



City Council Meeting - Final

August 21, 2023
7:00 PM

F. AGR2023-039 Approval of Intergovernmental Agreement AGRE2023- between Cobb County and the City of Smyrna for the installation and operation of a red-light running photo enforcement system at the intersection of East/West Connector and Sr 280/South Cobb Drive for public safety purposes and authorize the Mayor to sign and execute all related documents.

Ward 7 Councilmember - Kathy Young



City of Smyrna

Issue Sheet

A Max Bacon
City Hall
2800 King Street
Smyrna, GA 30080

File Number: AGR2023-039

Agenda Date: 8/21/2023

In Control: City Council

File Type: Agreement

Agenda Section:
Formal Business

Agenda Number: F.

Department: Police Department

Agenda Title:

Approval of Intergovernmental Agreement AGRE2023- between Cobb County and the City of Smyrna for the installation and operation of a red-light running photo enforcement system at the intersection of East/West Connector and Sr 280/South Cobb Drive for public safety purposes and authorize the Mayor to sign and execute all related documents.

Ward 6 Mayor Pro Tem / Councilmember - Tim Gould

Ward 7 Councilmember – Kathy Young

ISSUE AND BACKGROUND:

Cobb County owns and operates the equipment at the intersection of South Cobb Dr. at East-West Connector. This agreement will allow the city to install the equipment required for our red light camera enforcement program.

RECOMMENDATION / REQUESTED ACTION:

Smyrna Police Department recommends approval of Intergovernmental Agreement AGRE2023- between Cobb County and the City of Smyrna for the installation and operation of a red-light running photo enforcement system at the intersection of East/West Connector and Sr 280/South Cobb Drive for public safety purposes and authorize the Mayor to sign and execute all related documents.

**INTERGOVERNMENTAL AGREEMENT BETWEEN
COBB COUNTY, GEORGIA AND THE CITY OF SMYRNA**

This **INTERGOVERNMENTAL AGREEMENT** (“IGA”) is made and entered into as of the Effective Date (defined below in paragraph 6), by and between COBB COUNTY, a political subdivision of the State of Georgia (the “County”) and the CITY OF SMYRNA, a municipal corporation of the State of Georgia (the “City”), referred to herein individually as a “Party” and collective as the “Parties”.

WITNESSETH:

WHEREAS, the City desires to install a red-light running photo enforcement system (“RLRPES”) at the intersection of the East/West Connector and SR 280/South Cobb Drive (the “Project”) for public safety purposes; and

WHEREAS, the intersection of the East/West Connector and SR 280/South Cobb Drive (the “Project Location”), is located within the City Limits of Smyrna; and

WHEREAS, the traffic signal at the intersection of the East/West Connector and SR 280/South Cobb Drive (the “Traffic Signal”) is maintained and operated by the County; and

WHEREAS, the installation and operation of an RLRPES at the Project Location has been authorized by the Georgia Department of Transportation (“GDOT”); and

WHEREAS, this IGA is intended to summarize the understandings and responsibilities of the City and the County with respect to the Project.

NOW, THEREFORE, in consideration of the promises and the mutual benefits flowing each to the other hereunder, the receipt and sufficiency of which are hereby acknowledged, the Parties agree to the following terms and conditions:

1.

The County agrees to provide to the City, access to the County maintained Traffic Signal cabinet at the Project Location for installation of the RLRPES and for monitoring of the red and yellow clearance intervals in accordance with the GDOT permit and traffic signal design, as provided and described herein in “**Exhibit A**”, attached hereto and incorporated herein by reference.

2.

The City shall cover all costs of installation of the RLRPES, and after installation, shall maintain and cover all costs of maintenance of the RLRPES, including permit fees.

3.

After installation of the RLRPES, the County shall provide the City with at least 72-hour advance notice by calling the City of Smyrna City Engineer at 678-631-5546 prior to

SCANNED

APPROVED

Per the City of Smyrna
Mayor and Council

Official Meeting Minutes

Date: _____

BY: _____ Date: _____

performing any work on the Traffic Signal that could potentially impact the RLRPES, including coordination of future projects or routine maintenance, but not including emergency repairs.

4.

The City shall coordinate with the County for the initial Project set-up to identify and label all RLRPES equipment in the Traffic Signal cabinet. The City shall provide the updated yellow and red clearance intervals records, per the GDOT permit, to the County for Project implementation.

5.

The City shall provide the County with at least 72-hour advance notice by calling the Cobb County Traffic Signal Engineer at 770-528-1600 prior to accessing the Traffic Signal cabinet for adjustments or repairs to the RLRPES.

6.

The Effective Date of this IGA shall be the date the last Party executes it, and the term of this IGA shall be for fifty (50) years. Either Party may terminate this IGA upon thirty (30) days written notice to the other Party; however, any terms or provisions that should naturally survive termination of this IGA shall so survive. Upon termination of this agreement, the City shall remove and/or cover all costs of removal of the RLRPES if the County requires removal from the Traffic Signal cabinet.

7.

This IGA shall not affect the current ownership of and maintenance responsibilities for the Traffic Signal. Upon completion of the Project, the County will continue to own and maintain the Traffic Signal, and the City shall maintain ownership of and maintenance responsibilities for the RLRPES.

8.

The City shall apply for and obtain a separate power service connection for the RLPES prior to operation.

9.

The City shall maintain all equipment associated with the RLRPES and shall be responsible for all GDOT permit requirements including but not limited to providing annual reports in accordance with the Official Code of Georgia.

10.

The City shall be held responsible for any damage to the Traffic Signal cabinet caused by the installation of the RLRPES and shall immediately notify the County if the City becomes aware of such damage.

Should any damage occur to the Traffic Signal cabinet as a result of the City's installation of the RLRPES, the City shall pay the costs of repair and restoration, as determined by the County. The City shall pay the costs of such repair and restoration within thirty (30) days of receipt of invoice from the County. Termination of this IGA shall not relieve the City of the obligation to pay the costs of repair and restoration of the Traffic Signal cabinet.

11.

This IGA constitutes the entire understanding between the Parties, and as of its effective date, supersedes all prior oral or written understandings between the parties concerning the subject matter of this IGA. If any provision of this IGA, or the application thereof, is determined to be invalid or unenforceable for any reason, the remainder of that provision and all other provisions of this IGA shall remain valid and enforceable.

12.

Each of the individuals executing this IGA on behalf of the City and the County represents to the other Party that such individual has been authorized to do so on behalf of the City or the County.

13.

This IGA shall be governed in all respects by the laws of the State of Georgia, and any action to enforce this IGA shall be brought in a court of competent jurisdiction located in Cobb County, Georgia.

14.

All notices and other communications required or permitted under this IGA, with the exception of the email communication required in Sections 3 and 5, shall be in writing and shall be sent by certified mail, return receipt requested with postage and fees prepaid, to the addresses set forth below, and shall be deemed to be effective when actually received or refused. Either Party may change the address to which future notices or other communications shall be sent by notifying the other Party. Any such notice or communication shall be sent to:

If to the City:

Mayor
2800 King Street
Smyrna, Georgia 30080

If to the County:

Director
Cobb County Department of Transportation
1890 County Services Parkway
Marietta, Georgia 30008

IN WITNESS WHEREOF, the Parties acting by and through their duly authorized officials and officers, and pursuant to appropriate actions taken by each governing authority having read and understood the foregoing, do hereby set their hands and seals.

COBB COUNTY, GEORGIA

By: _____

Lisa N. Cupid, Chairwoman
Cobb County Board of Commissioners

Attest: _____
County Clerk

Date: _____

(COUNTY SEAL)

Approved as to form:

County Attorney's Office

CITY OF SMYRNA, GEORGIA

By: _____

Mayor Derek Norton
City of Smyrna

Attest: _____

Date: _____

(CITY SEAL)

Approved as to form:

City Attorney

EXHIBIT A

Georgia Department of Transportation Permit and Design

**DEPARTMENT OF TRANSPORTATION
STATE OF GEORGIA
RED LIGHT RUNNING PHOTO ENFORCEMENT SYSTEM
AUTHORIZATION**

The Georgia Department of Transportation hereby approves, subject to the conditions set forth herein, the use of a Red Light Running Photo Enforcement System device as described below and as shown on the attached drawing.

LOCATION OF RED LIGHT RUNNING PHOTO ENFORCEMENT SYSTEM

County: Cobb City: Smyrna Mile Point: 2 : 24

Local Highway or Street Names: South Cobb Drive At Cumberland Parkway/East-West Connecto

Route Numbers: SR 280 At N/A

GDOT Intersection Number (if applicable): 0001997

Is the existing Traffic Signal Interconnected? Yes No

Red Light Running Photo Enforcement System shall meet Georgia D.O.T Specifications. Red Light Running Photo Enforcement System shall conform to the details on the attached drawing.

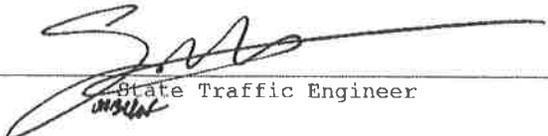
The signal device as described in this document is to be maintained and operated by:

City of Smyrna / Cobb County

Special Requirements: _____

The Red Light Running Photo Enforcement System equipment, its installation and operation covered by this authorization shall not be materially altered without the written approval of the Georgia Department of Transportation.

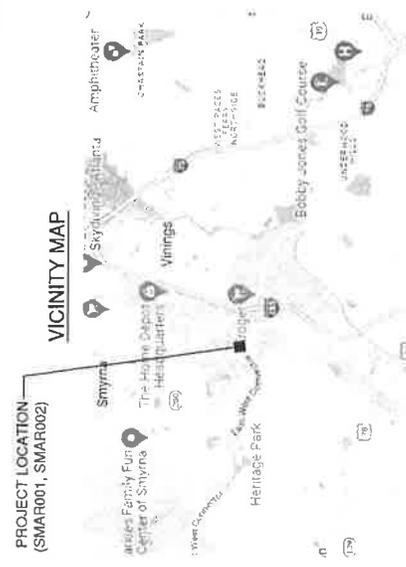
NOTE: This authorization is valid only so long as equipment used is standard equipment as specified and is maintained and operated in accordance with the terms of this authorization and the requirements of the current Manual on Uniform Traffic Control Devices. Responsibility for any litigation involving the Red Light Running Photo Enforcement System will be assumed by the local government.

APPROVED: 
State Traffic Engineer

GOVERNING SPECIFICATIONS:
 THE MOST CURRENT EDITION OF GEORGIA DEPARTMENT
 OF TRANSPORTATION DIVISION 700 AND ALL
 SUPPLEMENTAL SPECIFICATIONS AND RECURRING SPECIAL
 PROVISIONS HEREIN SHALL GOVERN, WHERE APPLICABLE.

CITY OF SMYRNA, GEORGIA

PROJECT PLANS FOR THE CONSTRUCTION OF
RED LIGHT PHOTO ENFORCEMENT PROGRAM
 AT THE INTERSECTION OF
SR 280/SOUTH COBB DR.
 AND
CUMBERLAND PKWY./EAST-WEST CONN.



(EXTRACTED FROM GOOGLE MAPS)

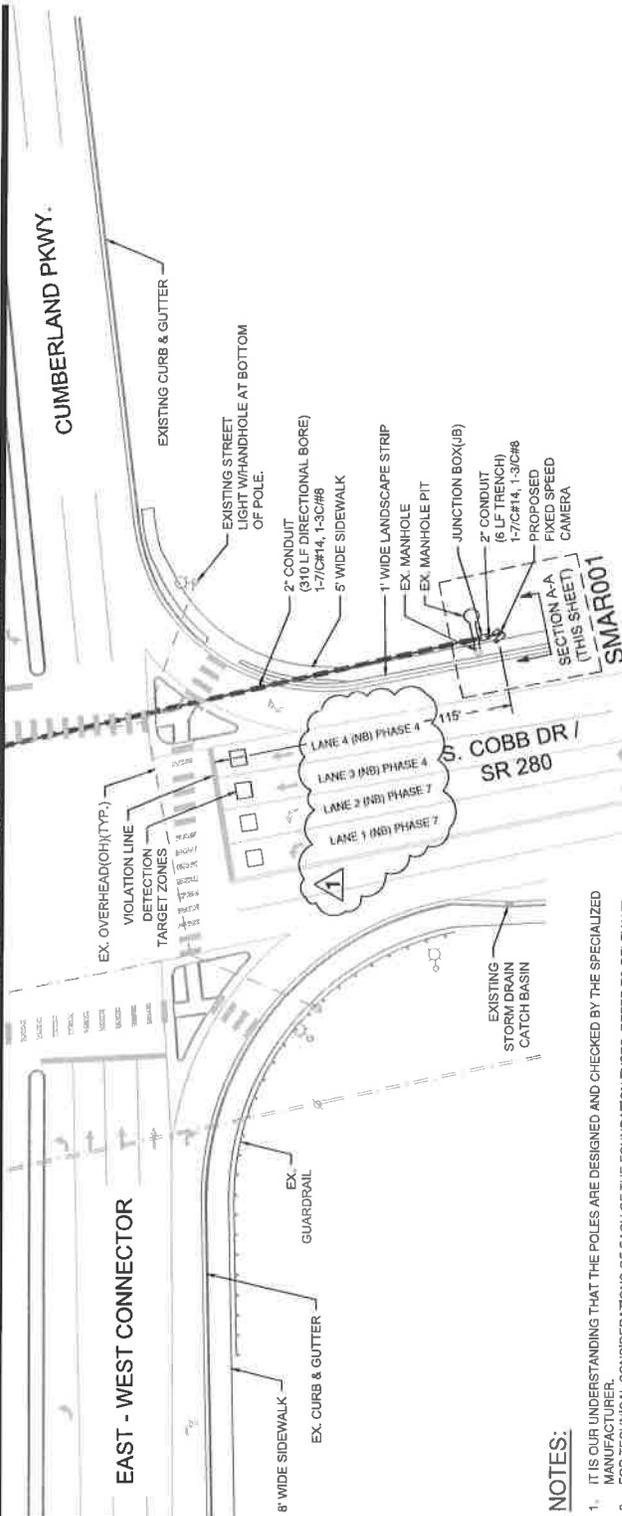
SHEET INDEX

SHEET NO.	SITE ID	DESCRIPTION
1		COVER SHEET
2	SMAR001	INTERSECTION PLAN (NB)
3	SMAR002	INTERSECTION PLAN (SB)
4		STANDARD AND PRODUCTION DETAILS
5-6		ALUMINUM REAR POLE DETAILS 1-2
7A-7D		ECP HELICAL ANCHOR FOUNDATION 1-4
8		REINFORCED CONCRETE DRILLED SHAFT FOUNDATION



VERVA MOBILITY RED LIGHT PHOTO ENFORCEMENT PROGRAM 1150 N. ALVA SCHOOL RD. MESA, AZ 85201 USA TEL: (480)442-7000 FAX: (480)907-0901 WWW.VERTSOL.COM		ENGINEER OF RECORD: CHIRANTAN KANSARA, P.E. REG. # PED49387		COVER SHEET SR 280/SOUTH COBB DR. AT CUMBERLAND PKWY./EAST-WEST CONN. SMYRNA, GEORGIA		SHEET NUMBER 1
REV. DATE	DESCRIPTION	PREP. / REVIEW BY	DATE	JOB NUMBER	SHEET NUMBER	
0-1-14-23	1ST PERMITTING SUBMITTAL	CPK / AAK	01-14-23	1544	1	
1-14-23	2ND PERMITTING SUBMITTAL	CPK / AAK	01-14-23	1544	1	
2-16-23	3RD PERMITTING SUBMITTAL	CPK / AAK	02-16-23	1544	1	

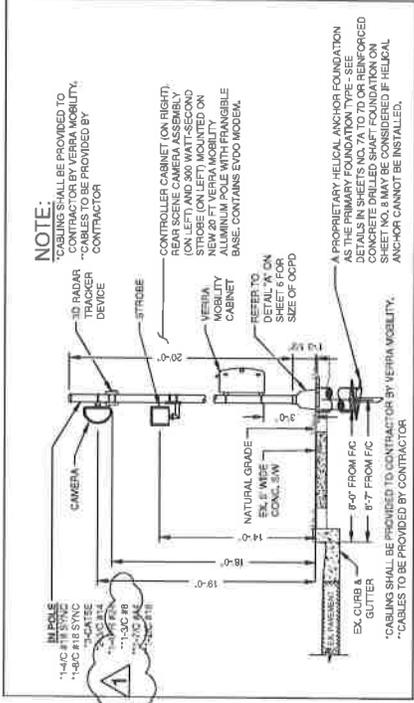
MATCHLINE - SEE SHEET 3



LEGEND	
[Symbol]	UNDERGROUND CONDUIT (TRENCH)
[Symbol]	DIRECTIONAL BORE
[Symbol]	VEHICLE MONITOR CAMERA (ON VERIRA MOBILITY POLE)
[Symbol]	DETECTION TARGET ZONE
[Symbol]	PULL JUNCTION BOX (JB)
[Symbol]	PHOTO ENFORCEMENT SIGN
[Symbol]	EXISTING SCHOOL ZONE FLASHING BEACON
[Symbol]	VERIRA MOBILITY METER POLE
[Symbol]	EXISTING UNDERGROUND CONDUIT
[Symbol]	EXISTING STREET LIGHT
[Symbol]	EXISTING FIRE HYDRANT
[Symbol]	EXISTING SIGNAL HEAD
[Symbol]	EXISTING MANHOLE
[Symbol]	EXISTING PULL JUNCTION BOX
[Symbol]	EXISTING TRAFFIC CONTROLLER
[Symbol]	EXISTING METER/RECEPTAL
[Symbol]	EXISTING WOOD POLE
[Symbol]	EXISTING CONCRETE POLE
[Symbol]	EXISTING SIGN



SIGNED DATE: 8-16-23



NOTE:
 *CABLING SHALL BE PROVIDED TO CONTRACTOR BY CONTRACTOR
 *CABLES TO BE PROVIDED BY CONTRACTOR

A PROPRIETARY HELICAL ANCHOR FOUNDATION AS THE PRIMARY FOUNDATION TYPE - SEE DETAILS IN SHEETS NO. 7A TO 7D OR REINFORCED ALUMINUM POLE WITH FRANGIBLE BASE. CONTAINS EVOO MODEL.

NOTES:

- IT IS OUR UNDERSTANDING THAT THE POLES ARE DESIGNED AND CHECKED BY THE SPECIALIZED MANUFACTURER.
- FOR TECHNICAL CONSIDERATIONS OF EACH OF THE FOUNDATION TYPES, REFER TO RELEVANT SHEETS IN THE SET PRESENTED HEREIN.
- PROVIDING CONTRACTORS SHALL VERIFY THE LOCATION OF ALL CONFLICTING UNDERGROUND UTILITIES PRIOR TO CONSTRUCTION AND SHALL BE RESPONSIBLE FOR ANY DAMAGE TO EXISTING UTILITIES. REFER TO SHEETS 1A TO 6 FOR THE POLE AND STANDARD DETAILS.
- SHEETS NO. 7A TO 7D SHOULD BE READ AND INTERPRETED IN CONJUNCTION / INTEGRATION WITH ONE ANOTHER.
- DURING CONSTRUCTION AND PER THE CITY REQUIREMENTS, SUBCONTRACTORS SHOULD DULY CONSIDER AND ASSURE THAT THE PHOTO ENFORCEMENT SIGNS ARE LOCATED/INSTALLED ON ALL APPROACHES TO THE REFERENCE INTERSECTION AT DISTANCES COMPLYING WITH THE APPLICABLE LAWS.
- VM CERTIFIED ELECTRICAL SUBCONTRACTOR'S SHOULD REVIEW AND VERIFY ALL RELEVANT ELECTRICAL RELATED INFO/DETAILS/SECTIONS/PLANS/EXISTING CONDUITS/WIRING/TRENCHING/TAPPING, ETC. AND ASSURE UTILIZING THE UPDATED LOCAL APPLICABLE CODE IN THE PROJECT JURISDICTION ALONG WITH MEETING THE MINIMUM REQUIREMENTS OF THE UPDATED NATIONAL ELECTRIC CODE (NEC), THE SAME IS TO BE APPLIED TO ALL CONSTRUCTION ACTIVITIES INVOLVED.
- THE SITE SURVEY, INCLUDING THE CAMERA LOCATION AND ELECTRICAL/POWER CONDUITS LAYOUT, PRESENTED IN THIS SHEET IS SCHEMATIC IN NATURE AND BASED ON THE SITE VISIT AND FIELD MEASUREMENTS CONDUCTED IN JULY 2022, AND SHOULD BE DULY VERIFIED, IN COORDINATION WITH THE SURROUNDING FEATURES/CONDITIONS PRIOR TO CONSTRUCTION TO ASSURE THE VALIDITY AND ACCURACY OF THE INFORMATION REPORTED TO VM EOR AND CONSTRUCTION VERIFICATION TEAM TO REVISE/MODIFY AS NEEDED.
- THE PLAN SCALE IS INDICATIVE, NOT FOR ACTUAL MEASUREMENTS.
- AS-BUILT DRAWINGS AND DETAILS OF UNDERGROUND UTILITIES WERE NEITHER PROVIDED TO VM NOR MADE AVAILABLE AT THE TIME OF THESE PLANS, PREPARATION AND SUBMISSION. ACCORDINGLY, THE SUBCONTRACTORS SHOULD DULY ASSURE IDENTIFYING/LOCATING, HORIZONTALLY AND VERTICALLY, ALL RELEVANT/INTERFERING EXISTING UTILITIES ON SITE AND MEETING ALL DISTANCING/CLEARANCE REQUIREMENTS PRIOR TO STARTING THE FOUNDATION CONSTRUCTION. ANY DEVIATION FROM THE INFO/DETAILS PRESENTED IN THESE PLANS SHOULD BE TIMELY REPORTED TO VM EOR AND AUTHORITIES TO VERIFY OR MODIFY AS NEEDED AND APPLICABLE.

SHEET NUMBER 2

JOB NUMBER 1544
 SHEET(S) 2 OF 2
 STATION(S) 1544.00-1544.00

SECTION A-A (N.T.S.)

REV.	DATE	DESCRIPTION	PREP.	REVIEW.	BY	APP. BY	REMARKS
0	11-25-22	SET PERMITTING SUBMITTAL	JC	ACHARYA	CRK		NEW SITE - THREE LOCATIONS
1	11-25-22	AND PERMITTING SUBMITTAL	DC	ACHARYA	CRK		NEW SITE - TWO LOCATIONS
2	7-16-23	AND PERMITTING SUBMITTAL	DC	ACHARYA	CRK		NEW SITE - TWO LOCATIONS

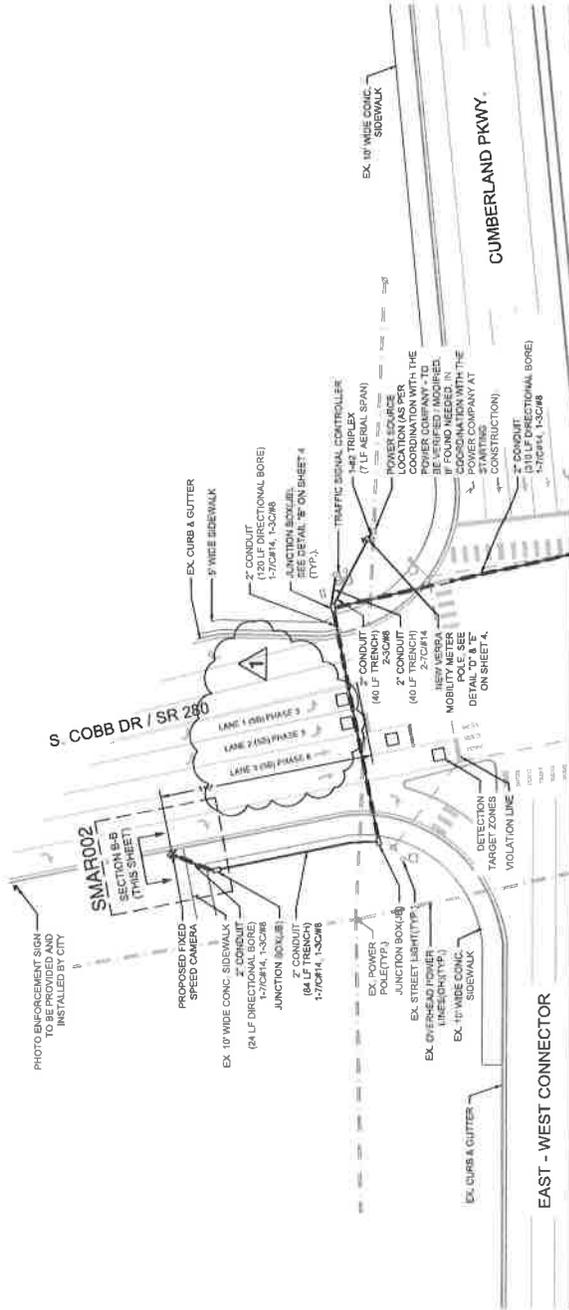
INTERSECTION PLAN (NB)
 SR 280 SOUTH COBB DR. AT
 CUMBERLAND PKWY/EAST-WEST CONN.
 SMYRNA, GEORGIA

ENGINEER OF RECORD:
 CHIRANTAN KANSARA, P.E.
 REG. # PE049387

1150 N. ALMA SCHOOL RD
 TEL: (404)442-7000 FAX: (404)607-6901
 WWW.VMATSOL.COM

VERIRA MOBILITY
 RED LIGHT PHOTO ENFORCEMENT PROGRAM

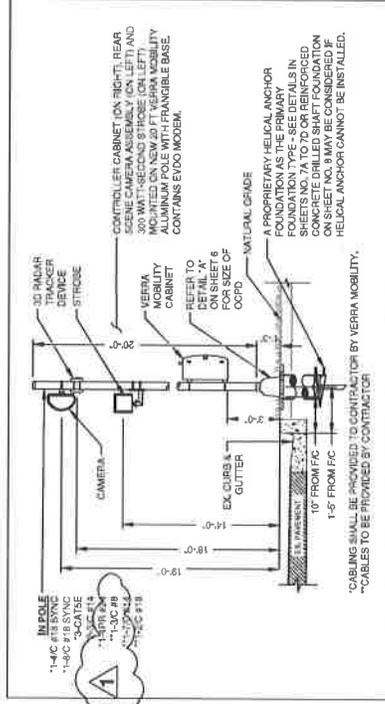
LEGEND	
	UNDERGROUND CONDUIT (TRENCH)
	DIRECTIONAL SIGN
	REAR MONITOR CAMERA ON TRIPOD
	DETECTION TARGET ZONE
	PULL JUNCTION BOX (JB)
	PHOTO ENFORCEMENT SIGN
	EXISTING SCHOOL ZONE FLASHING BEACON
	VERRA MOBILITY METER POLE
	VERRA MOBILITY METER PEDESTAL
	EXISTING UNDERGROUND CONDUIT
	EXISTING STREET LIGHT
	EXISTING FIRE HYDRANT
	EXISTING SIGNAL HEAD
	EXISTING MANHOLE
	EXISTING PULL JUNCTION BOX
	EXISTING TRAFFIC CONTROLLER
	EXISTING METER PEDESTAL
	EXISTING WOOD POLE
	EXISTING CONCRETE POLE
	EXISTING SIGN



MATCHLINE - SEE SHEET 2

NOTES:

- IT IS OUR UNDERSTANDING THAT THE POLES ARE DESIGNED AND CHECKED BY THE SPECIALIZED MANUFACTURER.
- FOR TECHNICAL CONSIDERATIONS OF EACH OF THE FOUNDATION TYPES, REFER TO RELEVANT SHEETS IN THE SET PRESENTED HEREIN.
- CONTRACTOR SHALL VERIFY THE LOCATION OF ALL CONFLICTING UNDERGROUND UTILITIES PRIOR TO DIRECTIONAL DRILL AND MAINTAIN 2' CLEARANCE.
- REFER TO SHEETS 4 TO 8 FOR THE POLE AND STANDARD DETAILS.
- SHEETS NO. 7A, 7D SHOULD BE READ AND INTERPRETED IN CONJUNCTION / INTEGRATION WITH ONE ANOTHER.
- DURING CONSTRUCTION AND PER THE CITY REQUIREMENTS, SUBCONTRACTORS SHOULD DULY CONSIDER AND ASSURE THAT THE PHOTO ENFORCEMENT SIGNS ARE LOCATED/INSTALLED ON ALL APPROACHES TO THE REFERENCE INTERSECTION AT THE INTERSECTION WITH THE APPLICABLE LANES.
- CERTIFIED ELECTRICAL ENGINEER SHALL REVIEW AND VERIFY ALL RELEVANT ELECTRICAL RELATED DETAILS/SECTION/PLANS/EXISTING CONDUITS/UNDERGROUND UTILITIES/CONDUIT LAYOUTS/CONSTRUCTION ACTIVITIES INVOLVED LOCAL APPLICABLE CODE (NEC). THE SAME IS TO BE APPLIED TO ALL CONSTRUCTION ACTIVITIES INVOLVED THE SITE SURVEY, INCLUDING THE CAMERA LOCATION AND ELECTRICAL POWER CONDUIT LAYOUT. PRESENTED IN THIS SHEET IS SCHEMATIC IN NATURE AND BASED ON THE SITE VISIT AND FIELD MEASUREMENTS CONDUCTED IN JULY 2022 AND SHOULD BE DULY VERIFIED, IN COORDINATION WITH THE SURROUNDING FEATURES/CONDITIONS PRIOR TO CONSTRUCTION TO ASSURE THE VALIDITY AND CONSTRUCTABILITY. ANY MAJOR DISCREPANCIES/CONFLICTS AFFECTING THE CONSTRUCTABILITY, FROM ANY ASPECT, SHOULD BE REPORTED TO VM EOR AND CONSTRUCTABILITY VERIFICATION TEAM TO REVISE/MODIFY AS NEEDED.
- AS-BUILT DRAWINGS AND DETAILS OF UNDERGROUND UTILITIES WERE NEITHER PROVIDED TO VM NOR MADE AVAILABLE AT THE TIME OF THESE PLANS. PREPARATION AND SUBMISSION, ACCORDINGLY, THE SUBCONTRACTORS SHOULD DULY ASSURE IDENTIFYING/LOCATING, HORIZONTALLY AND VERTICALLY, ALL RELEVANT/INTERFERING EXISTING UTILITIES ON SITE AND MEETING ALL DISTANCING/CLEARANCE REQUIREMENTS PRIOR TO STARTING THE FOUNDATION CONSTRUCTION. ANY DEVIATION FROM THE INFO/DETAILS PRESENTED IN THESE PLANS SHOULD BE TIMELY REPORTED TO VM EOR AND AUTHORITIES TO VERIFY OR MODIFY AS NEEDED AND APPLICABLE.



SECTION B-B (N.T.S)

	1181 N. MAIN STREET, RD NEWARK, GA 30071 TEL: (480)462-7000 FAX: (480)807-6901 WWW.VTSL.COM	ENGINEER OF RECORD: CHIRANTAN KANSARA, P.E. REG. # P648387	INTERSECTION PLAN (SB) SB 280 SOUTH COBB DR. AT CUMBERLAND PKWY. EAST-WEST CORN. SMYRNA, GEORGIA	PREP. SHEET BY: TSP/BJR JOB NUMBER: 15444 SHEET NUMBER: 3 SWAR002
	REV. DATE: 0-11-2022 1-11-2022 2-11-2022	DESCRIPTION: 1. SET PERMITTING SUBMITTAL 2. NO. 5 AND SUBMITTING SUBMITTAL 3. NO. 5 AND PERMITTING SUBMITTAL	REMARKS: NEW SITE - THREE LOCATIONS NEW SITE - TWO LOCATIONS NEW SITE - TWO LOCATIONS	SHEET NUMBER: 3 SITE(S): SWAR002
	RED LIGHT PHOTO ENFORCEMENT PROGRAM			



SIGNED DATE: 2-16-23

