



Russell R. McMurry, P.E., Commissioner
One Georgia Center
600 West Peachtree Street, NW
Atlanta, GA 30308
(404) 631-1000 Main Office

December 10, 2024

PI No. 0019207, Cobb County
Powder Springs Silver Comet Trail Connector - LCI

Honorable Mayor Albert Thurman
The City of Powder Springs
1114 Richard D. Sailors Parkway
Powder Springs, GA 30127
Attn: Tina Garver

Subject: **Supplemental Project Framework Agreement No. 1**

Dear Mayor Thurman:

Attached is the first Supplemental Agreement to the original Project Framework Agreement (PFA) detailing Preliminary Engineering commitments for the above-referenced project.

Please review the attached agreement and if satisfactory, execute the agreement within the Contract Authorization Tracking System (CATS) using the DocuSign® electronic signature system. The City of Powder Springs will be sent an electronic copy of the fully executed agreement for your project file. As mentioned in the original PFA, additional Specific Activity Agreements for Right of Way, Utility Relocation, and Construction will be sent at the appropriate time, if required.

If you have any questions about items contained in this agreement, please contact the Department's Project Manager, Alexander Salazar, at (770) 355-9284.

Sincerely,

Kimberly W. Nesbitt
State Program Delivery Administrator

KWN:CCV:EKP:AS
Attachment

cc: Honorable Micah Gravley, State Transportation Board Member, Congressional District 14
Albert V. Shelby III, Director of Program Delivery
Paul DeNard, District 7 Engineer
Landon Perry, District 7 Preconstruction Manager
Joshua Higgins, District 7 Planning & Programming Liaison

SUPPLEMENTAL AGREEMENT NO. 1
To the PROJECT FRAMEWORK AGREEMENT
By And Between
GEORGIA DEPARTMENT OF
TRANSPORTATION
And
THE CITY OF POWDER SPRINGS

Please indicate which Catalog of Federal Domestic Assistance Number (CFDA) applies to this agreement (Check only one):

- ☒ CFDA # 20.205 - Highway Planning and Construction
- ☐ CFDA # 20.219 - Recreational Trails Program
- ☐ Not Applicable – 100% State Programmed Funds

This Supplemental Agreement No. 1 to the Project Framework Agreement, (“Supplemental Agreement No. 1”), is made and entered into on this _____ (“Effective Date”), by and between the GEORGIA DEPARTMENT OF TRANSPORTATION, an agency of the State of Georgia, hereinafter called the "DEPARTMENT", and THE CITY OF POWDER SPRINGS, GEORGIA, hereinafter called the "SPONSOR.”

WHEREAS, the DEPARTMENT and the SPONSOR entered into a Project Framework Agreement dated, October 31, 2022, for Contract ID: 48400-425-PFAOPD2300196 hereinafter called the “ORIGINAL AGREEMENT”, for the purpose of having the SPONSOR reimbursed federal funds for PI # 0019207, Powder Springs Silver Comet Trail Connector – LCI, the project begins at Pineview Drive Southwest, running along Jackson Way and Old Lost Mountain Road for 0.45 miles, concluding at Silver Comet Trail, such work hereinafter called the “PROJECT”, and

WHEREAS, the DEPARTMENT and the SPONSOR agree that additional funds are needed to complete preconstruction engineering (design) activities, hereinafter referred to as “PE”.

NOW, THEREFORE, THE PARTIES mutually agree that for and in consideration of the mutual benefits to flow from each to the other the ORIGINAL AGREEMENT shall be modified as follows:

1. The current Exhibit A, TIP/STIP Insert, shall be deleted in its entirety and replaced with the revised Exhibit A, attached hereto.

2. The following attachments appended to this Supplemental Agreement No. 1 are hereby incorporated by reference into and made part of the ORIGINAL AGREEMENT, and shall have the same force and effect as if set forth in full therein:

Attachment 1 - Budget Estimate

Attachment 2 - Certificate of Compliance with Annual Immigration Reporting Requirements/No Sanctuary Policy/Federal Law Enforcement Cooperation

3. Except as modified, changed or amended, all terms and conditions of the ORIGINAL AGREEMENT shall remain in full force and effect.

4. The ORIGINAL AGREEMENT, as amended, constitutes the full, complete and entire understanding between the parties.

IN WITNESS WHEREOF, said parties have hereunto set their hands and affixed their seals the day and year above first written.

**GEORGIA DEPARTMENT OF
TRANSPORTATION**

**THE CITY OF POWDER SPRINGS,
GEORGIA**

By: _____
Commissioner

By: _____ (Seal)

Name: Mayor Albert Thurman

Attest:

Treasurer

Signed, sealed and delivered this
_____,
in the presence of:

Notary Public (Notary Seal)
Name: _____
Title: _____

This Agreement, approved by
THE CITY OF POWDER SPRINGS, on
_____ (date)

Attest:

Name and Title

58-6005266
Federal Employer Identification
Number:

EXHIBIT A

FY 2024-2027 Transportation Improvement Program - Sorted by ARC Project Number

CO-482	OLD LOST MOUNTAIN ROAD AND JACKSON WAY MULTIUSE PATH	Jurisdiction Cobb County	Existing	Planned	Length (mi.)	Network Year
0019207	FROM SILVER COMET TRAIL AND OLD LOST MOUNTAIN ROAD TO JACKSON WAY AND PINEVIEW DRIVE	Sponsor City of Powder Springs	N/A	N/A	0.45	TBD
Programmed		Service Type Last Mile Connectivity / Sidepaths and Trails	Analysis Exempt from Air Quality Analysis (40 CFR 93)		LCI <input checked="" type="checkbox"/>	Flex <input type="checkbox"/>

	Status	Year	Fund Type	Federal	State	Local	Bonds	Total
PE	AUTH	2022	Surface Transportation Block Grant (STBG) Program - Urban (>200K) (ARC) - LCI Setaside for Implementation	\$360,000	\$0,000	\$90,000	\$0,000	\$450,000
PE		2025	Transportation Alternatives (TA) Set-aside - Urbanized Areas with Populations over 200,000	\$320,000	\$0,000	\$80,000	\$0,000	\$400,000
ROW		2028	Local Jurisdiction/Municipality Funds	\$0,000	\$0,000	\$175,000	\$0,000	\$175,000
CST		LR 2029-2030	Local Jurisdiction/Municipality Funds	\$0,000	\$0,000	\$1,080,000	\$0,000	\$1,080,000
				\$680,000	\$0,000	\$1,425,000	\$0,000	\$2,105,000

**Attachment 1
BUDGET ESTIMATE**

Original Project Framework Agreement (PFA) Amount

Original PFA Federal Share:	\$360,000.00
Original PFA Local Share:	\$90,000.00
Total Original PFA Amount:	\$450,000.00
Total Original PFA Eligible for Reimbursement:	\$360,000.00

Supplemental Agreement (SA) No. 1 Amount

SA Federal Share:	\$320,000.00
SA Local Share:	\$80,000.00
Total SA Amount:	\$400,000.00
Total SA Eligible for Reimbursement:	\$320,000.00

**Composite Contract Totals
(Original Contract + Supplemental Agreement No. 1)**

Composite Contract Federal Share:	\$680,000.00
Composite Contract Local Share:	\$170,000.00
Composite Total Contract Amount:	\$850,000.00
Composite Total Eligible for Reimbursement:	\$680,000.00

Attachment 2
CERTIFICATION OF COMPLIANCE WITH
ANNUAL IMMIGRATION REPORTING REQUIREMENTS/
NO SANCTUARY POLICY/FEDERAL LAW ENFORCEMENT COOPERATION

By executing this document, the undersigned duly authorized representative of the SPONSOR, certifies that the SPONSOR:

- 1) has filed a compliant Annual Immigration Compliance Report with the Georgia Department of Audits & Accounts (“GDA&A”) for the preceding calendar year required by O.C.G.A. § 50-36-4(b), or has been issued a written exemption from GDA&A from doing so;
- 2) has not enacted a “Sanctuary Policy” in violation of O.C.G.A. § 36-80-23(b); and,
- 3) is in compliance with O.C.G.A. §§ 35-1-17 *et seq.* regarding its obligation to cooperate with federal immigration enforcement authorities to deter the presence of criminal illegal aliens.

As an ongoing condition to receiving funding from the Georgia Department of Transportation, the SPONSOR shall continue to remain fully compliant with O.C.G.A. §§ 50-36-4, 36-80-23 and 35-1-17 *et seq.* for the duration of time the subject agreement is in effect.

Signature of Authorized Officer or Agent

Printed Name of Authorized Officer or Agent

Title of Authorized Officer or Agent

Date