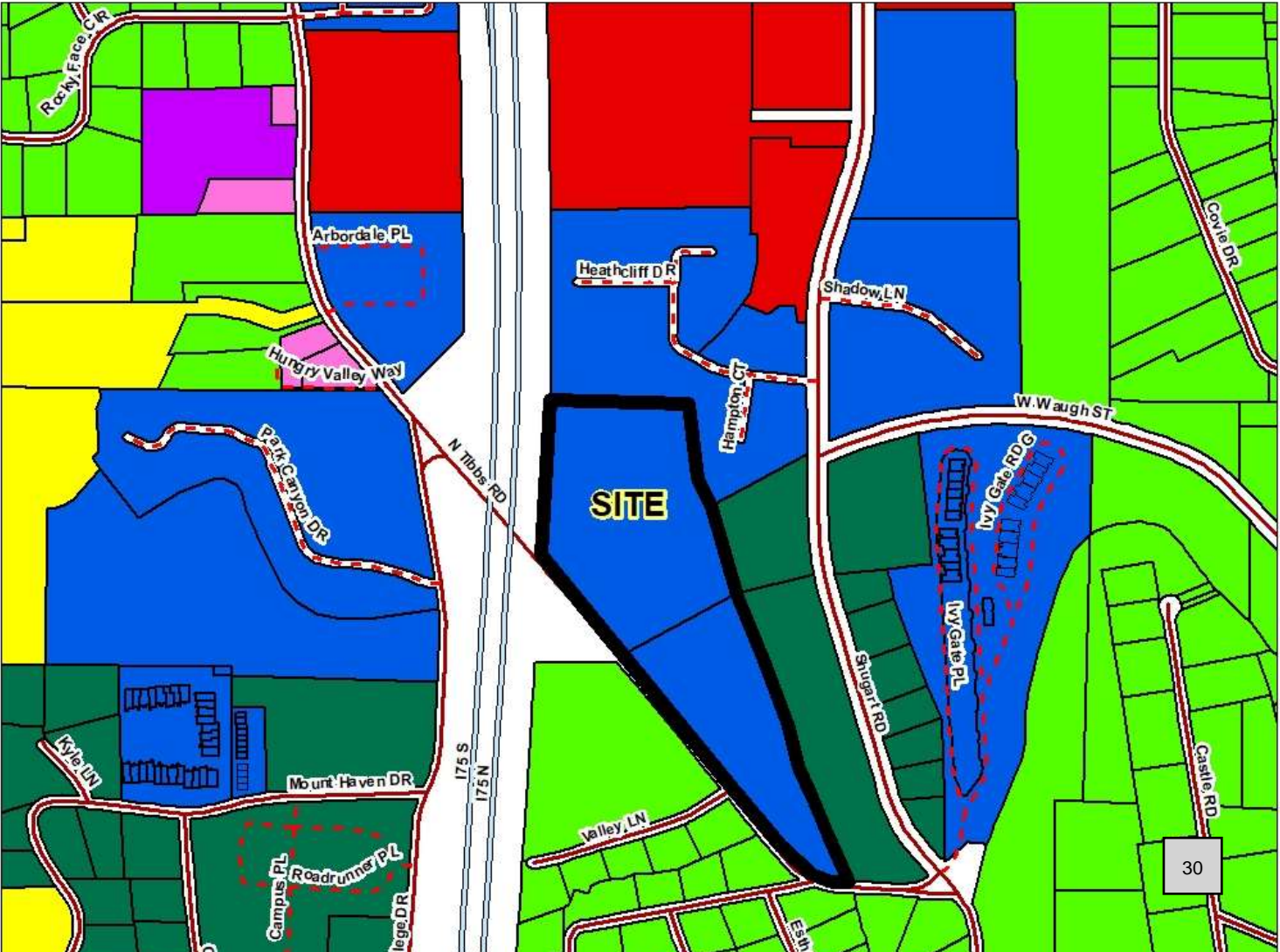
Think Multifamily Holdings Annexation Zoning to Remain R-7, High Density Residential City of Dalton Jurisdiction



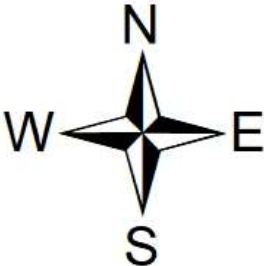
Unified Zoning

-  Estate Residential (R-1)
-  Low Density Single Family Residential (R-2)
-  Medium Density Single Family Residential (R-3)
-  High Density Residential (R-7)
-  Neighborhood Commercial (C-1)
-  General Commercial (C-2)
-  Light Manufacturing (M-1)

FEET
500

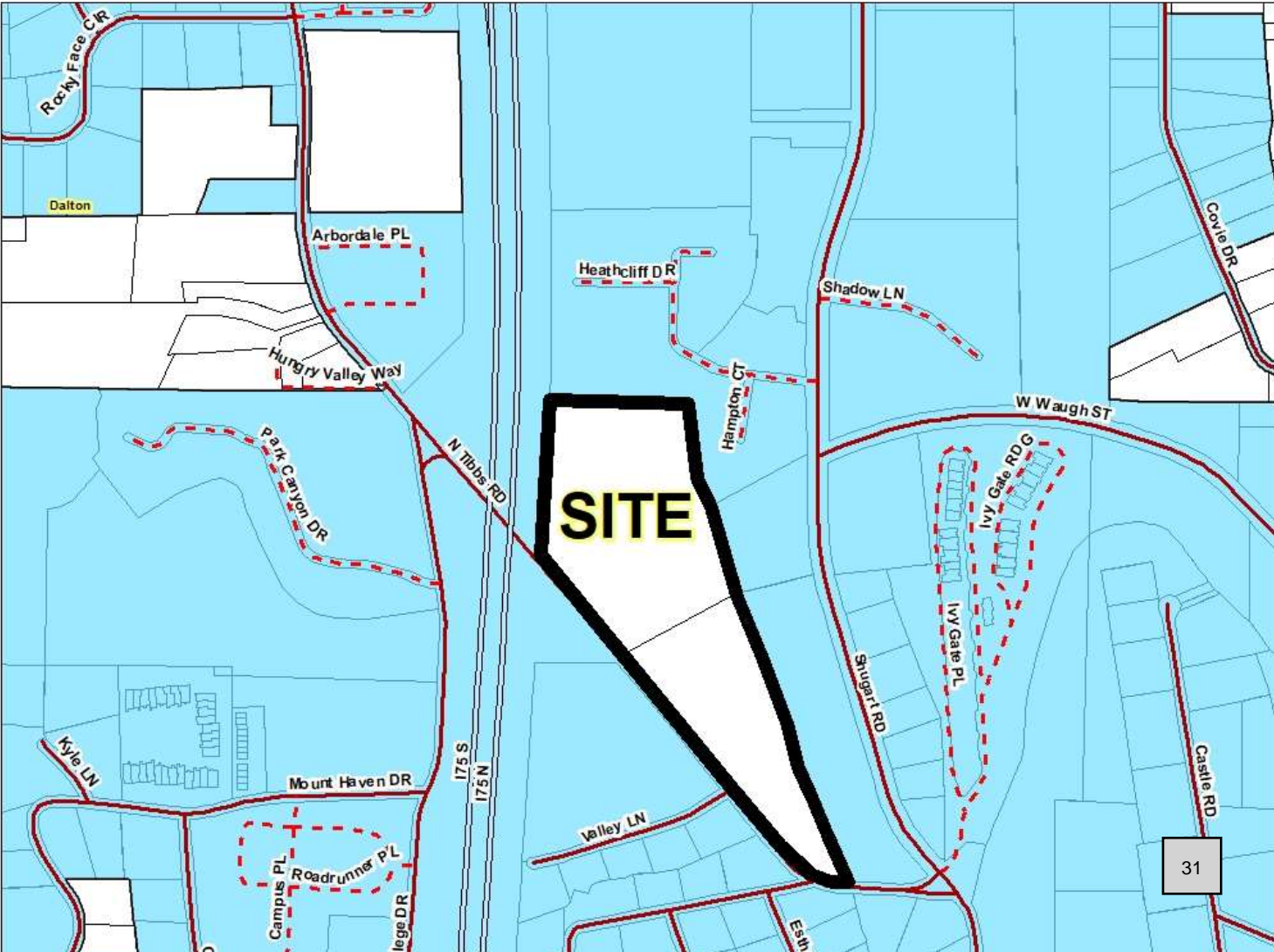


Think Multifamily Holdings Annexation Zoning to Remain R-7, High Density Residential City of Dalton Jurisdiction

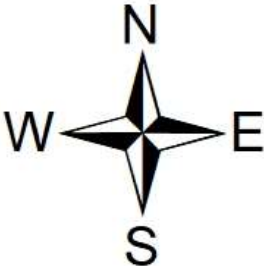


Dalton City Limits
Town_Boundaries

FEET
500



Think Multifamily Holdings Annexation Zoning to Remain R-7, High Density Residential City of Dalton Jurisdiction



**FEET
500**



DAVID PENNINGTON III
MAYOR

BERNADETTE CHATTAM, CMC
CITY CLERK



DENNIS MOCK
ANNALEE SAMS
TYREE GOODLETT
STEVE FARROW

Council Members

August 19, 2022

TO: Todd Pangle, Fire Department
Cliff Cason, Police Department
Terry Miller, Mitchell & Mitchell
Chad Townsend, Public Works Department
Tom Bundros, Dalton Utilities
Ethan Calhoun, NWGRC

FROM: David Pennington, III
Mayor, City of Dalton

Please review this **Annexation** request and submit your comments within seven days to the City of Dalton City Clerk's Office.

NAME: Think Multifamily Holdings, LLC

STREET ADDRESS: TBD

AMOUNT OF ACREAGE: 14.62 (per Survey) | 14.80 (per GIS)

PARCEL NUMBERS: 12-196-01-000 and 12-196-21-000

PLAT ATTACHED: YES NO

ZONING CLASSIFICATION: R-7

Think Multifamily Holdings, LLC
1020 Watters Creek Blvd, Suite 418
Allen TX 75013
404-578-8898
garyjosephlee@outlook.com

August 5, 2022

Office of the City Clerk's Office

City Hall

PO Box 1205

300 West Waugh Street

Dalton, GA 30722

RE: Annexation of Parcels 12-196-01 & 12-196-21


Dear City of Dalton,

We are very interested in developing new multifamily units on the above referenced property which we acquired in 2021. As part of the annexation request, we have several items to request that will indeed make the new housing units appealing to Dalton's residents as well as creating a viable project. Please review below and we look forward to working with you on this annexation and development.

Items to Consider:

1. Extension of Sidewalk from Harlan Godfrey Civitan Park to the entrance of the development within the ROW along Tibbs Road
2. A stop sign at the entrance to the development
3. Potential to donate (or somehow transfer ownership) of a large piece of the property to the city which would appear to double the size of the existing Civitan Park
4. Creation of a Tax Allocation District to make the development feasible economically

We are sure other items of mutual interest and benefit will arise and we look forward to discussing same.


Sincerely,

Think Multifamily Holdings, LLC

Gary J. Lee



ANNEXATION APPLICATION

I HEREBY REQUEST THE MAYOR AND COUNCIL OF THE CITY OF DALTON ANNEX THE PROPERTY DESCRIBED BELOW IN THIS APPLICATION.

PLEASE LIST THE APPLICANT NAME REQUESTING ANNEXATION

APPLICANT NAME: THINK MULTIFAMILY HOLDINGS, LLC (TX)
APPLICANT ADDRESS: 1020 WATTERS CREEK BLVD, Suite 418
CITY, STATE & ZIP: ALLEN, TX 75013
TELEPHONE NUMBER: GARY LEE 404-578-8898

PROPOSED PROPERTY TO BE ANNEXED

GARYJOSEPHLEE@OUTLOOK.COM

(1) STREET ADDRESS OF PROPERTY TO BE ANNEXED: No ADDRESS
(2) SUBDIVISION OF THE PROPERTY TO BE ANNEXED: N/A
(3) LOT(S) NUMBER OF THE PROPERTY TO BE ANNEXED: ONE
(4) FUTURE INTENDED USE OF THE PROPERTY TO BE ANNEXED: MULTIFAMILY

- PROPOSED ZONING CLASSIFICATION: REMAIN R-7
PROPOSED AMOUNT OF ACREAGE TO BE ANNEXED: 14.62
TAX MAP NUMBER/PARCEL NUMBER: LL 196, 12th DISTRICT, 3rd SECTION
HOUSING UNITS: To Be Determined Pursuant to R-7 Zoning

- (1) IF RESIDENTIAL PROPERTY AT THE TIME OF THIS CONTRACT, LIST THE NUMBER OF REGISTERED VOTERS [0]
(2) IF RESIDENTIAL PROPERTY AT THE TIME OF THIS CONTRACT, LIST THE NUMBER OF ADULTS OF VOTING AGE, IF DIFFERENT NUMBER THAN SHOWN IN NUMBER (1) [0]
(3) IF RESIDENTIAL PROPERTY AT THE TIME OF THIS CONTRACT, LIST THE NUMBER OF ADULTS IN THE HOUSEHOLD. [0]
(4) IF RESIDENTIAL PROPERTY AT THE TIME OF THIS CONTRACT, LIST THE NUMBER OF CHILDREN IN THE HOUSEHOLD. [0]
(5) IF RESIDENTIAL PROPERTY AT THE TIME OF THIS CONTRACT, LIST THE NUMBER OF HOUSING UNITS. [0]
(6) IF RESIDENTIAL PROPERTY AT THE TIME OF THIS CONTRACT, PLACE NUMBER OF RESIDENTS IN APPLICABLE BOX. [0] CAUCASIAN [0] LATINO [0] AFRICAN AMERICAN [0] OTHER [0]
(7) IF RESIDENTIAL PROPERTY AT THE TIME OF THIS CONTRACT, LIST THE NUMBER OF PERSONS WHOSE PRIMARY LANGUAGE IS OTHER THAN ENGLISH. [0]

PARCELS
12-196-01
&
12-196-21

SIGNATURE OF APPLICANT(S) [Signature]

DATE: 08/05/2022

OWNERSHIP VERIFICATION

The undersigned is the / an owner of an interest in the lands described in the attached Annexation Contract, which proposes to amend the Official Zoning Map of Dalton, Georgia, and concurs in the application. The undersigned's interest in the lands described in the application is as follows:

MULTIFAMILY DEVELOPMENT, 12-196-01-000, 12-196-21-000
Describe parcel or parcels and nature of interest
and percentage of interest

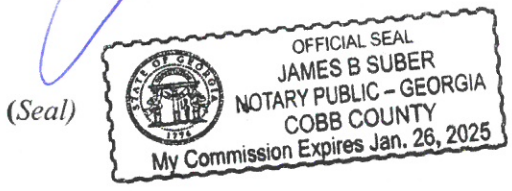
I hereby appoint GARY J. LEE
my attorney in fact with full authority, my name, place, and stead, to apply for the zoning amendment as set forth in the attached annexation contract.

THINK MULTIFAMILY HOLDINGS, LLC
(Owner's Name)

BY: [Signature]
GARY J. LEE

Sworn to and subscribed
Before me, this 12 day
of August, 2020

[Signature]
Notary Public





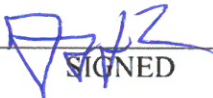
NOTICE TO ALL LANDOWNERS REGARDING ANNEXATION

If your request to annex your property into the City of Dalton is approved by Whitfield County, you will be charged a city property tax for the City of Dalton as well as a Public School tax. This will appear on your property tax bill that you receive from Whitfield County. The millage rate is 2.537 mils per at 100% of assessed property value.

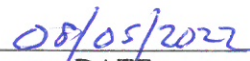
Example: If your property is valued at \$100,000 – your assed value is 100% or $\$100,000 \times 2.237$ mils, your Dalton City tax would be \$223.7 per year.

Should you have any questions, please contact the Whitfield County Tax Commissioners office at (706) 275-7510.

I have read the above statement and understand that if my property is annexed, I will be charged Dalton City tax.



SIGNED



DATE

After recording, return to:
Kelley | Clarke, PC
Attn: Dugan Kelley
603 E. Broadway St.
Prosper, Texas 75078

STATE OF GEORGIA
COUNTY OF Whitfield

LIMITED WARRANTY DEED

THIS INDENTURE, made and entered into this 5 day of October, 2021 by and between **DALTON EQUITY GROUP LLC**, both a Georgia limited liability company (herein referred to as "**Grantor**"), and **THINK MULTIFAMILY HOLDINGS, LLC**, a Texas limited liability company (herein referred to as "**Grantee**").

WITNESSETH THAT, the said Grantor, for and in consideration of the sum of Ten and no/100 (\$10.00) Dollars, and other good and valuable consideration, in hand paid at or before the delivery of this deed, the receipt and sufficiency of which are hereby acknowledged, and pursuant to proper authority, has granted, bargained, sold and conveyed and by these presents does hereby grant, bargain, sell and convey to the said Grantee, and its successors and assigns, the following described property:

All that tract of land lying and being in Land Lot 196 in the 12th District and 3rd Section of Whitfield County, Georgia, being more particularly described on **Exhibit "A"** attached hereto and incorporated herein by this reference.

TOGETHER WITH all fixtures, structures and improvements located on such property and the easements, rights, members and appurtenances thereunto appertaining.

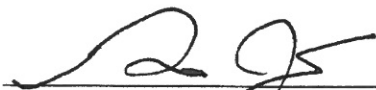
TO HAVE AND TO HOLD the said bargained premises, together with all and singular the rights, privileges, easements, members and appurtenances belonging or thereunto appertaining, to the only proper use and benefit of the Grantee and its successors and assigns forever in FEE SIMPLE.

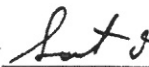
AND EXCEPT for those matters set forth on **Exhibit "B"** attached hereto and incorporated herein by reference, Grantor will warrant and defend the title to said premises against the claims of all persons claiming by, through or under Grantor, but not otherwise.

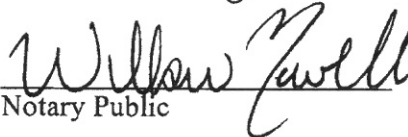
IN WITNESS WHEREOF, the Grantor has caused this instrument to be duly executed, sealed and delivered by its duly authorized officer on the date above written.

Signed, sealed and delivered
in the presence of:

DALTON EQUITY GROUP LLC,
a Georgia limited liability company


Unofficial Witness

By  (Seal)
Name: Scott Henderson
Title: Member


Notary Public

My commission expires: 4/12/25

(Notary Seal)



Exhibit "A"

Legal Description

All that tract of land lying and being in Land Lot 196 in the 12th District and 3rd Section of Whitfield County, Georgia, being 14.62 acres shown on plat prepared for Tibbs Road Apartments by Christopher Lee Lewis, GRLS No. 3063, dated December 19, 2017, recorded in Plat Cabinet E, Slide 1068, in the office of the Clerk of the Superior Court of Whitfield County, Georgia, which plat is incorporated herein by reference for a complete description.

Exhibit "B"

Permitted Exceptions

- a. General Permit granted by T. C. Hardman to Southern Bell Telephone and Telegraph Company, recorded May 12, 1962, in Deed Book 152, page 275, in the office of the Clerk of the Superior Court of Whitfield County, Georgia.
- b. Utility easement granted by T. C. Hardman to The City of Dalton, recorded July 20, 197, in Deed Book 217, page 584, in the office of the Clerk of the Superior Court of Whitfield County, Georgia.
- c. Slope, fill and drainage easements contained in the deed conveying an 80 foot right of way for Tibbs Road granted by T. C. Hardman to the State of Georgia, recorded November 14, 1967, in Deed Book 222, page 228, in the office of the Clerk of the Superior Court of Whitfield County, Georgia.
- d. Minerals of whatsoever kind, subsurface and surface substances, including but not limited to kaolin, coal, lignite, oil, gas, uranium, clay, rock, sand and gravel in, on, under and that may be produced from the property, together with all rights, privileges, and immunities relating thereto. The undersigned makes no representation as to the present ownership of any such interests.
- e. Judgment in the matter of State Highway Department of Georgia v. 4.496 acres of land and access rights and T.C.Hardman, Docket No. 14 Oct 1961, recorded in Minute Book 32, page 95, in the office of the Clerk of the Superior Court of Whitfield County, Georgia, for I 75, to which subject property has no access.

PLAT NOTES

1. THIS PLAT WAS PREPARED BY THE SURVEYOR OR UNDER HIS DIRECT SUPERVISION BASED ON AN ACTUAL ON THE GROUND SURVEY. 2. THE BOUNDARY CONDITIONS AND IMPROVEMENTS ARE CERTIFIED ONLY AS OF THE DATE OF PLAT PREPARATION AS LISTED IN THE TITLE BLOCK. 3. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NOR WAS AN INDEPENDENT TITLE SEARCH PERFORMED BY LEWIS & ASSOCIATES LAND SURVEYING, LLC. ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED. 4. ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES. 5. LEWIS & ASSOCIATES LAND SURVEYING, LLC DOES NOT CERTIFY AS TO THE EXISTENCE OR NON-EXISTENCE OF ANY WETLANDS OR HAZARDOUS WASTE IN THE SURVEY AREA. NO UNDERGROUND INVESTIGATIONS HAVE BEEN PERFORMED. 6. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION DOES NOT EXTEND TO ANY UNNAMED PARTY(ES) WITHOUT AN EXPRESS RE-CERTIFICATION BY THE SURVEYOR. 7. THIS SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY WAY WITHOUT THE WRITTEN CONSENT OF LEWIS & ASSOCIATES LAND SURVEYING, LLC. 8. COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND SIGNATURE. COPIES WITHOUT AN ORIGINAL SIGNATURE SHOULD BE CONSIDERED PRELIMINARY AND ARE NOT VALID FOR RECORDING OR CONDUCTING LAND TRANSACTIONS. 9. ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE REGISTRATION NUMBER OF THE SURVEYOR UNLESS NOTED OTHERWISE. 10. THE TERM "CERTIFICATION" AS USED IN RULE 186-4-2(2) AND (3) AND RELATING TO THE REGISTRATION OF PROFESSIONAL ENGINEERS OR LAND SURVEYING SERVICES, AS DEFINED IN O.C.G.A. 43-15-2(6) AND (7) DOES NOT APPLY TO THIS SURVEY. 11. THIS SURVEY PLAT IS MADE IN ACCORDANCE WITH THE RULES OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND THE OFFICIAL CODE OF GEORGIA ANNOTATED (O.C.G.A.) 15-6-67, IN THAT WHERE A CONFLICT EXISTS, THE REQUIREMENTS OF LAW PREVAIL.

GENERAL NOTES

1. THIS PLAT WAS PREPARED BY THE SURVEYOR OR UNDER HIS DIRECT SUPERVISION BASED ON AN ACTUAL ON THE GROUND SURVEY. 2. THE BOUNDARY CONDITIONS AND IMPROVEMENTS ARE CERTIFIED ONLY AS OF THE DATE OF PLAT PREPARATION AS LISTED IN THE TITLE BLOCK. 3. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NOR WAS AN INDEPENDENT TITLE SEARCH PERFORMED BY LEWIS & ASSOCIATES LAND SURVEYING, LLC. ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED. 4. ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES. 5. LEWIS & ASSOCIATES LAND SURVEYING, LLC DOES NOT CERTIFY AS TO THE EXISTENCE OR NON-EXISTENCE OF ANY WETLANDS OR HAZARDOUS WASTE IN THE SURVEY AREA. NO UNDERGROUND INVESTIGATIONS HAVE BEEN PERFORMED. 6. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION DOES NOT EXTEND TO ANY UNNAMED PARTY(ES) WITHOUT AN EXPRESS RE-CERTIFICATION BY THE SURVEYOR. 7. THIS SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY WAY WITHOUT THE WRITTEN CONSENT OF LEWIS & ASSOCIATES LAND SURVEYING, LLC. 8. COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND SIGNATURE. COPIES WITHOUT AN ORIGINAL SIGNATURE SHOULD BE CONSIDERED PRELIMINARY AND ARE NOT VALID FOR RECORDING OR CONDUCTING LAND TRANSACTIONS. 9. ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE REGISTRATION NUMBER OF THE SURVEYOR UNLESS NOTED OTHERWISE. 10. THE TERM "CERTIFICATION" AS USED IN RULE 186-4-2(2) AND (3) AND RELATING TO THE REGISTRATION OF PROFESSIONAL ENGINEERS OR LAND SURVEYING SERVICES, AS DEFINED IN O.C.G.A. 43-15-2(6) AND (7) DOES NOT APPLY TO THIS SURVEY. 11. THIS SURVEY PLAT IS MADE IN ACCORDANCE WITH THE RULES OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND THE OFFICIAL CODE OF GEORGIA ANNOTATED (O.C.G.A.) 15-6-67, IN THAT WHERE A CONFLICT EXISTS, THE REQUIREMENTS OF LAW PREVAIL.

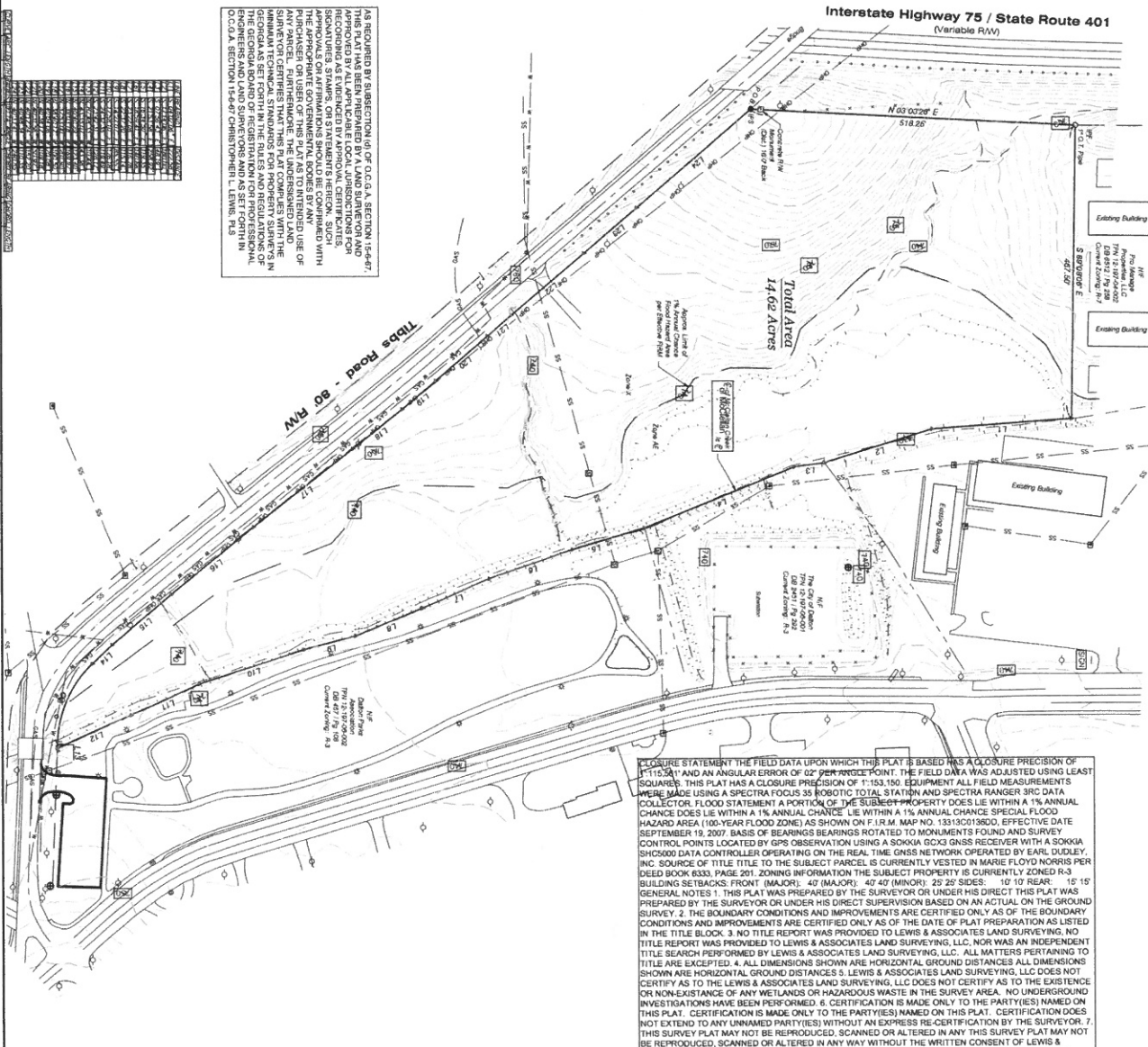
GENERAL NOTES

1. THIS PLAT WAS PREPARED BY THE SURVEYOR OR UNDER HIS DIRECT SUPERVISION BASED ON AN ACTUAL ON THE GROUND SURVEY. 2. THE BOUNDARY CONDITIONS AND IMPROVEMENTS ARE CERTIFIED ONLY AS OF THE DATE OF PLAT PREPARATION AS LISTED IN THE TITLE BLOCK. 3. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NOR WAS AN INDEPENDENT TITLE SEARCH PERFORMED BY LEWIS & ASSOCIATES LAND SURVEYING, LLC. ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED. 4. ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES. 5. LEWIS & ASSOCIATES LAND SURVEYING, LLC DOES NOT CERTIFY AS TO THE EXISTENCE OR NON-EXISTENCE OF ANY WETLANDS OR HAZARDOUS WASTE IN THE SURVEY AREA. NO UNDERGROUND INVESTIGATIONS HAVE BEEN PERFORMED. 6. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION DOES NOT EXTEND TO ANY UNNAMED PARTY(ES) WITHOUT AN EXPRESS RE-CERTIFICATION BY THE SURVEYOR. 7. THIS SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY WAY WITHOUT THE WRITTEN CONSENT OF LEWIS & ASSOCIATES LAND SURVEYING, LLC. 8. COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND SIGNATURE. COPIES WITHOUT AN ORIGINAL SIGNATURE SHOULD BE CONSIDERED PRELIMINARY AND ARE NOT VALID FOR RECORDING OR CONDUCTING LAND TRANSACTIONS. 9. ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE REGISTRATION NUMBER OF THE SURVEYOR UNLESS NOTED OTHERWISE. 10. THE TERM "CERTIFICATION" AS USED IN RULE 186-4-2(2) AND (3) AND RELATING TO THE REGISTRATION OF PROFESSIONAL ENGINEERS OR LAND SURVEYING SERVICES, AS DEFINED IN O.C.G.A. 43-15-2(6) AND (7) DOES NOT APPLY TO THIS SURVEY. 11. THIS SURVEY PLAT IS MADE IN ACCORDANCE WITH THE RULES OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND THE OFFICIAL CODE OF GEORGIA ANNOTATED (O.C.G.A.) 15-6-67, IN THAT WHERE A CONFLICT EXISTS, THE REQUIREMENTS OF LAW PREVAIL.

SURVEYOR'S CERTIFICATION

I, **LEWIS & ASSOCIATES LAND SURVEYING, LLC**, a duly licensed professional land surveying firm, certify that this plat was prepared by me or under my direct supervision and that I am a duly licensed professional land surveyor in the State of Georgia. I certify that the information shown on this plat is true and correct to the best of my knowledge and belief and that I am not aware of any facts or circumstances which would render this plat misleading or deceptive. I certify that this plat was prepared in accordance with the rules and regulations of the Georgia Board of Registration for Professional Engineers and Land Surveyors and the Official Code of Georgia Annotated (O.C.G.A.) 15-6-67, in that where a conflict exists, the requirements of law prevail.

[Signature]
LEWIS & ASSOCIATES LAND SURVEYING, LLC
 121717



CLOSURE STATEMENT THE FIELD DATA UPON WHICH THIS PLAT IS BASED HAS A CLOSURE PRECISION OF 1"±153.150' AND AN ANGULAR ERROR OF 02" PER POINT. THE FIELD DATA WAS ADJUSTED USING LEAST SQUARES. THIS PLAT HAS A CLOSURE PRECISION OF 1"±153.150' EQUIPMENT ALL FIELD MEASUREMENTS WERE MADE USING A SPECTRA FOCUS 35 ROBOTIC TOTAL STATION AND SPECTRA RANGER 3RD DATA COLLECTOR. FLOOD STATEMENT A PORTION OF THE SUBJECT PROPERTY DOES LIE WITHIN A 1% ANNUAL CHANCE DOES LIE WITHIN A 1% ANNUAL CHANCE SPECIAL FLOOD HAZARD AREA (100-YEAR FLOOD ZONE) AS SHOWN ON F.L.R.M. MAP NO. 1331C01980D, EFFECTIVE DATE SEPTEMBER 19, 2007. BASIS OF BEARINGS BEARINGS ROTATED TO MONUMENTS FOUND AND SURVEY CONTROL POINTS LOCATED BY GPS OBSERVATION USING A SOKKIA G50X GNSS RECEIVER BY EARL DUDLEY, INC. SOURCE OF TITLE TITLE TO THE SUBJECT PARCEL IS CURRENTLY VESTED IN MARIE FLOYD MORRIS PER DEED BOOK 6330, PAGE 201. ZONING INFORMATION THE SUBJECT PROPERTY IS CURRENTLY ZONED R-3 BUILDING SETBACKS: FRONT (MAJOR) 42' (MINOR) 22' 22' SIDES 10' 10' REAR 15' GENERAL NOTES 1. THIS PLAT WAS PREPARED BY THE SURVEYOR OR UNDER HIS DIRECT SUPERVISION THIS PLAT WAS PREPARED BY THE SURVEYOR OR UNDER HIS DIRECT SUPERVISION BASED ON AN ACTUAL ON THE GROUND SURVEY. 2. THE BOUNDARY CONDITIONS AND IMPROVEMENTS ARE CERTIFIED ONLY AS OF THE DATE OF PLAT PREPARATION AS LISTED IN THE TITLE BLOCK. 3. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NO TITLE REPORT WAS PROVIDED TO LEWIS & ASSOCIATES LAND SURVEYING, LLC. NOR WAS AN INDEPENDENT TITLE SEARCH PERFORMED BY LEWIS & ASSOCIATES LAND SURVEYING, LLC. ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED. 4. ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES ALL DIMENSIONS SHOWN ARE HORIZONTAL GROUND DISTANCES. 5. LEWIS & ASSOCIATES LAND SURVEYING, LLC DOES NOT CERTIFY AS TO THE EXISTENCE OR NON-EXISTENCE OF ANY WETLANDS OR HAZARDOUS WASTE IN THE SURVEY AREA. NO UNDERGROUND INVESTIGATIONS HAVE BEEN PERFORMED. 6. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION IS MADE ONLY TO THE PARTY(ES) NAMED ON THIS PLAT. CERTIFICATION DOES NOT EXTEND TO ANY UNNAMED PARTY(ES) WITHOUT AN EXPRESS RE-CERTIFICATION BY THE SURVEYOR. 7. THIS SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY SURVEY PLAT MAY NOT BE REPRODUCED, SCANNED OR ALTERED IN ANY WAY WITHOUT THE WRITTEN CONSENT OF LEWIS & ASSOCIATES LAND SURVEYING, LLC. 8. COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND COPIES OF THIS SURVEY ARE NOT VALID WITHOUT AN ORIGINAL SEAL AND SIGNATURE. COPIES WITHOUT AN ORIGINAL SIGNATURE SHOULD BE CONSIDERED PRELIMINARY AND ARE NOT VALID FOR RECORDING OR CONDUCTING LAND TRANSACTIONS. 9. ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE ALL IRON PINS SET TO BE 5/8" REBAR WITH YELLOW CAP BEARING THE REGISTRATION NUMBER OF THE SURVEYOR UNLESS NOTED OTHERWISE. 10. THE TERM "CERTIFICATION" AS USED IN RULE 186-4-2(2) AND (3) AND RELATING TO THE REGISTRATION OF PROFESSIONAL ENGINEERS OR LAND SURVEYING SERVICES, AS DEFINED IN O.C.G.A. 43-15-2(6) AND (7) DOES NOT APPLY TO THIS SURVEY. 11. THIS SURVEY PLAT IS MADE IN ACCORDANCE WITH THE RULES OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND THE OFFICIAL CODE OF GEORGIA ANNOTATED (O.C.G.A.) 15-6-67, IN THAT WHERE A CONFLICT EXISTS, THE REQUIREMENTS OF LAW PREVAIL.

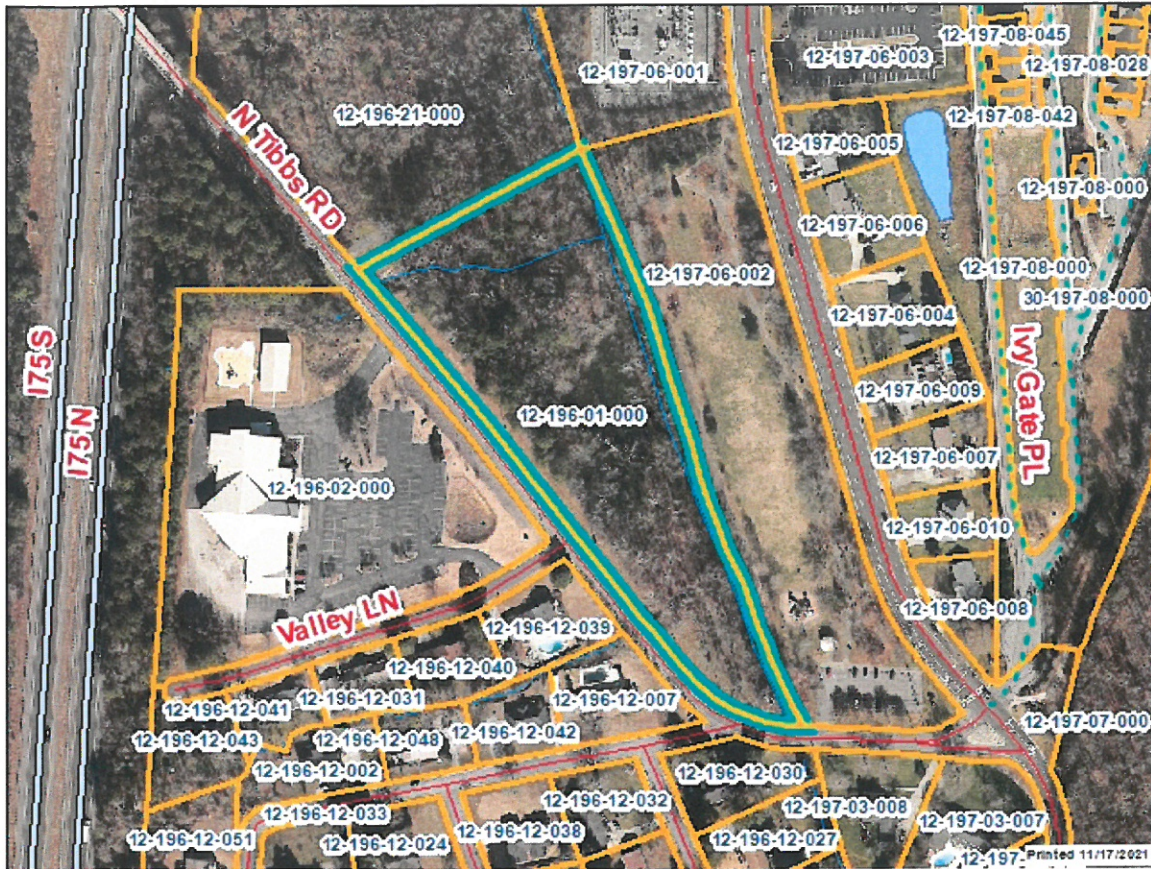
SYMBOL LEGEND

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BOUNDARY SURVEY (RETRACEMENT)

TIBBS ROAD APARTMENTS
 BEING TAX PARCEL NOS. 12-196-01 & 12-196-21
 LOCATED IN LAND LOT 198, 12th DISTRICT, 3rd SECTION
 WHITFIELD COUNTY, GEORGIA

LEWIS & ASSOCIATES LAND SURVEYING, LLC
 LAND SURVEYING - PLANNING
 P.O. BOX 2046
 DALTON, GA 30722
 (706) 278-7518 • (706) 501-4513
 www.lewisandsurvey.com



For the current GIS map of this parcel, click on the Quickmap to launch the interactive map viewer

Tax Commissioner Information

Before making payment verify the amount due with the Tax Commissioner's office at 706-275-7510

Tax Bill Recipient	DALTON EQUITY GROUP LLC	Legal Description	4.44A T C HARDMAN
Year	2021	Sale Date	
Parcel Number	12-196-01-000	Taxes Due	382.01
Bill	209586	Taxes Due Date	12/20/2021
Exemption Type		Taxes Paid	382.01
Account No.	7071660	Taxes Paid Date	10/25/2021 10:01:47 AM
Millage Rate	0	Current Due	0
Fair Market Value	32368	Back Taxes	0
Assessed Value	12947	Total Due	0
Prior Years Tax Data	Tax		

Commercial Structure Information

This parcel does not have any commercial structures to display

Residential Structure Information

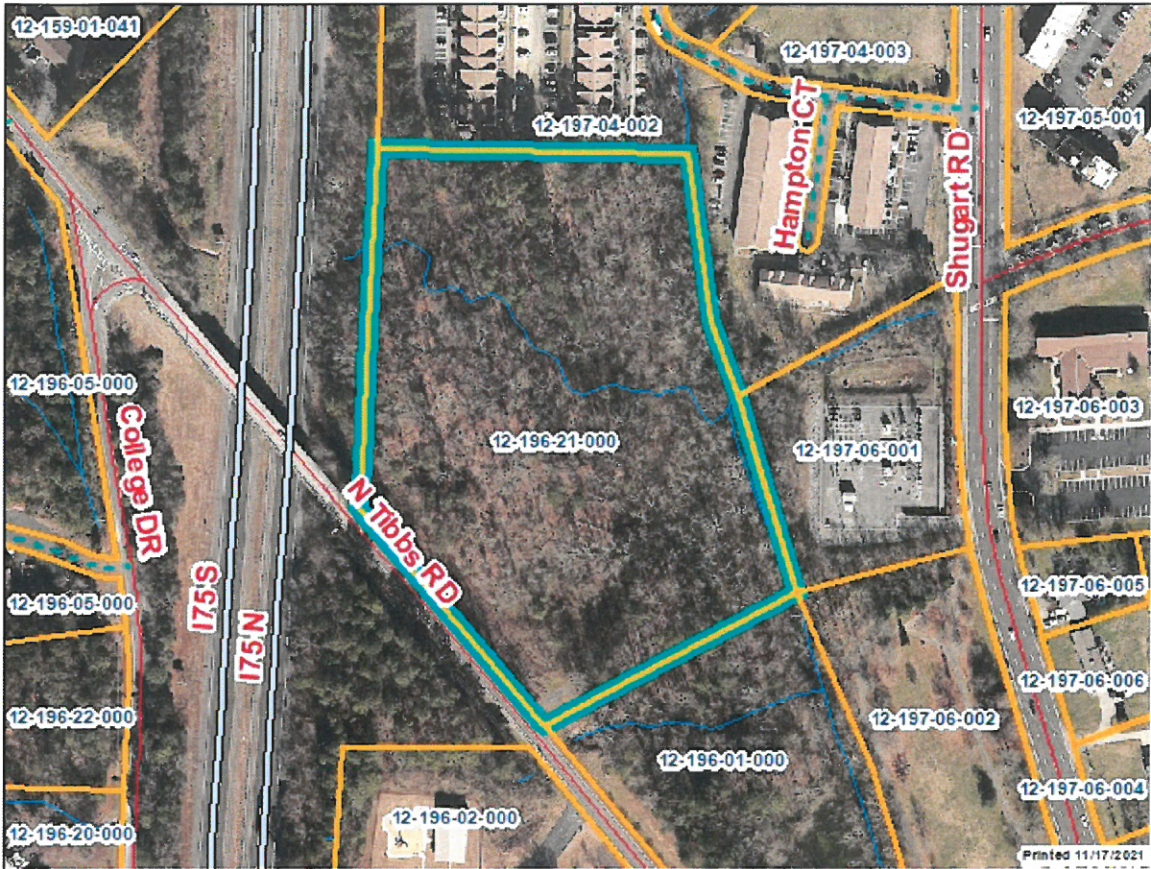
This parcel does not have any residential structures to display

Accessory Information

This parcel does not have any accessories to display

Sales Information

Grantee	NORRIS MARIE FLOYD	Class	Residential
Grantor	NORRIS RONALD C	Strata	Small Tract
Sale Price	0	Reason	QUIT CLAIM
Sale Date	4/27/2016	State	N
Deed Book/Page	6333 201	PT-61	PT-61 155-2016-000000
Deed Link	Click Here	Comments	QUIT CLAIM INCLUDES 12-196-21-000



For the current GIS map of this parcel, click on the Quickmap to launch the interactive map viewer

Tax Commissioner Information

Before making payment verify the amount due with the Tax Commissioner's office at 706-275-7510

Tax Bill Recipient	DALTON EQUITY GROUP LLC	Legal Description	10.36A TIBBS RD
Year	2021	Sale Date	
Parcel Number	12-196-21-000	Taxes Due	2066.95
Bill	209587	Taxes Due Date	12/20/2021
Exemption Type		Taxes Paid	2066.95
Account No.	7071660	Taxes Paid Date	10/25/2021 9:58:15 AM
Millage Rate	0	Current Due	0
Fair Market Value	175130	Back Taxes	0
Assessed Value	70052	Total Due	0
Prior Years Tax Data	Tax		

Commercial Structure Information

This parcel does not have any commercial structures to display

Residential Structure Information

This parcel does not have any residential structures to display

Accessory Information

This parcel does not have any accessories to display

Sales Information

Grantee	DALTON EQUITY GROUP LLC	Class	Residential
Grantor	NORRIS MARIE FLOYD	Strata	Small Tract
Sale Price	380000	Reason	MULTIPLE PARCELS INCLUDED IN SALE (FM)
Sale Date	4/13/2018	State	N
Deed Book/Page	6647 315	PT-61	PT-61 155-2018-000000
Deed Link	Click Here	Comments	sale includes 12-196-01-000 VACANT SALE



Whitfield County

Board of Commissioners

Board Members
Jevin Jensen, Chairman
Barry W. Robbins
Robby Staten
John Thomas
Greg Jones

September 15, 2022

Honorable David Pennington
Mayor, City of Dalton
P.O. Box 1205
Dalton, GA 30722

RE: Tax Parcel Nos. 12-196-01-000 & 12-196-21-000

Dear Mayor Pennington:

At the September 12, 2022 Regular Business Meeting of the Whitfield County Board of Commissioners, the Board voted 4-0 to have no land use classification objection to the annexation of Tax Parcel Nos. 12-196-01-000 & 12-196-21-000.

Regards,

Blanca Cardona

Blanca Cardona
County Clerk

cc: Ashley O'Donald, Chief Appraiser
Ethan Calhoun, Northwest Georgia Regional Commission
Jess Hansen, GIS Coordinator
David Metcalf, Emergency Services Director
File

PUBLIC WORKS DEPARTMENT

CHAD TOWNSEND, DIRECTOR

ctownsend@daltonga.gov

535 N. Elm Street
P.O. Box 1205
Dalton, GA 30722-1205
Office: (706) 278-7077
FAX: (706) 278-1847



DAVID PENNINGTON, MAYOR

CITY COUNCIL MEMBERS:

DENNIS MOCK
ANNALEE HARLAN
TYREE GOODLETT
STEVE FARROW

MEMORANDUM

TO: DAVID PENNINGTON III, MAYOR
ATTN: BERNADETTE CHATTAM, CITY CLERK

FROM: CHAD TOWNSEND, PUBLIC WORKS DIRECTOR

RE: ANNEXATION REQUEST
THINK MULTIFAMILY HOLDINGS, LLC
ADDRESS: TBD
PARCEL NUMBER: (12-196-01-000) & (12-196-21-000)

DATE: 8/25/2022

Please be advised that the Public Works Department has no objections to the annexation of the above reference tract but states the following items need to be taken into consideration as part of the annexation request:

- **REQUEST FROM OWNER** – The owner list four (4) items to consider as an attachment to the annexation request. More detailed information would need to be provided before these “items to consider” could be taken into consideration. At this time, Public Works cannot commit to assisting with any of the requested items without further understanding.
- **Delivery of Public Works Services** – This being a multifamily, private development, no additional public works services would be required as it relates to sanitation services.

William C Cason III
Chief of Police
CCason@daltonga.gov
www.daltonga.gov



Public Safety Commission

Terry Mathis
Bill Weaver
Anthony Walker
Truman Whitfield
Alex Brown

DALTON POLICE DEPARTMENT
301 Jones Street, Dalton, Georgia 30720
Phone: 706-278-9085

Date: August 24, 2022
To: Chief Cliff Cason
From: Lieutenant Matthew Locke
RE: Parcel 12-196-01-000 & 12-196-21-000

Chief Cason,

I have reviewed the Annexation request for the property with the Parcel Number 12-196-01-000 and 12-196-21-000. This change will have no bearing on the Dalton Police Department's law enforcement services in this area.

Sincerely,

A handwritten signature in cursive script that reads 'Matthew Locke'.

Lieutenant Matthew Locke

cc: City Clerk's Office



August 23, 2022

Mr. David Pennington, III
Mayor, City of Dalton
Post Office Box 1205
Dalton, Georgia 30722-1205

**RE: Annexation Request for Think Multifamily Holdings, LLC – Parcel Numbers
12-196-01-000 and 12-196-21-000 (14.8 acres)**

Dear Mayor Pennington:

As requested in your August 19, 2022, memorandum, Dalton Utilities has reviewed the annexation request of Think Multifamily Holdings, LLC for 14.8 1 acres +/- located along Tibbs Road. This property is further described as parcel number 12-196-01-000 and 12-196-21-000 by the Whitfield County Tax Assessor's Office.

Dalton Utilities can provide electric, water, wastewater and telecommunications services to this site from nearby existing utility infrastructure.

Please do not hesitate to contact me at (706) 529-1011 or mbuckner@dutil.com should any questions arise or if we may be of assistance.

Sincerely,

A handwritten signature in blue ink that reads "Mark Buckner". The signature is written in a cursive, flowing style.

Mark Buckner, P.E.

DALTON FIRE DEPARTMENT

TODD PANGLE
Fire Chief
Telephone 706-226-9648
Fax 706-272-7107
tpangle@daltonga.gov

404 School Street
Dalton, GA 30720



PUBLIC SAFETY COMMISSION

Terry Mathis
Bill Weaver
Anthony Walker
Truman Whitfield
Alex Brown

August 19, 2022

David Pennington, III
Mayor, City of Dalton

Re: Annexation proposal for parcel #12-196-01-000 and 12-196-21-000

Greetings,

At the present time there is **no** indication the proposed annexation of above listed property would render a reduction in the level of fire protection to this area by Dalton Fire Department. The property is undeveloped and therefore the specific needs of this property would be identified at such time as plans for a proposed development is rendered.

Additional fire protection, such as the addition of hydrants, access considerations, and other considerations required to manage risks associated with development of the property. However, until such time as plans are made known, no recommendation can be made as to specific fire protection needs for this property.

Dalton Fire Department would not oppose annexation with the contingency for expansion of fire protection, and apparatus access measures relative to development of the property.

Thank you,

Todd Pangle
Fire Chief
Dalton Fire Department

Fire Chief
Todd Pangle



**DALTON FIRE DEPARTMENT
PREVENTION DIVISION**

Fire Marshal
Matt Daniel
404 School Street
Dalton, GA 30720
(706) 529-7486
mdaniel@daltonga.gov

Fire Inspectors
Donnie Blankenship
(706) 278-7363 x227
dblankenship@daltonga.gov
Scott Hearn
(706) 278-7363 x247
shearn@daltonga.gov
Dale Stratton
(706) 278-7363 x248
dstratton@daltonga.gov

August 22, 2022

Re: Annexation Analysis

Property Address/Parcel: Analysis 12-196-01-000 and 12-196-21-000 North Tibbs Road

Access: NFPA and ICC access requirements for fire department apparatus access, and City road standards will be required. Access should not be an issue.

Water Supply: There is a twelve-inch main on the East side of North Tibbs Road. Water supply should not be an issue.

Property Use: Vacant lot, R7.

Setbacks: Setback requirements will not appear to be an issue.

Respectfully,

Matt Daniel
Division Chief
Prevention Division



CITY COUNCIL AGENDA REQUEST

Meeting Type: Mayor & Council Meeting
Meeting Date: 10/3/2022
Agenda Item: 2008 Pumper Apparatus Trade-in
Department: Fire Department
Requested By: Chief Todd Pangle
Reviewed/Approved by City Attorney? Yes
Cost: N/A
Funding Source if Not in Budget N/A

Please Provide A Summary of Your Request, Including Background Information to Explain the Request:

This is an updated invoice associated with the planned purchase of a new pumper from the 2020 SPLOST. A contract was approved by Mayor & Council in December 2020 for the purchase of two new pumpers. This trade-in will reduce the amount owed by \$23,750.00 upon delivery of the last pumper scheduled to arrive the second quarter of 2023. Comparables from GovDeals for our area have been included.



Sutphen Corporation
 PO Box 158
 Amlin, OH 43002
 Tel 614.889.1005 800.848.5860
 Fax 614.889.0874 www.sutphen.com

PLEASE REMIT TO:
 Sutphen Corporation
 PO Box 74008610
 Chicago, IL 60674-8610

INVOICE

DATE:
 09/12/22

NUMBER:
 HS-7001

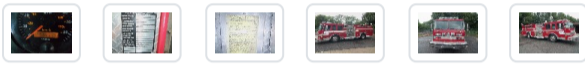
SOLD TO: City of Dalton
 404 School St.
 Dalton, GA 30720

Lawrenceville, GA 30046

ORDER NO:	DATE:	CUSTOMER'S PO #:	SALES REP:	PREPARED BY:	TERMS:
HS-7001	12/22/20		JH	SJ	Payable upon Delivery

ITEM / DESCRIPTION:	AMOUNT:
One Sutphen Custom Pumper	\$ 635,553.04
Less Trade in of HS-4451 prior to 11/1/22	<u>\$ (23,750.00)</u>
TOTAL AMOUNT DUE	\$ 611,803.04

[Advanced Search](#)



[More Photos](#) ↓

1997 E-One Hush XL

Auction Closed

High Bidder: **b*****o**
 Sold Amount: **\$5,202.01**
 Admin Fee (12.50%): **\$650.25**
 Total Price: **\$5,852.26**

[View Bid History](#)
[Terms and Conditions](#)

2,137 visitors

Year	Make/Brand	Model	VIN/Serial	Miles
1997	E-One	1997 Hush XL	4EN3AAA81W1008356	111,674

Condition	Category	Inventory ID
Used/See Description	Fire Trucks	N/A

1997 E-One Hush-XL Manufacturer S.O # 18356. 720 Gallons water tank, 30 gallons foam tank. Decals removed and impressions remain. The air leaks down overnight but builds up and cranks and drivable. Last pump test 8-30-2021. Tires has age and about 50%. Truck was taken out of service due to being replaced with new truck. 6 Cyls. Cummins (Model M-11) Serial # 34884914 Allison Transmission (Model HD4060) Serial # 6610024072 Automatic. Hale Pump (Model OSMGT150-22) single stage 1500 GPM, electric primer. Serial #18356 Onan 8.0 Commercial Generator, works as it should. Truck comes with set of cable tire chains.

Additional Info: [SKM_C36822072516150.pdf](#)

? Questions and Answers

Q: will this truck start and run and is it road worthy for an 80 to 90 mile trip (7/31/22 4:46 PM)
 A: It should, Starts and runs as it should, cannot guarantee the distance it will go. (8/1/22 1:51 PM)

Q: Are there any known mechanical issues, does the unit starts and drive, do the lights siren, horn etc. and equipments stay with the unit. (8/1/22 10:34 AM)
 A: As mentioned in the remarks it has air leak, it starts and drives, lights and siren goes with truck and did not check to see if all work. there is no equipment with truck just everything in pictures. (8/1/22 1:54 PM)

» Seller Information



Seller Name [Dalton, GA](#) [\[view seller's other assets\]](#)

Asset Contact [Ken Hostetler](#) (Phone: 706-278-7363)

Asset Location 404 School St
Dalton, Georgia 30720-4268
[Map to this location](#)

Inspection

Inspection. Most items offered for sale are used and may contain defects not immediately detectable. Bidders may inspect the property prior to bidding. Bidders must adhere to the inspection dates and times indicated in the item description.

Payment

Payment in full is due not later than 5 business days from the time and date of the Buyer's Certificate. Acceptable forms of payment are: U. S. Currency, Certified Cashiers Check, Money Order, Company Check (with Bank Letter guaranteeing funds – mandatory)

Checks shall be made payable to: City of Dalton. Payments shall be made at the location listed in the Buyer's Certificate.

Additional Fees

Administrative Fee: 12.50%

Removal

All items must be removed within 10 business days from the time and date of issuance of the Buyer's Certificate. Purchases will be released only upon receipt of payment as specified. Successful bidders are responsible for loading and removal and any and all property awarded to them from the place where the property is located as indicated on the website and in the Buyer's Certificate. The Buyer will make all arrangements and perform all work necessary, including packing, loading and transportation of the property. Under no circumstances will City of Dalton assume responsibility for packing, loading or shipping. Property may be removed between the hours of 9:00a.m. and 3:00p.m., Monday through Friday, excluding legal holidays.

Media



Special Instructions

Inspection. Most items offered for sale are used and may contain defects not immediately detectable. Bidders may inspect the property prior to bidding. Bidders must adhere to the inspection dates and times indicated in the item description. Payment in full is due no later than 5 business days from the time and date of the Buyer's Certificate. Acceptable forms of payment are: U. S. Currency, Certified Cashiers Check, Money Order, or a Company Check (with Bank Letter guaranteeing funds – mandatory) Checks shall be made payable to: City of Dalton. Removal: All items must be removed within 10 business days from the time and date of issuance of the Buyer's Certificate. The Buyer will make all arrangements and perform all work necessary, including packing, loading and transportation of the property. Property may be removed between the hours of 9:00a.m. and 3:00p.m., Monday through Friday, excluding legal holidays. Payment must be made at Dalton City Hall, 300 W. Waugh st. Dalton, Ga. 30720. For additional payment information, please contact Bernadette Chattam, City Clerk, (706) 529-2490 office – (706) 529-2491 fax or e-mail: bchattam@daltonga.gov . A daily storage fee of \$10.00 may be charged for any item not removed within the 10 business days allowed and stated on the Buyer's Certificate.

Quick Asset Lookup (QAL) #: 966-689 (GD)



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2000 Pierce Tilt Cab

Auction Closed

High Bidder: e*****o
 Sold Amount: **\$5,500.00**
 Buyer's Premium (12.50%): **\$687.50**
 Total Price: **\$6,187.50**

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[Terms and Conditions](#)

750 visitors

Year	Make/Brand	Model	VIN/Serial	Miles
2000	Pierce	Tilt Cab	4P1CT02U3YA000253	135,500 (Accurate?: Unknown)
Condition	Category	Inventory ID		
Used/See Description	Fire Trucks	5986		

2000 Pierce Tilt Cab FIRE TRUCK, 8.7L L6 DIESEL.

* NOTICE TO BUYER* All property is offered for sale 'AS IS, WHERE IS.' Henry County, GA. makes no warranty, guaranty or representation of any kind, expressed or implied, as to the merchantability or fitness for any purpose of the property offered for sale. Vehicle does not have a current emission inspection. Henry County makes no claims or guaranties as to condition of vehicles ability to pass. Please note that upon removal of the property, all sales are final.*

2000 Pierce Tilt Cab FIRE TRUCK, 8.7L L6 DIESEL.

Engine Type: 8.7L L6 Diesel

Engine Condition: STARTS WITH BOOST AND RUNS

Repairs Needed: NOTED: Mileage is estimated, Odometer was changed at some point.

Transmission: Automatic, OPERABLE

Repairs Needed: NOTED: None

Drivetrain: 2 Wheel

Exterior: Red (See Photo(s))

Exterior Damage: (See Photo(s))

Note: Decals have been sprayed and/or removed.

Interior: Gray (See Photo(s))

RADIO: Stock Radio

Seller added the following information on 9/9/2022 9:54 AM:

The ignition switch doesn't always work, sometimes has to be jumped, wires were left out for this reason.

? Questions and Answers

Q: Size of tank, and is it poly or metal? WxHxL? We have a *very* small bay. (9/7/22 11:37 AM)

A: Tank Size: the sticker on the pump handle is gone. Minimum 750 but we think it's a 1000. Tank: Poly Not sure about WxHxL, stand for? the Pierce build number ED856 that should tell you everything about the truck. (9/8/22 9:15 AM)

Q: Could this unit make the 3 hour drive to Knoxville, TN if won? Wanting to make sure unit is mechanically sound. (9/8/22 9:35 PM)

A: No. I've just been notified and I've updated the listing. The ignition switch does not always work and the jump has to be jumped. The wires are out of ignition for this reason. (9/9/22 9:55 AM)

» Seller Information

Seller Name Henry County Board of Commissioners, GA

Asset Location 121 Workcamp Rd
McDonough, Georgia 30253-3437
[Map to this location](#)

Q Inspection

INSPECTION IS AVAILABLE BY APPOINTMENT Please inspect items prior to placing a bid

For questions concerning this vehicle or to schedule an inspection. Please contact Henry County by email:
sharris@co.henry.ga.us

ALL SALES ARE FINAL

\$ Payment

**Wire
Transfer**

Wire Transfer is the only payment option for this item. The Wire Transfer Transaction Summary page will provide payment and account information. The Wire Transfer must be completed within 5 days unless otherwise specified below.

PAYMENT MUST BE MADE ONLINE-- To make online payment, Log into your Liquidity Services account and select "My Bids". Please follow the instructions there.

Payment in full is due not later than five (5) business days from the time and date of the close of the auction. Payment must be made electronically via the payment methods are listed above.

TAX CALCULATION & EXEMPTIONS

TAX CALCULATION: Sale Tax, where applicable, will be calculated and added at the end of the auction.

TAX EXEMPTION: Where taxes are applicable (see the Buyer's Certificate), Tax Exempt documents must be provided to Liquidity Services Bidder Services at taxhelp@liquidityservices.com within 24 hours of the auctions close and before payment is made. Bidders are encouraged to submit their Tax Exempt Documentation prior to the Auction's close to expedite this process. Please contact Liquidity Services Bidder Services for all tax exemption questions.

Removal

If you are the winning bidder, contact the Seller **PRIOR** to arriving to verify payment has cleared and for instructions on pickup and removal. You must pay on line; no payments accepted on site.

All assets must be removed within ten (10) business days from the time and date of issuance of the Buyer's Certificate. Purchases will be released only upon receipt of payment as specified. The Buyer will make all arrangements and perform all work necessary, including packing, loading and transportation of the property. Under no circumstances will Seller assume responsibility for packing, loading or shipping.

Media



Special Instructions

Vehicles and Equipment are located:
Fleet Services Department 121 Workcamp Road McDonough, GA 30253

Hours: M-F 8:AM to 3:PM

Quick Asset Lookup (QAL) #: 2261-731 (GD)



Help Desk Hours: Monday - Friday, 8 am - 7 pm ET.
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2001 Spartan Metro Star Fire Truck

Auction Closed

High Bidder:	m*****s
Sold Amount:	\$5,000.00
Buyer's Premium (17.50%):	\$875.00
Total Price:	\$5,875.00

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[Terms and Conditions](#)

1,191 visitors



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Year	Make/Brand	Model	VIN/Serial
2001	Spartan	Metro Star	176107VN007

Condition	Category
Used/See Description	Fire Trucks

2001 Red Spartan Metro Star Fire Truck with gray interior. The engine type is unknown; however, the engine runs. The Fire Truck has been maintained every 5,000 miles; maintenance records are unavailable. The Fire Truck was removed from service 3-1-2022. The transmission is in unknown condition; therefore, the seller doesn't know if any repairs are necessary. The Fire Truck's tires are reported to be in good condition with an approximate 85% tread remaining. The status of the air conditioning is not known. The radio in the Fire Truck is a "stock" radio. Please email claire@lamats.net to schedule an inspection of the Fire Truck. Also, please note that the corresponding address of this asset is not correct; it is in an alternate location.

? Questions and Answers

Q: What size pump and what size tank (9/3/22 12:16 PM)
 A: The Fire Truck has a 750-gallon water tank and a 1500 gallon per minute pump. The tanks are a 20-gallon A class foam tank and a 20-gallon B class foam tank. (9/7/22 8:53 AM)

Q: Is it possible to get pictures of the back of the truck, also are there any rust or corrosion issues? What size Tank and Pump (9/5/22 8:46 AM)

A: The Fire Truck has a 750-gallon water tank and a 1500 gallon per minute pump. The tanks are a 20-gallon A class foam tank and a 20-gallon B class foam tank. We're working on getting pictures of the back of the Fire Truck. (9/7/22 8:53 AM)

» Seller Information

Seller Name LPS Municipal Surplus Property Program, LA [\[view seller's other assets\]](#)

Asset Location 120 S Irma Blvd
Gonzales, Louisiana 70737-3604
[Map to this location](#)

🔍 Inspection

Most items offered for sale are used and may contain defects not immediately detectable. Bidders may inspect the property prior to bidding. Inspection is by appointment only. Please use the 'Ask a Question' feature to schedule an appointment for Inspection.

💰 Payment

**Wire
Transfer**

Wire Transfer is the only payment option for this item. The Wire Transfer Transaction Summary page will provide payment and account information. The Wire Transfer must be completed within 5 days unless otherwise specified below.

PAYMENT

If you are the winning bidder, you will facilitate payment by referring to the [My Bids](#) section of your account.

Note:

1. Payment is due within 5 (five) business days of auction closure.
2. Any invoice \$5,000 or above requires payment via wire transfer.
3. Depending on your history with GovDeals, you may be limited to the number of auctions/transactions that you can participate in simultaneously AND/OR the dollar amount that you can pay via credit card, debit card or PayPal. For additional insight, please visit the [Probation FAQ](#).

SALES TAX

When applicable, sales tax is calculated based upon the auction's advertised location.

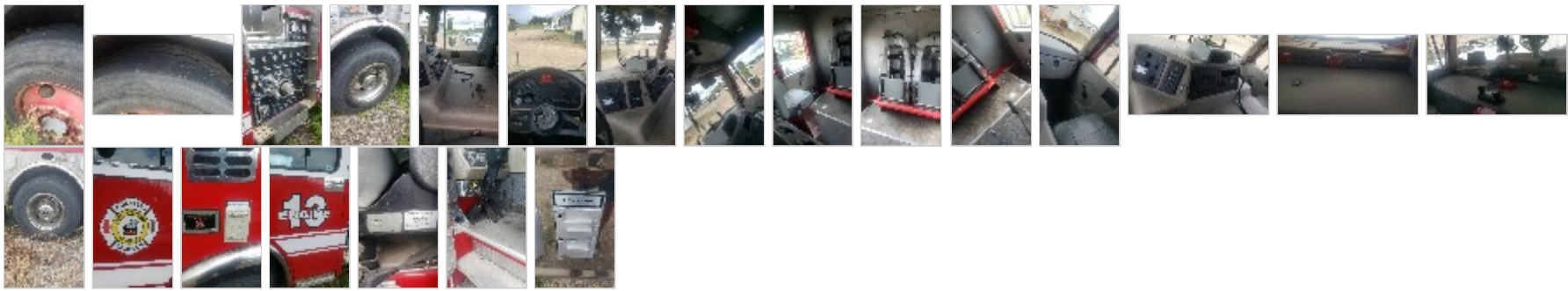
If you are seeking sales tax exemption, you must complete Liquidity Services' tax exemption form(s). We recommend doing this prior to the auction's closure or before making payment. To do so, please visit [Liquidity Services' Tax Exemption Submission Tool](#).

🌐 Removal

Property may be removed by appointment only and appointments must be made at least 24 hours in advance. All items must be removed within ten (10) business days from the time and date of the close of the auction.

The Buyer will make all arrangements and perform all work necessary, including packing, loading and transportation of the property. No Assistance will be provided. Bidders will be locked unless a prior arrangement has been made for any item not removed within the ten (10) business days allowed and stated on the Buyer's Certificate.

📷 Media



💡 Special Instructions

NOTICE: If you are the winning bidder and default by failing to adhere to this seller's terms and conditions your account with Liquidity Services WILL BE LOCKED.

Guaranty Waiver. All property is offered for sale 'AS IS, WHERE IS.' LPS Municipal Surplus Property Program, LA makes no warranty, guaranty or representation of any kind, expressed or implied, as to the merchantability or fitness for any purpose of the property offered for sale. Please note that upon removal of the property, all sales are final.

Description Warranty. Seller warrants to the Buyer that the property offered for sale will conform to its description. Any claim for misdescription must be made prior to removal of the property. If Seller confirms that the property does not conform to the description, Seller will keep the property and refund any money paid. The liability of the seller shall not exceed the actual purchase price of the property.

Quick Asset Lookup (QAL) #: 20837-247 (GD)



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2003 Rosenbauer Spartan C/S

Auction Closed

High Bidder: |*****m
 Sold Amount: **\$14,700.00**
 Total Price: **\$14,700.00**

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[Terms and Conditions](#)

768 visitors

Year	Make/Brand	Model	VIN/Serial	Miles	Title Restriction
2003	Spartan	Metro Star	4S7CT2D913C045457	119,645	No Title Restriction

Condition	Category	Inventory ID
Used/See Description	Fire Trucks	2021052

2003 Spartan Metro Star FIRE TRUCK, 8.3L L6 DIESEL. Truck engine runs and it is drivable. Vehicle was maintained every 5000 miles. Removed from service on 6-25-21. Transmission is automatic and in operable condition. vehicle is 2 wheel drive. Exterior is Red and white in color. No known cracked glass. Minor dents scratches and dings. Tires are in fair condition. Some running lights are out and the headlights cut off at times. Decals have been removed but impressions remain. There are holes in the exterior. Interior is gray in color, vinyl in material. Seats have some tearing. Plastic around radio mounts is broken and missing some switches. A/C runs and is cold. Includes tilt and power steering. Powered driver seat. Additional equipment includes 1250 GPM pump, Booster reel 200' hose and nozzle, 35' extension ladder, 14' roof ladder, 10' attic ladder, and 10' pike pole, ladder rack and light bar.

? Questions and Answers

Q: Pump GPM rating? Tank capacity? Last pump test? Does everything work? Any problems? (10/19/21 6:31 AM)
 A: 1000 gallon water tank, last pump test in 2020, all other questions answered in listing (10/19/21 1:52 PM)

» Seller Information

Seller Name [Bartow County, GA](#)

Asset Contact [Brittany Haynes](#) (Phone: 770-387-5088)

Asset Location 1005 N Tennessee St
 Cartersville, Georgia 30120-2444
[Map to this location](#)

🔍 Inspection

Inspection. All property is sold AS IS, WHERE IS. Bartow County makes no warranty, guaranty or representation of any kind, expressed or implies, as to the merchantability, workmanship, or fitness for any purpose of the property offered for sale. The buyer is not entitled to any payment for loss or profit or any other money damages - special, direct, indirect or consequential. No refunds. No exchanges. Inspection: Bidders may inspect the property prior to bidding. Bidders must contact Brittany Haynes at 770-387-5088 to make an appointment for property inspection.

💰 Payment

Payment in full is due not later than 5 business days from the time and date of the Buyer's Certificate. Acceptable forms of payment are:

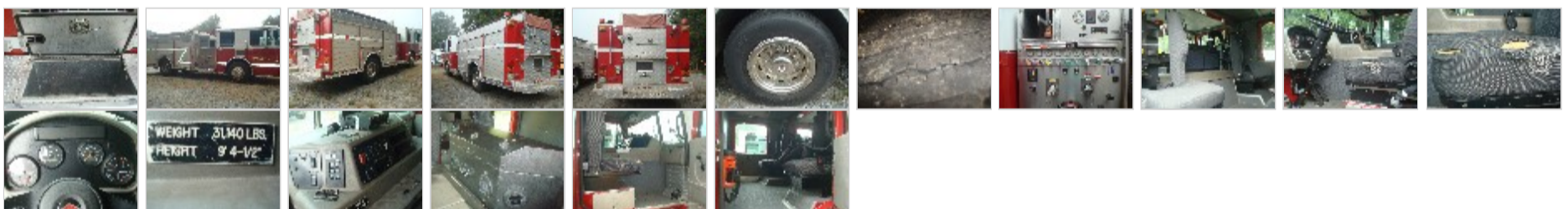
- U. S. Currency
- Certified Cashiers Check
- Money Order

NO PERSONAL OR BUSINESS CHECKS. WE DO NOT ACCEPT CREDIT CARD PAYMENTS. Checks shall be made payable to: Bartow County Government. Payments shall be made at the Bartow County Commissioners Office located at 135 West Cherokee Avenue - Suite 251, Cartersville, Georgia 30120. If paying in person please contact 770-387-5030 to schedule payment and pick up. All pick-ups must be scheduled.

🗑️ Removal

Removal. All items must be removed within 10 business days from the time and date of issuance of the Buyer's Certificate. Purchases will be released only upon receipt of payment as specified. Successful bidders are responsible for loading and removal of any and all property awarded to them from the place where the property is located as indicated on the website and in the Buyer's Certificate. The Buyer will make all arrangements and perform all work necessary, including packing, loading and transportation of the property. Under no circumstances will Bartow County Government assume responsibility for packing, loading or shipping. Property may be removed between the hours of 9:00a.m. and 3:00p.m., Monday through Thursday, excluding legal holidays. For additional information, please contact Brittany Haynes, Purchasing Clerk, (770) 387-5088 office – (770) 387-5087 fax or e-mail: haynesb@bartowga.org to schedule an inspection. A daily storage fee of \$10.00 may be charged for any item not removed within the 10 business days allowed and stated on the Buyer's Certificate.

📷 Media



💡 Special Instructions

- If purchasing a vehicle, State of Georgia residents are subject to pay sales tax within their county of residence at the time of title transfer/registration. If proper Georgia sales tax exemption documentation is not furnished by out of state buyers at time of purchases 7% sales tax will be applied and is not refundable. Bills of sale and vehicle titles will be transacted in the name of the successful bidder only.
- If purchasing items without a title, a 7% sales tax will be applied to purchase for in state and out of state residents unless a sales tax exemption form is provided by the buyer.

Quick Asset Lookup (QAL) #: 1156-599 (GD)



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2005 Spartan C/S

Auction Closed

High Bidder: **e*****1**
 Sold Amount: **\$15,200.00**
 Tax (7.000000%): **\$1,064.00**
 Total Price: **\$16,264.00**

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[Terms and Conditions](#)
866 visitors

Year	Make/Brand	VIN/Serial	Miles	Title Restriction
2005	Spartan	4S7CT2D945C048503	134,028	No Title Restriction

Condition	Category	Inventory ID
Used/See Description	Fire Trucks	2021053

2005 Spartan Metro Star FIRE TRUCK, 8.3L V6 DIESEL. 2 Wheel Drive. Truck starts and runs/ is Drivable. Engine is in running condition. Vehicle was maintained every 5000 Miles and it was removed from service on 6-17-21. Transmission is automatic and in operable condition. Exterior is Red and White. No known cracked glass. Minor dents, scratches and dings. Tires are in good condition with good amount of tread. Front bumper is bent and pushed toward cab and rear bumper is slightly bent on right side. Decals have been removed but impressions remain. Emergency Equipment has been removed and there are holes in the exterior. Interior is gray in color with cloth and vinyl material. There are stains in the seats. Plastic around radio mount is broken and there are switches missing. A/C is cold. Includes tilt steering, power steering, and power driver side seat. Additional equipment includes 1250 GPM pump, 35 ft. extension ladder, 14 ft. roof ladder, 10 ft. attic ladder, light bar and ladder rack.

? Questions and Answers

Q: what size is water tank thanks (10/19/21 1:08 PM)
 A: 1000 gallon water tank (10/19/21 1:52 PM)

Q: what size is water tank thanks (10/19/21 1:14 PM)
 A: 1000 gallon water tank (10/19/21 1:52 PM)

Q: is THIS UNIT A PUSHER BEING ENGINE IN REAR THANKS (10/19/21 1:19 PM)
 A: engine is in the front of vehicle under cab (10/19/21 1:52 PM)

» Seller Information

Seller Name [Bartow County, GA](#)

Asset Contact [Brittany Haynes](#) (Phone: 770-387-5088)

Asset Location 1005 N Tennessee St
Cartersville, Georgia 30120-2444
[Map to this location](#)

🔍 Inspection

Bidders must contact Brittany Haynes at 770-387-5088 to make an appointment for property inspection. All property is sold AS IS, WHERE IS. Bartow County makes no warranty, guaranty or representation of any kind, expressed or implies, as to the merchantability, workmanship, or fitness for any purpose of the property offered for sale. The buyer is not entitled to any payment for loss or profit or any other money damages - special, direct, indirect or consequential. No refunds. No exchanges. Inspection: Bidders may inspect the property prior to bidding.

💰 Payment

Please contact Debbie at 770-387-5030 to schedule payment and pick up. All pick-ups must be scheduled. Payment in full is due not later than 5 business days from the time and date of the Buyer's Certificate. Acceptable forms of payment are:

- U. S. Currency
- Certified Cashiers Check
- Money Order

NO PERSONAL OR BUSINESS CHECKS. WE DO NOT ACCEPT CREDIT CARD PAYMENTS. Checks shall be made payable to: Bartow County Government. Payments shall be made at the Bartow County Commissioners Office located at 135 West Cherokee Avenue - Suite 251, Cartersville, Georgia 30120.

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📷 Media



💡 Special Instructions

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- If purchasing items without a title, a 7% sales tax will be applied to purchase for in state and out of state residents unless a sales tax exemption form is provided by the buyer.



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2006 Pierce Quantum

Auction Closed

High Bidder: c*****1
 Sold Amount: **\$17,200.00**
 Buyer's Premium (12.50%): **\$2,150.00**
 Total Price: **\$19,350.00**

[View Bid History](#)
[Terms and Conditions](#)

1,163 visitors

Year	Make/Brand	Model	VIN/Serial	Miles	Title Restriction
2006	Pierce	Quantum	4P1CU01H96A006489	97,266	No Title Restriction

Condition	Category	Inventory ID
Used/See Description	Fire Trucks	10187

2006 Pierce Quantum FIRE TRUCK, 14.0L L6 DIESEL.
 TAK 4 QUANTUM SKY BOOM
 APPARATUS IS A LADDER TRUCK
 STARTS WITH A BOOST / RUNS / OPERABLE
 ENGINE MANUFACTURER / DETROIT
 TRANSMISSION / ALLISON / OPERABLE
 REMOVED FROM SERVICE 2022
 LADDER MANUFACTURER / ALCO-LITE / MODEL AL300/ SERIAL # 412245
 LAST TESTED 2018
 DASH HAS HOLES
 SEATS HAVE TEARS
 LADDER AND OUTRIGGERS DO NOT WORK PROPERLY / OUT RIGGERS GET STUCK DOWN

? Questions and Answers

Q: You state that the "Ladder and Outriggers do not work properly". Can you describe what is wrong with the ladder? (8/26/22 9:34 PM)
 A: Outriggers won't deploy properly so the ladder will not deploy. (8/29/22 8:31 AM)

» Seller Information

Seller Name [New Smyrna Beach, FL](#)

Asset Location 124 Industrial Park Ave
New Smyrna Beach, Florida 32168-5904
[Map to this location](#)

🔍 Inspection

Most items offered for sale are used and may contain defects not immediately detectable. Bidders may inspect the property prior to bidding. Inspection is by appointment only. Please use the 'Ask a Question' feature to schedule an appointment for inspection.

💰 Payment

**Wire
Transfer**

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SALES TAX

When applicable, sales tax is calculated based upon the auction's advertised location.

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🚚 Removal

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📷 Media



Special Instructions

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Guaranty Waiver. All property is offered for sale 'AS IS, WHERE IS.' New Smyrna Beach, FL makes no warranty, guaranty or representation of any kind, expressed or implied, as to the merchantability or fitness for any purpose of the property offered for sale. Please note that upon removal of the property, all sales are final.

Description Warranty. Seller warrants to the Buyer that the property offered for sale will conform to its description. Any claim for misdescription must be made prior to removal of the property. If Seller confirms that the property does not conform to the description, Seller will keep the property and refund any money paid. The liability of the seller shall not exceed the actual purchase price of the property.

Quick Asset Lookup (QAL) #: 20670-40 (GD)



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CITY COUNCIL AGENDA REQUEST

Meeting Type: Mayor & Council Meeting

Meeting Date: 10/03/2022

Agenda Item: SP 210 Heritage Point Soccer Complex Project Northwest Georgia Paving, Inc. Change Order Request for Additional Rip Rap Outlet Protection

Department: Public Works

Requested By: Chad Townsend

Reviewed/Approved by City Attorney? N/A

Cost: \$2,273.08

Funding Source if Not in Budget 2020 SPLOST

Please Provide A Summary of Your Request, Including Background Information to Explain the Request:

This request is to install 36.58 tons of rip rap at \$62.14 a ton to serve as outlet protection to address existing erosion of the subgrade at the dead end of the Hale Bowen Drive roadway extension.

See attached proposal for additional information about the scope of work.

Northwest Georgia Paving, Inc.
P.O. Box 578
Calhoun, GA 30703
Office: (706) 383-5306
Fax: (706) 383-5305
Cell: (770) 547-4028
Email: broberts@nwgpinc.com



Job Name: City of Dalton
Job Location: 21-2060 Northeast Community Complex Soccer Fields
Proposal Dated: 9-15-22
Company: City of Dalton
Contact: Mr. Jackson Shepard
Cell:
Office: 706-277-7254
Email: jsheppard@cityofdalton-ga.gov

Proposal

Description
Subtotal Description

Request for Additional cost on Rip Rap at the end of roadway extention Hale Bowen Dr .
Furnish and Install Rip Rap with underlayment fabric for erosion control 36.58 tons at \$62.14
This also includes the redressing and grading due to the washing Total Request \$2,273.08

Proposal Certification

NOTES:

- We thank you for the opportunity of quoting this work and if our proposal is found to be satisfactory, please sign the original of this letter as indicated, and return to us for our files so this project can be scheduled.

Submitted By: **Bryan S Roberts**
Estimator & Project Manager

Acceptance of Proposal – The above prices, specifications and conditions are satisfactory and are hereby accepted. I will be responsible for all attorney's fees incurred during collection. You are authorized to do the work as specified. Payment will be made as outlined above. This proposal may be withdrawn by us if not accepted within 15 days.

Authorized Signature: _____

Date of Acceptance _____



CITY COUNCIL AGENDA REQUEST

Meeting Type: Mayor & Council Meeting

Meeting Date: August 1, 2022

Agenda Item: Approval of purchase for a new playground at Joan Lewis Park

Department: Recreation

Requested By: Caitlin Sharpe

Reviewed/Approved by City Attorney? N/A

Cost: N/A

Funding Source if Not in Budget

Please Provide A Summary of Your Request, Including Background Information to Explain the Request:

The Parks and Recreation Department was awarded \$50,500 through the Community Development Block Grant to replace one of the playgrounds at Joan Lewis Park. Using a Sourcewell cooperative purchasing agreement with Playsouth Playground Creators, the department intends to install a new playground and additional play elements at the park.

Total cost of the playground equipment is \$52,175.22. The additional \$1,675.22 not covered through the CDBG funds will be covered through the Parks and Recreation Department's General Fund.

Included is the equipment quote and photos of the playground equipment.



PO Box 492467
 Atlanta, GA 30349
 (770) 719-9005

Date: 9/29/2022
 Quote #: DALTON9.22#1
 Rep: Peter Jezerinac
 Direct: (470) 306-8653

QUOTATION

	Bill to:	Ship to:
Name	Dalton Parks and Recreation Department	Joan Lewis Park
Address	300 W Waugh Street Sourcewell ID#43364	700 Fourth Avenue
City, State Zip	Dalton, GA 30720	Dalton, GA 30721
Contact & Phone	Caitlin Sharpe 706.671.9448	
Email	csharpe@daltonga.gov	County: Whitfield

Qty	Model Number	Description	Unit Price	TOTAL AMOUNT
1	NU-3069	Composite play structure with a user capacity of 38 and a total of 9 play events for ages 5-12 as seen in the attached 3Ds	43,085.00	\$ 43,085.00
1	560-2589	Comet II spinner	2,149.00	\$ 2,149.00
1	570-0053	Four-seat rocker	3,200.00	\$ 3,200.00
Less Sourcewell Discount Contract #010521-BUR				\$ (3,390.38)
NOTES:				

This quote is valid for 30 days. Please allow 10-12 weeks for project completion. Please return this signed quote along with the required 50% deposit to initiate the order. Colors must be filled in below. The balance is due in full within 15 days after installation. **Underground utilities must be located and marked prior to our crew's arrival.** If a valid utility locate number is not issued to PlaySouth before construction, a \$500 charge will be added to secure a private underground utility locate before installation can begin. Although every effort will be made to minimize any accidental damage during this construction project, PlaySouth is not liable for any repairs to landscaping. Due to recent COVID-19 issues around the country, production times of any or all of this equipment may be affected and unfortunately are out of the control of PlaySouth Playground Creators so the listed projected completion times may vary. Price does not include disposal of dirt spoils from the regular construction process. If dirt spoils cannot be dumped on site, a \$500 fee will be added to properly remove dirt spoils. Price does not include any grading or site work. PlaySouth can contract out any grading or site work if the location deems it necessary based on installation requirements at the owner's expense.

Additional Burke Fall in Love with Play Sale Discount		\$ (9,276.62)
	SubTotal	\$ 35,767.00
	Freight	2,518.22
	Sales Tax Rate	0.00%
	Installation Svcs.	\$ 13,890.00
GRAND TOTAL		\$ 52,175.22

COLORS:

- HDPE Plastic _____
- HDPE 2-color _____
- Posts _____
- Accessories _____
- RotoMold Plastic _____
- EPDM Rubber _____

Authorized signature & date:

A deposit payment of 50% deposit of the Grand Total amount is required before an order can be placed. Your signature, date and color selections must be completed above for order acceptance. Full payment is due within 15 days after completion. Standard rock clause will apply to installation services.

Thank you for considering PlaySouth Playground Creators!!







