

Mayor

Derek Easterling

City Manager

Jeff Drobney, ICMA-CM

City Clerk

Lea Alvarez, CMC

**Council**

Mayor Pro Tem Antonio

Jones

Madelyn Orochena

Tracey Viars

Pat Ferris

Anthony Gutierrez

City Council**Meeting Agenda**

July 1, 2024 6:30 PM

Council Chambers

(2529 J.O. Stephenson Avenue, Kennesaw, GA 30144)

Livestream: <https://www.facebook.com/CityofKennesaw/>

1. Invocation**2. Pledge of Allegiance****3. Call to Order****4. Announcements**

- A. If you are not able to attend a meeting in-person and would like to provide public comment on a specific agenda item, you can email kennesawcouncil@kennesaw-ga.gov no later than 6:00 PM the night of the regular meeting. Your comments on a specific agenda item will be read aloud or grouped into categories for the record. **Facebook Live is not monitored for public comment.**

5. Presentations**6. Public Comment/Business from the Floor****7. Old Business****8. New Business****9. Committee and Board Reports****10. Public Hearing(s)****11. Consent Agenda**

A. **Minutes: June 10, 2024 Work Session**

Approval of the June 10, 2024, City Council work session minutes.

B. Minutes: June 17, 2024 Regular Meeting

Approval of the June 17, 2024, City Council regular meeting minutes.

12. General and Administrative

A. Alcohol License: Joe's Up Top

Consideration for approval of an Alcohol License for Beer, Wine, Liquor, and Sunday Sales for Joe's Up Top LLC d/b/a Joe's Up Top located at 3900 Legacy Park Blvd Suite B100 Kennesaw, GA 30144.

13. Public Safety

14. Information Technology

15. Public Works and Building Maintenance

16. Recreation and Culture

A. Resolution: Terry Lane Playground Expansion

Consideration for approval of a Resolution authorizing the Mayor to execute an agreement with GameTime, Inc. for the installation of playground equipment at Terry Lane Park.

17. Community Development

18. Public Comment/Business from the Floor

19. City Manager's Report

A. Reports, Discussions, and Updates

20. Mayor's Report

A. Mayor and Council (re)appointments to Boards and Commissions. This item is for (re)appointments made by the Mayor to any Board, Committee, Authority, or Commission requiring an appointment to fill any vacancies, resignations, and to create or dissolve boards and commissions, as deemed necessary.

21. Council Reports & Discussions

22. Executive Session

Pursuant to the provisions of O.C.G.A 50-14-3, the City Council could, at any time during the meeting, vote to close the public meeting and move to executive session to discuss matters relating to litigation, legal actions and/or communications from the City Attorney; and/or personnel matters; and/or real estate matters.

23. Adjourn

**MINUTES OF CITY COUNCIL WORK SESSION MEETING
CITY OF KENNESAW
Council Chambers
(2529 J.O. Stephenson Avenue, Kennesaw, GA 30144)
June 10, 2024
6:30 PM**

Present Mayor Derek Easterling
 Mayor Pro Tem Antonio Jones
 Councilmember Madelyn Orochena
 Councilmember Tracey Viars
 Councilmember Pat Ferris
 Councilmember Anthony Gutierrez
 City Clerk Lea Alvarez
 City Manager Jeff Drobney
 City Attorney Randall Bentley, Sr.

1. Invocation

2. Pledge of Allegiance

3. Call to Order

Mayor Easterling called the meeting to order at 6:30 p.m.

4. Announcements

- A. This public meeting is being conducted via the use of real-time telephonic technology allowing the public simultaneous access to the public meeting. You may also attend in person with limited seating available at both the Council Chambers and the Ben Robertson Community Center, if needed. Mayor and Council will be conducting their meeting via real-time telephonic technology using Zoom Meeting and Facebook Live. You can access the meeting via the following link: <https://www.facebook.com/CityofKennesaw/>
- B. If you are not able to attend a meeting in-person and would like to provide public comment on a specific agenda item, you can email kennesawcouncil@kennesaw-ga.gov no later than 6:00 PM the night of the regular meeting. Your comments on a specific agenda item will be read aloud or grouped into categories for the record. **Facebook Live is not monitored for public comment.**

5. Presentations

- A. **Promotion Announcement: Sergeant Marlin Adams**
Introduction of newly promoted Sergeant Marlin Adams.

This promotion announcement will occur at the regular City Council meeting on

Monday, June 17, 2024, at 6:30 p.m.

6. Public Comment/Business from the Floor

7. Old Business

8. New Business

9. Committee and Board Reports

10. Public Hearing(s)

A. Public Hearing: Ordinance to Adopt the Restated Defined Benefit Retirement Plan

Consideration for approval of an Ordinance to adopt the Restated Adoption Agreement and General Addendum with Georgia Municipal Employees Benefit System (GMEBS) for the City's defined benefit retirement plan. This is needed in order to comply with IRS guidelines.

Human Resources Director Brian Acker presented an ordinance to adopt the Restated Adoption Agreement and General Addendum with Georgia Municipal Employees Benefit System (GMEBS) for the City's defined benefit retirement plan. Mr. Acker explained that this ordinance is needed in order to comply with Internal Revenue Service guidelines. This item is revisited every three to four years. The last time it was considered by the Council was in 2021. Mr. Acker emphasized no significant changes have been made to the plan, this ordinance is only a housekeeping item.

11. Consent Agenda

A. Minutes: May 28, 2024 Work Session

Approval of the May 28, 2024, City Council work session minutes.

B. Minutes: June 3, 2024 Regular Meeting

Approval of the June 3, 2024, City Council regular meeting minutes.

C. Minutes: June 3, 2024 Executive Session

Approval of the June 3, 2024, City Council executive session minutes.

12. General and Administrative

13. Public Safety

A. Crime Statistics: May 2024

Consideration to receive the May 2024 crime statistics.

Chief Westenberger presented the May 2024 crime statistics [See **Exhibit A**].

14. Information Technology

15. Public Works and Building Maintenance

A. Resolution: City Hall Exterior Structural Repairs

Consideration for approval of a Resolution to repair the front entrance to the Kennesaw Police Department side of City Hall.

Building Facilities Director Robbie Balenger presented a resolution to repair the front entrance to the Kennesaw Police Department side of City Hall. Staff had a structural engineer look at the front entrance who determined that through years of water and ice melt, the steel structure that had held up the sidewalk in that area had rusted away. Mr. Balenger explained the plan to fix the front entrance area as well as to replace two doors within the department. Mr. Balenger stated the contract pricing was obtained through the state.

Councilmember Jones asked several questions about the repair process, plan, and pricing.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

16. Recreation and Culture

A. Amendment: Road Closure for Salute to America

Consideration for approval to amend the street closing time of Shirley Drive during the July 3, 2024 Salute to America event.

Parks and Recreation Director Bill McNair presented an amendment to the closing of Shirley Drive during the July 3, 2024, Salute to America event to accommodate loading in the fireworks. The road will close from 10:00 a.m. to 10:00 p.m.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

17. Community Development

18. Public Comment/Business from the Floor

19. City Manager's Report

A. Reports, Discussions, and Updates

Dr. Drobney shared the city had successful events over the weekend. He had a great call with Moody's last week as they reassess our bond rating. Dr. Drobney stated staff should know within the next week or so whether our rating has changed or stayed the same. There is no positive news on House Bill 489. He asked the Council to prepare for the long haul.

20. Mayor's Report

- A. Mayor and Council (re)appointments to Boards and Commissions.** This item is for (re)appointments made by the Mayor to any Board, Committee, Authority, or Commission requiring an appointment to fill any vacancies, resignations,

and to create or dissolve boards and commissions, as deemed necessary.

21. Council Reports & Discussions

Mayor Pro Tem Jones and Councilmember Gutierrez had no comment tonight.

Councilmember Orochena has been enjoying everyone having fun in the green space in front of the amphitheater.

Councilmember Ferris has not seen the city be as excited about a project as they are about the amphitheater. He reminded everyone that the ribbon cutting is this Friday at 6:00 p.m.

Councilmember Viars pointed the public to the city's website for more information about the Piedmont Bank Amphitheater. She encouraged everyone to look at it before they attend the concert on Friday night. She also reminded everyone about the Juneteenth event at Swift Cantrell Park this Saturday.

22. Executive Session

Pursuant to the provisions of O.C.G.A 50-14-3, the City Council could, at any time during the meeting, vote to close the public meeting and move to executive session to discuss matters relating to litigation, legal actions and/or communications from the City Attorney; and/or personnel matters; and/or real estate matters.

23. Adjourn

Mayor Easterling adjourned the meeting at 6:48 p.m. The next regular meeting will be held on Monday, June 17, 2024, at 6:30 p.m. in the Council Chambers. The public is encouraged to attend or view via Facebook Live.

Lea Alvarez, City Clerk



May 2024 Crime Statistics

Summary

May 2024 Group A Offenses (105) decreased by 19% compared to May 2023 (129). A vast majority of the crimes reported in May 2024 were Assault Offenses (40). This trend is also present in the data collected for crimes reported in May 2023. Assault Offenses account for approximately 38% (40) of the crimes that have occurred within our jurisdiction in May 2024. Out of the 858 traffic stops in May 2024, (993) resulted in Citations and (477) Warnings. There was a total of 125 Adult Arrests that took place during the month, which is a 19% increase from May 2023 (105).

There were 656 traffic accidents YTD, 58 of which were classified as Hit and Run. Of the 656 accidents 50 had injuries, and 7 involved pedestrians. YTD 2024 total accidents (656) are down compared to 688 YTD 2023.

Crimes	May 2024	May 2023	YTD (01/01/2024) – (05/31/2024)	YTD (01/01/2023) – (05/31/2023)
Assault Offenses	40	42	151	160
Motor Vehicle Theft	0	2	7	4
Burglary	0	3	14	11
Homicide Offenses	0	0	1	0
Larceny	10	12	81	118
Sex Offenses	1	2	9	10
Robbery	1	1	1	5
Total	52	62	264	308

	May 2024	May 2023	YTD (01/01/2024) – (05/31/2024)	YTD (01/01/2023) – (05/31/2023)
Dispatched Calls for Service	813 (+312)	501	3,107 (-407)	3,514
Self-Initiated Activity	1,121 (+35)	1,086	5,469 (+34)	5,435
Traffic Citations	993 (-149)	1,142	5,532 (+14)	5,518
Traffic Warnings*	477 (+135)	342	2,694 (+1,180)	1,514
Arrests*	125 (+20)	105	496 (+3)	493

*Warnings do not include verbal warnings

*Arrest statistics does not include juveniles

Bill Westenberger
Chief of Police



Kennesaw Police Department
2539 J. O. Stephenson Ave., Kennesaw, GA, 30144
911 Call Center: (770) 422-2505
Criminal Investigations Division: (770) 429-4533



Bayleigh Brown
Crime/ Intelligence
Analyst

**MINUTES OF CITY COUNCIL MEETING
CITY OF KENNESAW
Council Chambers
(2529 J.O. Stephenson Avenue, Kennesaw, GA 30144)
June 17, 2024
6:30 PM**

Present Mayor Derek Easterling
 Mayor Pro Tem Antonio Jones
 Councilmember Madelyn Orochena
 Councilmember Tracey Viars
 Councilmember Pat Ferris
 Councilmember Anthony Gutierrez
 City Clerk Lea Alvarez
 City Manager Jeff Drobney
 City Attorney Randall Bentley, Sr.

1. Invocation

City Attorney Randall Bentley, Sr. gave the Invocation.

2. Pledge of Allegiance

Sergeant Marlin Adams led the Pledge of Allegiance.

3. Call to Order

Mayor Easterling called the meeting to order at 6:30 p.m.

4. Announcements

- A. This public meeting is being conducted via the use of real-time telephonic technology allowing the public simultaneous access to the public meeting. You may also attend in person with limited seating available at both the Council Chambers and the Ben Robertson Community Center, if needed. Mayor and Council will be conducting their meeting via real-time telephonic technology using Zoom Meeting and Facebook Live. You can access the meeting via the following link: <https://www.facebook.com/CityofKennesaw/>
- B. If you are not able to attend a meeting in-person and would like to provide public comment on a specific agenda item, you can email kennesawcouncil@kennesaw-ga.gov no later than 6:00 PM the night of the regular meeting. Your comments on a specific agenda item will be read aloud or grouped into categories for the record. **Facebook Live is not monitored for public comment.**

5. Presentations

- A. **Promotion Announcement: Sergeant Marlin Adams**

Introduction of newly promoted Sergeant Marlin Adams.

Chief Bill Westenberger introduced the City of Kennesaw's newest Sergeant, Marlin Adams. Sergeant Adams shared that he was very excited about the new opportunity and the challenges that await him as a supervisor. He said he would do his best to lead and guide his team in the best direction. Congratulations!

6. Public Comment/Business from the Floor

6:33 p.m. Floor Open for Public Comments

No comments.

6:34 p.m. Floor Closed for Public Comments

7. Old Business

8. New Business

9. Committee and Board Reports

10. Public Hearing(s)

A. Public Hearing: Ordinance to Adopt the Restated Defined Benefit Retirement Plan

Consideration for approval of an Ordinance to adopt the Restated Adoption Agreement and General Addendum with Georgia Municipal Employees Benefit System (GMEBS) for the City's defined benefit retirement plan. This is needed in order to comply with IRS guidelines.

Human Resources Director Brian Acker presented an ordinance to adopt the Restated Adoption Agreement and General Addendum with Georgia Municipal Employees Benefit System (GMEBS) for the City's defined benefit retirement plan. Mr. Acker stated the city revisits this item every few years regarding compliance issues with our pension plan documents. Georgia Municipal Employees Benefit System (GMEBS) is the record keeper for the city's defined benefit pension plan. GMEBS periodically reviews and updates the plan to make sure it is in compliance with Internal Revenue Service (IRS) provisions. GMEBS recently submitted the plan to the IRS and was returned a favorable determination letter, which gives the city assurance it maintains a qualified pension benefit program. The terms of the plan remain the same as adopted in 2021.

Motion by Councilmember Viars to approve [ORDINANCE NO. 2024-07, 2024](#) to adopt the Restated Adoption Agreement and General Addendum with Georgia Municipal Employees Benefit System for the City's defined benefit retirement plan as presented. Seconded by Councilmember Ferris.

6:35 p.m. Floor Open for Public Comments

No comments.

6:36 p.m. Floor Closed for Public Comments

Vote taken, motion unanimously approved 5-0. Motion passed.

11. Consent Agenda

A. Minutes: May 28, 2024 Work Session

Approval of the May 28, 2024, City Council work session minutes.

B. Minutes: June 3, 2024 Regular Meeting

Approval of the June 3, 2024, City Council regular meeting minutes.

C. Minutes: June 3, 2024 Executive Session

Approval of the June 3, 2024, City Council executive session minutes.

D. Resolution: City Hall Exterior Structural Repairs

Consideration for approval of a Resolution to repair the front entrance to the Kennesaw Police Department side of City Hall.

RESOLUTION NO. 2024-30, 2024

E. Amendment: Road Closure for Salute to America

Consideration for approval to amend the street closing time of Shirley Drive during the July 3, 2024 Salute to America event.

Motion by Mayor Pro Tem Jones to approve the Consent Agenda engross. Seconded by Councilmember Orochena.

Vote taken, motion unanimously approved 5-0. Motion passed.

12. General and Administrative

13. Public Safety

A. Crime Statistics: May 2024

Consideration to receive the May 2024 crime statistics.

Chief Bill Westenberger presented the May 2024 crime statistics [See **Exhibit A**].

Motion by Councilmember Viars to receive the May 2024 crime statistics as presented. Seconded by Councilmember Gutierrez.

Vote taken, motion unanimously approved 5-0. Motion passed.

14. Information Technology

15. Public Works and Building Maintenance

16. Recreation and Culture

17. Community Development

18. Public Comment/Business from the Floor

6:37 p.m. Floor Open for Public Comments

ANDREW BRAMLETT [City Resident]: Mr. Bramlett spoke about Ben Carrie, the owner of the Carrie House that is now used as an event green room for the new Piedmont Bank Amphitheater [See **Exhibit B**].

6:38 p.m. Floor Closed for Public Comments

19. City Manager's Report

A. Reports, Discussions, and Updates

Dr. Drobney did not have any updates for tonight's meeting.

20. Mayor's Report

A. Mayor and Council (re)appointments to Boards and Commissions. This item is for (re)appointments made by the Mayor to any Board, Committee, Authority, or Commission requiring an appointment to fill any vacancies, resignations, and to create or dissolve boards and commissions, as deemed necessary.

21. Council Reports & Discussions

Councilmember Orochena is looking forward to attending the Georgia Municipal Association's annual convention this week as well as the graduation of the Citizens Police Academy.

Councilmember Gutierrez shared his appreciation for everyone who was involved with the amphitheater. The opening concert was a phenomenal event.

Councilmember Ferris thanked Dr. Drobney for all the work he did to make Depot Park and the amphitheater happen. The event this past Friday went off flawlessly, and it was a testament to the amount of time taken to make it a success.

Mayor Pro Tem Jones highlighted the Cobb Municipal Association meeting last week. It was nice to see the Mayor highlight the things happening in the city. He thanked Chief Westenberger for the Juneteenth event over the weekend.

Councilmember Viars exclaimed Friday night went off flawlessly, as well as the Juneteenth event on Saturday. She said the new amphitheater has the chance to change this community.

22. Executive Session

Pursuant to the provisions of O.C.G.A 50-14-3, the City Council could, at any time during the meeting, vote to close the public meeting and move to executive session to discuss matters relating to litigation, legal actions and/or communications from

the City Attorney; and/or personnel matters; and/or real estate matters.

23. Adjourn

Mayor Easterling adjourned the meeting at 6:45 p.m. The next regularly scheduled meeting will be held on Monday, July 1, 2024, at 6:30 p.m. in the Council Chambers. The June 24, 2024, City Council work session will be canceled due to attendance at the Georgia Municipal Association annual conference. The public is encouraged to attend or view via Facebook Live.

Lea Alvarez, City Clerk

DRAFT



May 2024 Crime Statistics

Summary

May 2024 Group A Offenses (105) decreased by 19% compared to May 2023 (129). A vast majority of the crimes reported in May 2024 were Assault Offenses (40). This trend is also present in the data collected for crimes reported in May 2023. Assault Offenses account for approximately 38% (40) of the crimes that have occurred within our jurisdiction in May 2024. Out of the 858 traffic stops in May 2024, (993) resulted in Citations and (477) Warnings. There was a total of 125 Adult Arrests that took place during the month, which is a 19% increase from May 2023 (105).

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Bayleigh Brown
Crime/ Intelligence
Analyst

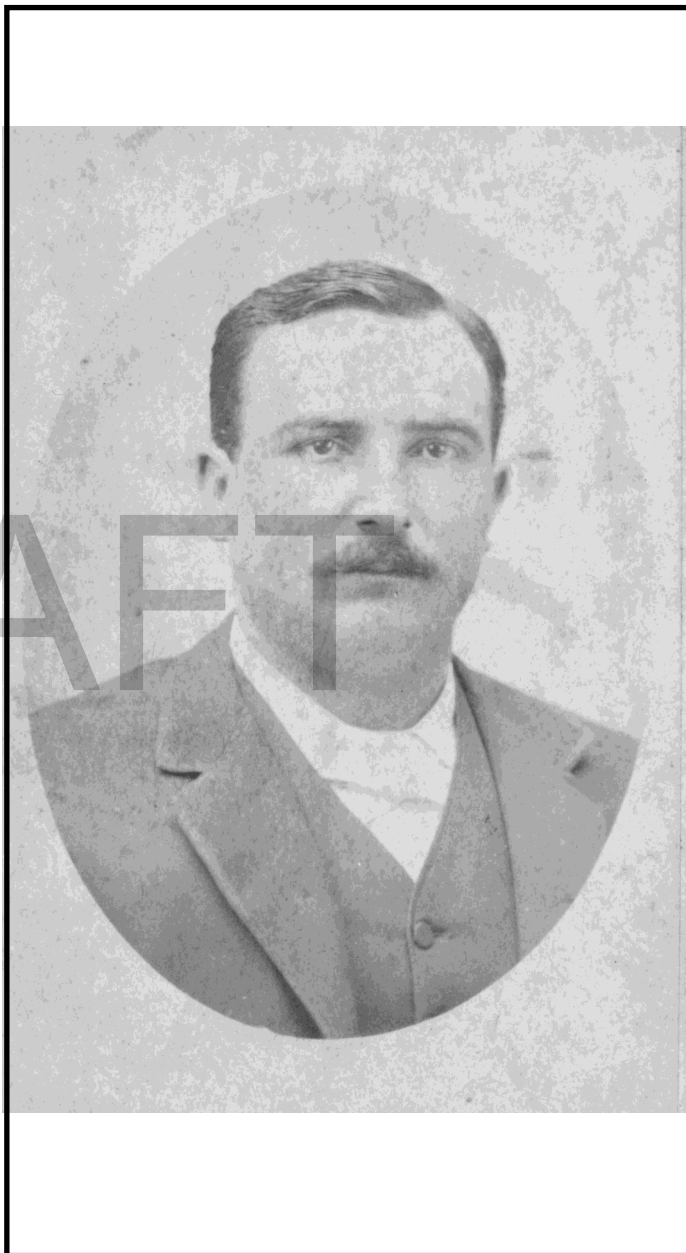
KENNESAW HISTORY

Ben Carrie

With the opening of the new Piedmont Bank Amphitheatre, I wanted to spotlight Ben Carrie, who built the yellow house now used as the event green room.

Carrie was born on April 15, 1857. He served as mayor of Kennesaw for two terms, serving from 1896 to 1897. By 1901, Carrie held the office of Justice of the Peace and officiated the weddings of many Kennesaw couples. He later served as city clerk and treasurer for the City of Kennesaw. In 1908, Carrie became a founder of the Kennesaw State Bank, which served the community for over 50 years. At one time, Carrie also served as county registrar.

During his lifetime, Carrie had many interests. He went to auto races in Atlanta, and he was on a local amateur checkers team. Benjamin Carrie passed away on September 8, 1936. He was buried in his family's plot in the Kennesaw City Cemetery.



Benjamin Carrie

Presented by Andrew J. Bramlett at the June 17, 2024,
City of Kennesaw Mayor & Council Meeting

Names and Addresses will be disclosed in the Permanent Minutes of the
City of Kennesaw

PLEASE MAKE SURE YOUR NAME IS LEGIBLE AND CLEAR

Mayor & Council Regular Meeting

6/17/2024

Public Comment Sign-in

	Name	Address	Topic
1	Andrew J. Brantlett	2990 Summerfield Ct, Kennesaw	Local history
2			
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DRAFT



Item Report

TO: The Honorable Mayor and City Council

FROM: LaMaya Edmonds, Business License Manager

DATE: July 1, 2024

TITLE: **Alcohol License: Joe's Up Top**
Consideration for approval of an Alcohol License for Beer, Wine, Liquor, and Sunday Sales for Joe's Up Top LLC d/b/a Joe's Up Top located at 3900 Legacy Park Blvd Suite B100 Kennesaw, GA 30144.

Summary:

The applicant has completed the required alcohol workshop per Sec. 6-69. Signs have been posted, and it has been properly advertised per Sec. 6-36. The current application and background check are on file.

Recommendation:

The Finance Director Recommends approval.

Fiscal Impact:

100-0000-32-1900 Application Fee \$350.00

Attachments:

1. Joe's Up Top_Application2024_Redacted



Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

APPLICATION

Applying For (Check All That Apply):

- ☒ Liquor
- ☒ Beer
- ☒ Wine
- ☐ Growler
- ☒ Sunday Sales

License Type (Choose one):

- ☐ Manufacturer
- ☐ Wholesaler
- ☐ Retail Package
- ☒ Retail Pouring

Type of Establishment (Choose one):

- | | |
|--|--|
| ☒ Restaurant | ☐ Bottle House |
| ☐ Night Club | ☐ Convenience Store |
| ☐ Grocery Store | ☐ Indoor Entertainment Hall |
| ☐ Lounge | ☐ Hotel/Motel |
| ☐ Private Club | ☐ Package Store |

Business Type (Choose one):

- ☐ Sole Proprietor
- ☐ Corporation
- ☒ LLC
- ☐ Partnership
- ☐ LLP

Please fill out the below information:

1. Full name of business: Joe's Up Top Llc
Doing Business As (DBA): Joe's Up Top
Anticipated start date of business: July 3, 2024
2. Business location: 3900 Legacy Park Blve Suite B100
Email address: [REDACTED]
Phone Number: [REDACTED]
Mailing address: 3900 Legacy Park Blve Suite B100

3. Do you have a certified survey of the location of the property? Yes

Does the certified survey indicate that the business is within the designated distance of the following:

- | | | | |
|-------------------------------------|-----------------|------------------------------|--|
| a. Private residence | 300 feet radius | ☐ Yes | ☒ No |
| b. School or college | 600 feet radius | ☐ Yes | ☒ No |
| c. Church | 600 feet radius | ☐ Yes | ☒ No |
| d. Public building | 600 feet radius | ☐ Yes | ☒ No |
| e. Hospital | 600 feet radius | ☐ Yes | ☒ No |
| f. Public park | 600 feet radius | ☐ Yes | ☒ No |
| g. Day care center* | 600 feet radius | ☐ Yes | ☒ No |
| h. Alcohol or drug treatment center | 600 feet radius | ☐ Yes | ☒ No |

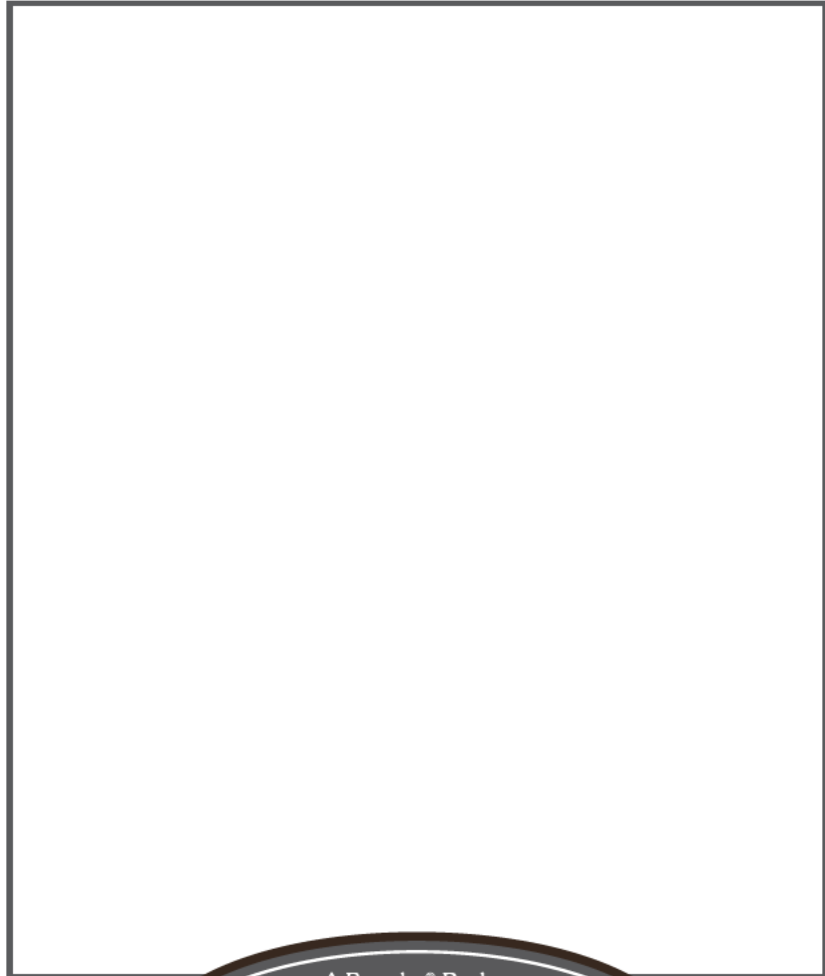
I have made application with the City of Kennesaw at the business license office for a **Beer, Wine, Liquor, and Sunday Sales Retail Pouring License** for: **Joe's Up Top LLC** located at **3900 Legacy Park Blvd Suite B100 Kennesaw, GA 30144**.

The Mayor and City Council will hear said request on July 1, 2024 at 6:30 p.m. at Kennesaw City Hall, 2529 J. O. Stephenson Avenue, Kennesaw, GA 30144. All interested persons are hereby notified of said hearing and invited to attend and be heard relative thereto.

Michael Magro
Licensee

Joe's Up Top LLC
Name of Establishment

The Brumby Chair Co.



Package Sales have additional distance limitations as follows:

Package Sales Only (Liquor):

- | | | | | | |
|-------------------------------------|------------------|--------------------------|-----|-------------------------------------|----|
| a. School or college | 300 feet radius | ☐ | Yes | ☒ | No |
| b. Retail Liquor Package | 1500 feet radius | ☐ | Yes | ☒ | No |
| c. Church | 300 feet radius | ☐ | Yes | ☒ | No |
| d. Day care center* | 300 feet radius | ☐ | Yes | ☒ | No |
| e. Alcohol or drug treatment center | 300 feet radius | ☐ | Yes | ☒ | No |

Package Sales Only (Beer or Wine):

- | | | | | | |
|-------------------------------------|-----------------|--------------------------|-----|-------------------------------------|----|
| a. School or college | 300 feet radius | ☐ | Yes | ☒ | No |
| b. Alcohol or drug treatment center | 300 feet radius | ☐ | Yes | ☒ | No |

* Must accept GA Pre-K or HOPE Scholarship Monies

* Must follow a prescribed state curriculum

See Code Sections 6-1, 6-42 and 6-43 for distance measurement definition and limitations.

4. For Retail Pouring license, please indicate the following:

Number of pool tables:	<u>0</u>
Number of video game machines:	<u>0</u>
Size of dance floor:	<u>N/A</u>
Amount of cover charge:	<u>N/A</u>
Will the location have a DJ, and if so, number of times per week:	<u>1 Dj/Trivia</u>

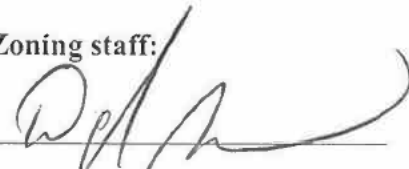
5. How many square feet are the following:

a. Dining are:	<u>700 sqf</u>
b. Bar area:	<u>150 sqf</u>
c. % of total dining space that is a bar area:	<u>6%</u>

Is this location new construction or pre-existing? Pre Existing

How is the proposed location zoned? Commerical/NS

This section is to be completed and signed by the City of Kennesaw Zoning staff:

Zoning verified by City of Kennesaw Zoning Division staff member 

If this is an application for a new establishment, attach proof of adequate parking facilities of one (1) off street parking space for each (200) square feet of total floor area within the building in conformity with the zoning ordinance and regulations of the City of Kennesaw.

If new establishment, parking verified by the Zoning Division staff member 

If Partnership or LLP:

6. Partnership of LLP Name: N/A

Partner/Member: N/A
Position: N/A
Email Address: N/A
Phone Number: N/A

Social Security #: N/A
Date of Birth: N/A
% of Ownership: N/A

Home Address: = N/A

City: N/A
State: N/A
ZIP: N/A

Partner/Member: N/A
Position: N/A
Email Address: N/A
Phone Number: N/A

Social Security #: N/A
Date of Birth: N/A
% of Ownership: N/A

Home Address: N/A

City: N/A
State: N/A
ZIP: N/A

****Attach additional sheets if needed****

If Corporation or LLC:

7. Corporation or LLC Name: Joel's 4PTOP LLC

President/Member: Michael D'Haro
Email Address: [REDACTED]
Phone Number: [REDACTED]

Social Security #: [REDACTED]
Date of Birth: [REDACTED] 86
% of Ownership: 100

Home Address: 3455 Hampreston Way NW

City: Kennesaw
State: GA
ZIP: 30144

VP/Member: N/A
Email Address: N/A
Phone Number: N/A

Social Security #: N/A
Date of Birth: N/A
% of Ownership: N/A

Home Address: N/A

City: N/A
State: N/A
ZIP: N/A

Secretary/Member: N/A
Email Address: N/A
Phone Number: N/A

Social Security #: N/A
Date of Birth: N/A
% of Ownership: N/A

Home Address: N/A

City: N/A
State: N/A
ZIP: N/A

Treasurer/Member: N/A
Email Address: N/A
Phone Number: N/A

Social Security #: N/A
Date of Birth: N/A
% of Ownership: N/A

Home Address: N/A

City: N/A
State: N/A
ZIP: N/A

****Attach additional sheets if needed****

If the business listed in questions 6 or 7 is owned by another firm or corporation, provide the information requested in questions 8 and 9.

8. List corporate name, business name, and % of business owned by the corporation

Corporate Name	Business Name	% Owned
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u> </u>	<u> </u>	<u> </u>

9. List name, position, social security number, address, and % owned for each board member of the corporation listed in question 8.

Name	Position	SSN	Home Address	% Owned
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

10. Is the licensee or any owner listed in questions 6 – 9 currently holding an interest or ever been associated with any alcoholic beverage establishment? If yes, list below.

Licensee/Owner Name	Business Name	Address
<u>[REDACTED]</u>	<u>[REDACTED]</u>	<u>[REDACTED]</u>
<u> </u>	<u> </u>	<u> </u>

Michael Magro Owlz Pub LLC 3655 Cherokee St. NW Kennesaw, GA 30144

11. List full name and other required information of relatives of the licensee or owners who have or have had any license or any financial or ownership interest in any alcoholic beverage business.

Name/Relationship	Home Address	Business Name/Address
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u> </u>	<u> </u>	<u> </u>

12. List the full name and address of the property owner on which the business is to be conducted.

Property Owner: World Crest Capital
 Address: 3113 South University DR Fort Worth TX

13. State the total amount of capital funds to be invested in this business.

\$ [REDACTED]

14. State the amount of personal funds invested by the following:

Licensee/Owner \$ [REDACTED]
 Other Owners \$ [REDACTED]

15. If capital is borrowed, provide the following and attach a copy of the note (s) or evidence of indebtedness, with all attachments, to this application.

Name of Lender	Address	Amount	Date	Interest Rate
N/A	N/A	N/A	N/A	N/A

16. Name the person (s) that will be the manager of this business and provide the following information.

Name	Address	Compensation
Michael Magno	3455 Hampreston Way NW 30144	N/A
Kyle Magno	3359 Verdilane, Kennesaw 30144	

17. Provide the name and address of your CPA or accounting firm:

Name	Address
Michael Magno N/A	N/A

18. Has the *business or any business associated with this business* been cited, charged, indicted, have a pending charge or been convicted at any time for any violation of Georgia Law, Federal Law or any rule or regulation of the State revenue commissioner or any rule, regulation or ordinance of the City of Kennesaw, Cobb County or other governmental unit? Yes ☐ No ☒

If yes, give full details.

NO

19. Has the licensee, the licensee's spouse or any person having ownership interest in this business or their spouse been:

Arrested	___ Yes	☒ No	Convicted	___ Yes	☒ No
Detained	___ Yes	☒ No	Indicted	___ Yes	☒ No
Pled Guilty	___ Yes	☒ No	Pled Nolo Contender	___ Yes	☒ No
On Probation	___ Yes	☒ No	Any Pending Criminal Charge	___ Yes	☒ No

If you answered "YES" to any of these questions, list below in complete detail the name, dates, charges, places of arrest and disposition of charge (s). Failure to make a full disclosure in response to this question will result in denial of the application or a revocation of the license if information requested was not provided.

N/A

20. Has the licensee, the licensee's spouse or any person having ownership interest in this business or their spouse ever had any interest in any business, ever been a licensee or ever been an officer in any business that was cited, had an employee of any business cited, detained, arrested, indicted or convicted for any offense by any federal, state, county or city government or has any business been warned or had any license placed on probation, denied, suspended or revoked by any federal, state, county or city government? Failure to make a full disclosure in response to this question will result in denial of the application or a revocation of the license if information requested was not provided.

NO

21. Indicate the type of alcohol awareness training and the number of hours of training that is required of owners and employees selling alcoholic beverages for the business. Also, indicate if training is required annually and the number of hours required.

Yes, Tips training classes required for all employees yearly and monthly check up

22. What types of materials (written materials, signs, badges, etc.) are provided with the training of the employees?

Kennesaw Permit/TIP

23. Have you read and do you understand all the provisions of the City of Kennesaw and State of Georgia Alcoholic Beverage requirements as stated in Chapter Six (6) of the City of Kennesaw Code of Ordinances and Title III of the Official Code of Georgia.

Yes ☒ No ☐

24. Are you aware that the sale of alcoholic beverages to an underage person (s) by you or your employees may result in the suspension or revocation of the alcoholic beverage license?

Yes ☒ No ☐

25. What procedures do you have in place to ensure that alcoholic beverages are not sold to underage person (s) or any other violation of the City of Kennesaw Code of Ordinances and State Law? Please attach all documentation relating to such procedures and include an explanation as their usage.

All employees are required to take Tips training class

26. What technology, equipment and products have been or will be implemented in the location to ensure compliance with the City of Kennesaw, Cobb County and State Law? Examples include cash registers that require the date of birth to be entered, cameras, signs and calendars). Describe below:

Digital signage, Calendars at all POS's
POS also reminds to check ID on every tab

27. Estimated gross receipts from this location for the remaining calendar year: \$ [REDACTED]

28. List occupations for the past ten years. Include dates of employment and positions.

From/To Month/Year	Company	City	State	Position/Salary
<u>2016-Current</u>	<u>Owlz Pub LLC</u>	<u>Kennesaw</u>	<u>GA</u>	<u>Owner</u>

29. List previous residences of the licensee for the past ten years.

From/To Month/Year	Address	City	State
<u>10/22/ Present</u>	<u>3455 Hampreston Way NW</u>	<u>Kennesaw</u>	<u>GA</u>
<u>10/21 - 10/22</u>	<u>4607 Aucu Dr NW</u>	<u>Kennesaw</u>	<u>GA</u>
<u>10/13 - 9/21</u>	<u>1396 Rhododendron Dr NW</u>	<u>Acworth</u>	<u>GA</u>

KENNESAW, GEORGIA
COBB COUNTY

I, Michael Anthony Magro being duly sworn according to law, do swear that the facts and things stated by me in the above and foregoing answers to questions are true and no false or fraudulent statement is made herein and such answers were made in order to procure the granting of such a license.

I have received a copy of the City of Kennesaw Alcoholic Beverage Code and I am aware that all licenses must be obtained and fees paid no later than two weeks from the date of approval of this application by the Mayor and Council.

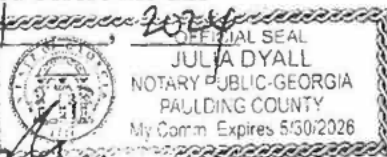
[Signature]
Signature of Applicant

Signature of Spouse of Applicant

Sworn to and subscribed before me this

1st day of April, 2024

[Signature]
Notary Public



Signature and title of person other than applicant filing out this application

Phone Number

Application received in Kennesaw City Hall by:

[Signature]

Application to be heard by Mayor & Council

Date & Time: July 1, 2024 at 6:30 PM

A REPRESENTATIVE MUST BE PRESENT AT THE MAYOR & COUNCIL MEETING



Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

FOOD SALES AND ALCOHOLIC BEVERAGE SALES AFFIDAVIT TO BE COMPLETE BY RETAIL POURING APPLICANTS ONLY

NAME OF ESTABLISHMENT:
ADDRESS OF ESTABLISHMENT:
LICENSEE'S NAME:

Joe's Up Top LLC

3900 Legacy Park Blvd Unit B100 Kennesaw GA 30144

Michael Anthony Magro

FOOD SALES AND ALCOHOLIC BEVERAGE SALES: Financial reports must be attached to support the reported total or CPA certification must be completed attesting to the reported sales. This information must be provided from the financial records of the above establishment on a calendar year basis or such period during which the establishment has been open.

PERIOD FOR WHICH INFORMATION IS PROVIDED: 5-1-24-4-30-25 IF EXISTING BUSINESS, MUST BE A 12 MONTH PERIOD. IF NEW BUSINESS, MUST BE 12 MONTH ESTIMATE.

Gross Receipts from Food sales this period: \$ [REDACTED] (%)
Gross Receipts from Alcoholic Beverage sales this period: \$ [REDACTED] (%)
Total Food sales and Alcoholic Beverage sales this period: \$ [REDACTED] (%)

Briefly describe the method by which receipts are segregated daily into food sales and alcohol sales:

POS System

I certify that I have a working knowledge of the books and records of the establishment whose name appears above, and that to the best of my knowledge the figures presented above represent accurate sale totals for the period specified.

N/A

CPA NAME (PRINTED)

NAME OF CPA FIRM

PHONE

CPA SIGNATURE

BUSINESS ADDRESS

CITY/STATE

ZIP

SWORN UNDER: OATH THIS

DAY OF

, 20

SIGNATURE OF NOTARY PUBLIC

I hereby affirm and understand that the privilege of selling alcoholic beverages on Sunday from 12:30 p.m. until Monday 2:55 p.m. requires valid alcoholic beverage pouring license, valid Sunday Sales pouring license and that at least 50% of the licensed establishment's annual gross food and alcoholic beverage sales must be derived from the sale of prepared meals and food.

I hereby affirm that I understand that records of food sales and alcoholic beverage sales must be prepared and maintained. Failure to prepare and maintain records of food sales and alcoholic beverage sales is cause for denial or revocation of the alcoholic beverage pouring license, including the Sunday Sales pouring license. I further affirm that I understand that the City of Kennesaw Business License Division may audit our records to verify same at its discretion.

[Signature]
Signature of Licensee/Owner

Sworn under oath this 1st day of April, 2024.

[Signature]
OFFICIAL SEAL
JULIA DYALL Notary Public
NOTARY PUBLIC-GEORGIA
PAULDING COUNTY
My Comm. Expires 5/30/2026



Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

OWNER/LICENSEE PERSONAL STATEMENT INFORMATION

1. Full name of licensee (No initials): Michael Anthony Magro
(Include maiden names and alias names if any)

2. Phone Numbers:

a. Business:

b. Cell:

c. Home:

3. Home Address: 3455 Hampton Way NW

4. Business Address:



5. Please fill out the following:

Age: 38

Sex: M

Height: 5'10"

Color of Hair: Brown

Race: CAUCASIAN

Weight: 300 lb

Color of Eyes: Brown

6. Social Security #: [REDACTED]

7. Place of Birth: Gaithersburg MD Date of Birth: [REDACTED] 1/86

U.S. Citizen: yes ☒ By Birth ☐ Naturalized

If a naturalized citizen, provide certificate #: _____

and submit original naturalization certificate or U. S. Passport

If a legal permanent resident, provide alien registration #: _____

and submit copy of I-551 card

Derived Parents Certificate #'s: _____

Date & Port of Entry: _____

8. How long have you resided in the City of Kennesaw or Cobb County? 16

9. Number of years at this present address? 1 1/2

10. Are you (Choose one): ☒ Single ☐ Married ☐ Widowed ☐ Divorced

11. If married, complete the following information on spouse.

Full Name of Spouse: _____

Social Security #: _____

Place of Birth: _____

Place of Marriage: _____

Spouse's Maiden Name: _____

Date of Birth: _____

Date of Marriage: _____

Name of spouse's employer: N/A
 Address of employer: N/A
 U.S. Citizen: ☐ By Birth ☐ Naturalized
 If a naturalized citizen, provide certificate #: N/A
 and submit original naturalization certificate or U. S. Passport
 If a legal permanent resident, provide alien registration #: N/A
 and submit copy of I-551 card
 Derived Parents Certificate #'s: N/A
 Date & Port of Entry: N/A

12. Give names and addresses of all children and stepchildren (regardless of age).

Full Name	Address	Age	Birth Place
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>

13. Give names and addresses of all immediate living relatives.

	Full Name	Address
Parents:	<u>LARRY MAGRO</u>	<u>3455 Hampreston Way NW Kennesaw GA 30144</u>
	<u>JOANNE MAGRO</u>	<u>3455 Hampreston Way NW Kennesaw GA 30144</u>
Siblings:	<u>Kyle Magro</u>	<u>3455 Hampreston Way NW Kennesaw GA 30144</u>
In-Laws:	<u> </u>	<u> </u>
	<u> </u>	<u> </u>

14. Do you or your spouse have financial interest in any bar, lounge, tavern, restaurant, or other place of business where alcoholic beverage are sold and consumed on the premises? If yes, give details:

Yes, Owlz Pub, 3655 Cherokee St, Kennesaw GA 30144

15. Are you or your spouse related to anyone who has ownership or is employed by any wholesale or retail alcoholic beverage business? If so, give name, relationship to licensee or licensee's spouse, business name and the amount of interest, and/or type of employment in each.

NO

16. Education: List name of schools attended, address, dates of attendance and degrees earned.

M/YR	to	M/YR	School	Address	City	State	Degree
<u>2001</u>		<u>2003</u>	<u>Harrison</u>		<u>Kenner</u>	<u>LA</u>	<u>N</u>
<u> </u>		<u>2005</u>	<u>North Metro Tech</u>				<u>Y</u>
<u> </u>		<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>



Business License
2529 J.O. Stephenson Ave.
Kennesaw, GA 30144

Contact Information:
Phone: (770) 424-8274
Fax: (770) 429-4559
www.kennesaw-ga.gov

License Application:
Alcoholic Beverage

OWNER/LICENSEE PERSONAL FINANCIAL STATEMENT

Name: Michael Anthony Maard Date of Birth: [REDACTED] 1986
Social Security #: [REDACTED] Name of Spouse: [REDACTED]
Residence Address: 3455 Hambleton Way NW Business/Organization: [REDACTED]
City/State/Zip: Kennesaw GA 30144 Business Phone: [REDACTED]
Residence Phone: [REDACTED] Partner/Officer in any other business? ☐ Yes ☐ No

Assets

Cash on hand in banks
Accounts Receivable
Stocks & Bonds
Real Estate
Cash value of Life Insurance
Automobiles
Deposit Accounts
Credit w/ Financial Institutions
Other Assets (Itemize)

Total Assets

Liabilities

Notes payable to banks - Secured
Notes payable to banks - Unsecured
Accounts Payable
Unpaid Taxes
Mortgage on Real Estate
Other Debts (itemize)
Total Liabilities
Net Worth

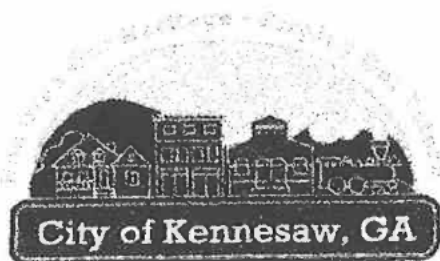
Total Liabilities & Net Worth

Source of Annual Income Own Pub
Bonus & Commissions [REDACTED]
Alimony, Child Support, or Separate Income
Itemize all loan sources & Interest
Other Income (Itemize)
Total Income

Salary
Dividends

Unsatisfied judgments or lawsuits pending? ☐ Yes ☒ No
Are any income tax returns made by you for prior years being contested? ☐ Yes ☒ No
If so, what do you estimate as the additional amount you may be required to pay?
Are any assets pledged or joint names other than as described above? ☐ Yes ☐ No
Have you ever been declared bankrupt? ☐ Yes ☒ No
Do you have a will? ☐ Yes ☒ No
Who is named as your executor? Beneficiary: [REDACTED]
Executor: [REDACTED]

As of June 21 2024



City of Kennesaw

Alcohol License

Permit No.

A-16

Renewal? Yes or No

Name-Based Criminal History Record Information Consent/Inquiry Form

I hereby authorize City of Kennesaw to conduct an inquiry for the purpose listed below and receive any Georgia and/or national criminal history record information as authorized by the state and federal law. City Ordinance 22-121 Solicitation Licensing.

Full Name (print)	Michael Anthony Magro		
Address	3455 Hampreston Way NW Kennesaw, GA 30144		
Sex	Race	Date of Birth	Social Security Number
M	CAUCASIAN	[REDACTED] /86	[REDACTED]

☒ This authorization is valid for 364 days from date of signature.

3-24-24

Purpose Code Used: (check one)

☒	A- Alcohol License
☐	B- Bail Bonds
☐	E- Adult Entertainment
☐	M- Massage Therapy
☐	P- Pawn & Precious Metal
☐	S- Solicitation Permit

The inquiry resulted in the following: (check all that apply)

☒	No Criminal Record Available
☒	Criminal Record (Attached/Released)
☒	No NCIC/GCIC Warrant
☐	Possible NCIC/GCIC Warrant (List Wanting Agency Below)

Wanting Agency Name: [REDACTED]

Wanting Agency Telephone: [REDACTED]

Have you ever been arrested, charged and/or convicted of a crime in this Country or any other Country for any offense in the last five (5) years? Yes ☐ No ☒

If yes, please list:

Note: Please list all arrests within the last five years regardless of the disposition of the case

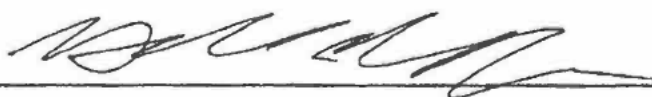
Offense/Charge	Arresting Agency	Date	Disposition

Are you currently on probation or parole for a drug or alcohol offense? Yes ☐ No ☒

I have received and read a copy of the Kennesaw Ordinance pertaining to obtaining a solicitation permit.
Yes ☒ No ☐

I hereby certify that all information given by me on this application is complete and true to the best of my knowledge. I further understand that any falsification or intentional omission of requested information will result in denial of my application for a solicitation license.

Signature of Applicant



For Department Use Only:

GCIC Operator #:

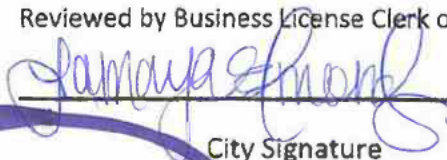
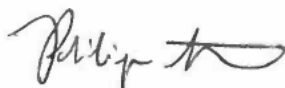
cm

Reviewed by Chief of Police or designee

Reviewed by Business License Clerk or designee:

Approved ☒

Denied ☐



City Signature

No History
Georgia Only
1606 6-10-24 cm

Applicant Privacy Rights Notification Policy

Non-Criminal Justice

Standard Operating Procedure

Applicant Notification Policy for information derived from the Georgia Crime Information Center (GCIC) Criminal Justice Information System (CJIS) network.

The City of Kennesaw Business License Division licenses privilege licenses (alcohol, massage, precious metal, pawn, bail bondsmen, adult entertainment) and as a part of the process conducts fingerprint based background checks through the Georgia Crime Information Center. Prior to fingerprinting, each individual must complete an application and receive a copy of both the Applicant Privacy Rights and the Privacy Act Statement. The City of Kennesaw Business License Division provides the applicant with the privacy rights as part of the application packet and as a poster near the live scan machine.

Once the applicant has read the Applicant Privacy Rights and the Privacy Act Statement, the applicant will sign the Applicant Privacy Rights Notification Signature Form stating the notification was received.

The City of Kennesaw Business License Division will maintain the signed document with the applicant's fingerprints for at least the duration of the audit cycle, which is no less than three years.

Record Challenge/Correction

If an applicant chooses to challenge the accuracy of the criminal history record or needs to correct or update a record, they will be given thirty (30) days to do so. The applicant will be notified that the procedures for challenging an FBI record are set forth in 28 CFR 16.30 through 16.34 and the procedures for challenging a Georgia record can be found on the GBI website.

The applicant will be given a copy of the fingerprint-based criminal history record if a challenge or correction is pursued, otherwise the applicant will not be provided a copy of the record.

The City of Kennesaw Business License Division is not authorized to release the name-based criminal history record.

Appeal Process

The applicant is provided an opportunity to appeal an adverse decision that was based on the criminal history record information provided from the fingerprint-based background check. The procedures for the appeal process are as follows:

- Applicant must submit a request in writing to the Business License Manager stating the reason the adverse decision should be reviewed. The request should include the applicant's name, date of notification of adverse decision, and an explanation of why the decision should be overturned.
- The Business License Manager will provide the written request to the Finance Director. The Finance Director will review the appeal and the applicant will be notified within ten (10) days of the decision regarding the license application.

Applicant Privacy Rights
Notification Signature Form

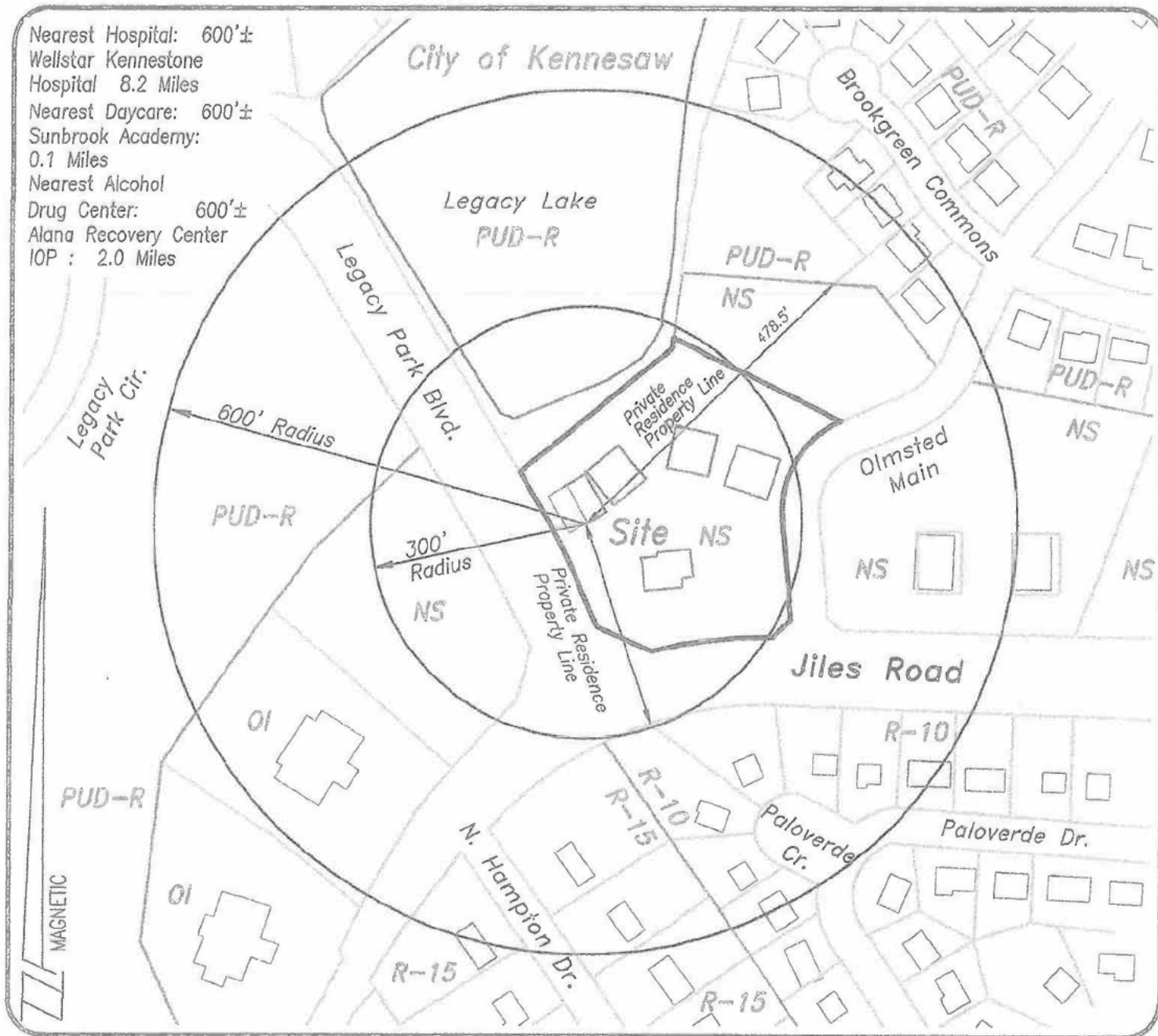
Applicant Notification and Record Challenge:

Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The procedure of obtaining a change, correction or updating an FBI identification record is set forth in Title 28, Code of Federal Regulations (CFR), 16.34.

Procedures for obtaining a copy of the FBI criminal history record are set forth in 28 CFR 16.30 through 16.33 or review the [FBI website](#).

	Michael Anthony Magno	3-29-24
Signature	Print Name	Date

Nearest Hospital: 600'±
 Wellstar Kennestone
 Hospital 8.2 Miles
 Nearest Daycare: 600'±
 Sunbrook Academy:
 0.1 Miles
 Nearest Alcohol
 Drug Center: 600'±
 Alana Recovery Center
 IOP : 2.0 Miles



Selling on the Premises:
 Liquor, Wine and Malt Beverages

Private Residence Property Line:

4026 Paloverde Cir:

Nearest School Property Line: 600'±
 Baker Elementary: 1.6 Miles
 Nearest Church: 600'±
 HighPoint Church: 1.3 Miles
 Nearest Public Library: 600'±
 KSU Horace W Sturgis: 3.1 Miles

Property Address:

3900 Legacy Park Blvd
 Suite B100
 Kennesaw, Georgia 30144

SURVEY FOR ALCOHOLIC BEVERAGE LICENSE

Joes Up Top LLC

Contact:

Michael Magro: [REDACTED]

LAND LOT: 63	DISTRICT: 20th	SECTION: 2nd
CITY: KENNESAW	SCALE: 1" = 200'	
COUNTY: COBB	STATE: GEORGIA	

REFERENCE PLAT BOOK/PAGE:

FIELD DATE: N.A. CAD DRAFTING DATE: 05/06/2024

REVISIONS:

Field Crew: N.A. Drawn By: VH Checked By: CC Approved By: CC

LOCATION: 2024 JOB No.: 24-3900 Legacy Park Blvd.

CC Land Surveyors

PO BOX 801143

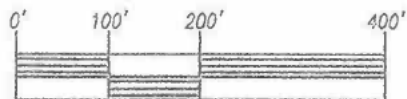
Acworth, Georgia 30101

770-975-3933 ~ 770-420-2274 (fax)

www.ccland.com



For The Firm
 CC Land Surveyors, Inc.



GRAPHIC SCALE

STATE OF GEORGIA

Secretary of State

Corporations Division

313 West Tower

2 Martin Luther King, Jr. Dr.

Atlanta, Georgia 30334-1530

CERTIFICATE OF ORGANIZATION

I, **Brad Raffensperger**, the Secretary of State and the Corporation Commissioner of the State of Georgia, hereby certify under the seal of my office that

Joes Up top llc

a Domestic Limited Liability Company

has been duly organized under the laws of the State of Georgia on **03/26/2024** by the filing of articles of organization in the Office of the Secretary of State and by the paying of fees as provided by Title 14 of the Official Code of Georgia Annotated.

WITNESS my hand and official seal in the City of Atlanta
and the State of Georgia on **04/04/2024**.



Brad Raffensperger

Brad Raffensperger
Secretary of State

ARTICLES OF ORGANIZATION

Electronically Filed

Secretary of State

Filing Date: 3/26/2024 12:39:24 PM

BUSINESS INFORMATION

CONTROL NUMBER 24068183
BUSINESS NAME Joes Up top llc
BUSINESS TYPE Domestic Limited Liability Company
EFFECTIVE DATE 03/26/2024

PRINCIPAL OFFICE ADDRESS

ADDRESS 3900 legacy Park Blvd, Ste B100, kennesaw, GA, 30144, USA

REGISTERED AGENT

NAME	ADDRESS	COUNTY
Michael Magro	3455 Hampreston Way nw, kennesaw, GA, 30144, USA	Cobb

ORGANIZER(S)

NAME	TITLE	ADDRESS
Michael Magro	ORGANIZER	3455 Hampreston Way nw, Acworth, GA, 30102, USA

OPTIONAL PROVISIONS

N/A

AUTHORIZER INFORMATION

AUTHORIZER SIGNATURE Michael Magro
AUTHORIZER TITLE Organizer



GEORGIA DEPARTMENT OF PUBLIC HEALTH
Food Service Establishment Inspection Report

Establishment Name: BAR NORTH

Address: 3900 LEGACY PARK BLVD NW STE B-100

City: KENNESAW Time In: 01 : 35 PM Time Out: 03 : 35 PM

Inspection Date: 11/02/2023 CFSM: Paul Michaud (6/2026)

Purpose of Inspection: Routine ☒ Followup ☐ Initial ☐
Issued Provisional Permit ☐ Temporary ☐

Risk Type: 1 ☐ 2 ☒ 3 ☐ Permit#: FSP-033-004820

Risk Factors are food preparation practices and employee behaviors most commonly reported to the Centers for Disease Control and Prevention as contributing factors in foodborne illness outbreaks. Public health interventions are control measures to prevent illness or injury.

Good Retail Practices are preventive measures to control the introduction of pathogens, chemicals, and physical objects into foods.

92 A 08/17/22
96 A 02/07/22

88

B

A=90-100 B=80-89 C=70-79 D=60-69

FOODBORNE ILLNESS RISK FACTORS AND PUBLIC HEALTH INTERVENTIONS

IN=In compliance OUT=not in compliance NO=not observed NA=not applicable COS=corrected on-site during inspection R=repeat violation of the same code provision=2 points

Compliance Status	COS	R	Compliance Status	COS	R
1 IN OUT NA NO			5 IN OUT NA NO		
1-2A PIC present, demonstrates knowledge, performs duties	O	O	5-1A Proper cooking time and temperatures	O	O
1-2B Certified Food Protection Manager	O	O	5-1B Proper reheating procedures for hot holding	O	O
2 IN OUT NA NO			5-2 Consumer advisory provided for raw and undercooked foods	O	O
2-1A Proper use of restriction & exclusion	O	O	6 IN OUT NA NO		
2-1B Hands clean and properly washed	O	O	6-1A Proper cold holding temperatures	O	O
2-1C No bare hand contact with ready-to-eat foods or approved alternate method properly followed	O	O	6-1B Proper hot holding temperatures	O	O
2-2A Management knowledge, responsibilities, reporting	O	O	6-1C Proper cooling time and temperature	O	O
2-2B Proper eating, tasting, drinking, or tobacco use	O	O	6-1D Time as a public health control: procedures and records	O	O
2-2C No discharge from eyes, nose, and mouth	O	O	6-2 Proper date marking and disposition	O	O
2-2D Adequate handwashing facilities supplied & accessible	O	O	7 IN OUT NA NO		
2-2E Response procedures for vomiting & diarrheal events	O	O	7-1 Pasteurized foods used. Prohibited foods not offered	O	O
3 IN OUT NA NO			8 IN OUT NA NO		
3-1A Food obtained from approved source	O	O	8-2A Food additives: approved and properly used	O	O
3-1B Food received at proper temperature	O	O	8-2B Toxic substances properly identified, stored, used	O	O
3-1C Food in good condition, safe, and unadulterated	O	O	9 IN OUT NA NO		
3-1D Required records: shellstock tags, parasite destruction	O	O	9-2 Compliance with variance, specialized process and HACCP plan	O	O
4 IN OUT NA NO					
4-1A Food separated and protected	O	O			
4-1B Proper disposition of returned, previously served, reconditioned, and unsafe food	O	O			
4-2A Food stored covered	O	O			
4-2B Food-contact surfaces: cleaned & sanitized	O	O			

GOOD RETAIL PRACTICES

(Mark the numbered item OUT, if not in compliance. For items marked OUT, mark COS or R for each item as applicable. R = Repeat Violation of the same code provision = 1 point)
Good Retail Practices are preventive measures to control the introduction of pathogens, chemicals, and physical objects into foods.

Compliance Status	COS	R	Compliance Status	COS	R
10 OUT			14 OUT		
10A Pasteurized eggs used where required	O	O	14A In-use utensils: properly stored	O	O
10B Water and ice from approved source	O	O	14B Utensils, equipment and linens: properly stored, dried, handled	O	O
10C Variance obtained for specialized processing methods	O	O	14C Single-use/single-service articles: properly stored, used	O	O
10D Food properly labeled, original container	O	O	14D Gloves used properly	O	O
11 OUT			15 OUT		
11A Proper cooling methods used: adequate equipment for temperature control	O	O	15A Food and nonfood-contact surfaces cleanable, properly designed, constructed, and used	O	O
11B Plant food properly cooked for hot holding	O	O	15B Warewashing facilities: installed, maintained, used, test strips	O	O
11C Approved thawing methods used	O	O	15C Nonfood-contact surfaces clean	O	O
11D Thermometers provided and accurate	O	O	16 OUT		
12 OUT			16A Hot and cold water available, adequate pressure	O	O
12A Contamination prevented during food preparation, storage, display	O	O	16B Plumbing installed, proper backflow devices	O	O
12B Personal cleanliness	O	O	16C Sewage and waste water properly disposed	O	O
12C Wiping cloths: properly used and stored	O	O	17 OUT		
12D Washing fruits and vegetables	O	O	17A Toilet facilities: properly constructed, supplied, cleaned	O	O
13 OUT			17B Garbage/refuse properly disposed, facilities maintained	O	O
13A Posted Permit/Inspection/Choking Poster/Handwashing	O	O	17C Physical facilities installed, maintained, and clean	O	O
13B Compliance with Georgia Smoke Free Air Act	O	O	17D Adequate ventilation and lighting, designated areas used	O	O
			18 OUT		
			18A Insects, rodents, and animals not present	O	O

Person in Charge (Signature) Paul Michaud

(Print) Paul Michaud

Date: 11/02/2023

Inspector (Signature) Megan Fernandez

Follow-up: YES ☐ NO ☒

Follow-up Date:



Cobb County... Expect the Best!

Cobb County Water System

Office of Environmental Compliance
Grease Management Program
680 South Cobb Drive
Marietta, Georgia 30060-3113

Food Establishment Discharge Permit Application

Facility Name: Bar North LLC
Address: 3900 Legacy Park Blvd ^{B-100} City: Kennesaw State: GA Zip: 30144
Owner: Lisa DiGiulio Phone Number: [REDACTED]
Email Address: [REDACTED]
Authorized Representative (if other than owner): Paul Michael
Mailing address (if different than above)
Address: _____ City: _____ State: _____ Zip: _____
Phone Number: _____

Type of Grease Recovery System

Exterior Grease Trap Capacity		Passive Interior Grease Trap	Automated Interior Grease Trap
☐ 750	☐ 2000	Type:	Type:
☐ 1000	☐ 2500		
☒ 1500	☐ 3000	Size:	Size:
	☐ _____		

Waste Hauler: Apex environmental services
Address: P.O. Box 88342 City: Atlanta State: GA Zip: 30356

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations"

Cobb County Ordinance 122-183 (c)

[Signature]
Signature of Authorized Representative

4-5-21
Date

Application approved and permit granted: Y/N Registration Number: _____

Emily Krajewski, Grease Management Program Supervisor

Date

Submit

Cobb County Fire Marshal's Office (CCFMO) – Information Change Form

Fire Marshal's Office



Plan Review

Application to Occupy a Building/Space that has a Valid Previously Issued Certificate of Occupancy; Cities of Acworth, Kennesaw, Powder Springs and Unincorporated Cobb County

****FEES MUST BE PAID BEFORE THE APPLICATION WILL BE PROCESSED****

New Business Name: JOES UPTOP

Address: 3900 LEBACH PARK BLVD

Suite # B100

City: KENNESAW GA

Zip Code 30144

Owner's Name: Michael Magro

Phone # [REDACTED]

Email: [REDACTED]

Notice: This application is for a Name Change, Sublease, or Re-Issuance of occupancy for Assembly, Storage or Industrial occupancies. Assembly, storage and industrial occupancies cannot use a Name Change. Complete the application and provide the following items below so your documents and tenant floor plans can be reviewed.

Upload the name change application and required documents into Mobile Eyes as a new application: www.cobbfmo.org (Please see FAQ Topics for instructions)

DOCUMENTS REQUIRED FOR TO REVIEW APPLICATION

✓ = Pass, X = Fail

Status

1) Provide a current floor plan as presently configured/arranged (floor plan commonly found with lease documents)

✓

2) Provide pictures of all areas throughout your tenant space for visual verification

✓

3) Provide a copy of the existing Certificate of Occupancy (CO) from the previous tenant/occupant

✓

4) Provide a Scope of Operations letter that is notarized: describing the businesses day-to-day operation

✓

5) A Commodity Protection Assessment packet may be required at the discretion of the reviewer

(This process does not apply to CO's issued prior to 1982 in accordance with O.C.G.A. 25-2-12-C-4)

Acknowledgement Affidavit:

Michael Magro

(Print Owner Name)

am notifying CCFMO that the business, and/or owners' is changing at

the above listed location. I have made no changes in any way (i.e., any gas lines, mechanical, plumbing and/or electrical work, moving of load bearing, non-load bearing walls, or exits, etc.) to the address listed above. I also affirm that I will be conducting the same type of business that was previously approved by your office. I understand that if I wish to make any changes that influence the occupancy type, I must first submit plans to CCFMO and obtain a permit through the appropriate Building Department. [Signature] (Initial)

I understand that a Certificate of Occupancy will not be issued in my new business name, if my business is located within the City limits of Acworth or unincorporated Cobb County. [Signature] (Initial)

I understand that a Certificate of Occupancy will be issued in my new business name, if my business is located in the City Limits of Kennesaw or Powder Springs. I understand I must contact the Kennesaw or Powder Springs Building Department to submit the required documentation to obtain my Certificate of Occupancy. City of Kennesaw's approval to use this form is on a case-by-case basis. [Signature] (Initial)

I also understand that I must schedule a fire inspection of my business prior to the completion of this process. The inspector may discover violations that will need to be corrected in a timely manner. I also understand that the inspector may find violations that will require plans to be submitted and a permit obtained to correct the violations. [Signature] (Initial)

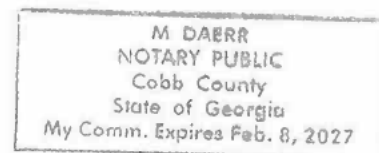
I, [Signature] attest, to the best of my knowledge, all the information that I have provided is true. (Owners Signature)

Public Notary Section

Name Michelle Daerr Signature: [Signature]

Notary Stamp:

Date of witness: May 8, 2024 Expiration: 2-8-27



For Official CCFMO Use Only

(Initial box once completed)

1. Enter the applicant into Mobile Eyes and create a Job

2. Check with the Building Department prior to approving this process

3. Type of Plan review required:

4. Other/Notes:

5. Inform status and required action to the tenant

6. Application: Pass ☒ Fail ☐

Occupancy Classification: Assembly

Occupant Load: 100

Reviewer: Jim Egan

Date: 5/14/24

OCC ID: 2504991

Inspector: MRJ Date: 5/17/2024

Pass ☒ Fail ☐

(NCA 8/4/2021)

Bar North Menu

Appetizers

Load hand cut fries

Hand cut fries topped with pork carnitas covered
Mexican cheeses. 8.50

Scampi fries

Hand cut fries tossed in our house made scampi sauce 7.50. GF

Old Bay Hand cut Fries. 6.50 GF

Loaded Nacho's

Homemade tortilla chips piled high with queso oaxaca
And cheddar cheese, with lettuce, tomato, onions, olives, and
jalapeños served with salsa and sour cream. 8.00

Add chicken. 2.50

Add pork carnitas 3.50

Add steak. 4.50

Mac & cheese balls

With a tomato soup sauce 6.50

Fried mozzarella

6 sticks served with homemade tomato sauce 7.50

Quesadilla

Melted cheddar and jack cheese on a grilled flour tortilla served
With salsa, sour cream, shredded lettuce, and pico de Gallo 6.50

With chicken. 9.50

With pork carnitas 10.50

With steak 11.50

Miss Mary's Meatballs

Served with homemade tomato sauce 8.00

Homemade potato balls

Fried homemade potato balls with garlic and cheese
served with a voice of dipping sauce 8.00

Whipped feta dip

Served with soft pita chips, or carrots and celery . 6.00. GF

Burger Bar

Build your own Burger

All our burgers are ground in-house, served on a fresh Brioche bun, with lettuce, tomato, and raw onion, hand cut fries, your choice of cheese, American, Swiss, provolone, feta, and cheddar, and a house made pickle

Pick your patties.	1- 5oz	8.00
	2- 5oz	11.00
	3- 5oz.	14.00
Beyond Burger		11.50

Substitute Scampi Fries
Or Old Bay fries 2.00

Adds to make your burger yours!

Bacon	2.00
Mac & cheese	2.00
Fried egg	1.50
Avocado	1.00
Sautéed Mushrooms	1.50
Caramelized onions	1.00
Jalapeños	.50
Pork Carnitas	2.00
Extra cheese	1.50
Gluten-free Roll	2.00

Kids Menu

Chicken Tenders

Served with hand cut fries 6.95
Grilled chicken available on request

Mac & Cheese

With Garlic bread. 5.95

Grilled cheese

With hand cut fries. 5.95

5 oz. Hamburger

With lettuce, tomato and onion, upon request
Served with hand cut fries. 5.95
Add your choice of cheese for 1.00

Sides and Add ons

Hand cut fries. 4.50
Mac & Cheese 4..50
Rice 3.50
Sautéed Broccoli 3.50
Black Beans. 2.50
Street corn. 2.50
Miss Mary's Meat ball. 3.00 each

GF- gluten-free

Consuming raw or undercooked meats, poultry, seafood, shellfish or eggs may increase your risk of food borne illness. BEFORE PLACING YOUR ORDER PLEASE INFORM US IF ANY PERSON IN YOUR PARTY HAS A FOOD ALLERGY Our products may contain wheat, eggs, soy, dairy, nut or fish allergens

Wings and Things

Fresh fried chicken wings

6 wings. 7.00

10 wings 12.00

16 wings 18.00

All drums or flats.+ 2.00. GF

Hand battered chicken tenders (5) 8.50

Wing sauces

Garlic Parmesan, sweet chili, BBQ, medium, hot, hot garlic, teriyaki, lemon pepper,
And fire mouth

Soups

Home made French Onion soup.

House made soup, with a baguette and Swiss and provolone cheese 5.00 bowl 7.00

Chili, winner of the Chili cook off of Legacy park cup 5.00. bowl 7.00

Salads

Cobb salad

Feta crumbles, hard boiled egg, avocado, tomatoes,
and crisp bacon served on a bed of romaine 8.00

Greek salad

Fresh lettuce, tomatoes, cucumbers, red onions, feta cheese, olives,
pepperoncini, green bell peppers, tossed in our greek dressing 8.00

Ceasar salad

Fresh romaine lettuce tossed in creamy Caesar dressing with
parmesan cheese and croutons 6.50

House salad

Fresh lettuce, tomatoes, cucumbers, green bell peppers, red onions,
Topped with cheddar and jack cheese. 6.50

Training Institute for Responsible Vendors, Inc.

certifies that

Michael Magro

has successfully completed training in our RASS Workshop thus
entitling them to all the rights and privileges appertaining thereto.

In witness thereof the undersigned have affixed their names
this 8th day of May, 2024

Seal




President

GEORGIA
DRIVER'S LICENSE

Governor: *B. Perdue*

4d DL NO. [REDACTED] 3 DOB [REDACTED] 986
4b EXP [REDACTED] 2031

9 CLASS CM
2 MICHAEL ANTHONY
1 MAGRO

8 3455 HAMPRESTON WAY NW
KENNESAW, GA 30144-7442
COBB

12 REST A
9a END NONE
4a ISS [REDACTED] 2023
15 SEX M 18 EYES BRO
16 HGT 5'-11" 17 WGT 260 lb

Commissioner: *Leah A. Noveck*

USA
GA

10007109482

01/02/2019
www.dds.georgia.gov

MEDICAL INFORMATION: NONE

CLASS: CM-≤ 26,000 lbs. GVWR and Trailer ≤ 10,000 lbs. All recreational vehicles and 2 or 3 wheeled motorcycles

ENDORSEMENTS: NONE

RESTRICTIONS: A-None

DOB: 04/05/1986



Item Report

TO: The Honorable Mayor and City Council

FROM: Bill McNair, Parks & Recreation Director

DATE: July 1, 2024

TITLE: **Resolution: Terry Lane Playground Expansion**
 Consideration for approval of a Resolution authorizing the Mayor to execute an agreement with GameTime, Inc. for the installation of playground equipment at Terry Lane Park.

Summary:

In an effort to improve, expand, and promote a healthy lifestyle for the children of Kennesaw, the Parks and Recreation Department is requesting to expand play opportunities by installing new equipment at Terry Lane Park because the existing playground equipment does not meet the demand of the neighborhood. Parks and Recreation impact fees funds for the expansion of Terry Lane Park playground equipment were previously allocated for and adopted in the FY 24 budget. GameTime, Inc. has the qualifications and experience to perform installation services for \$40,494.08 and was procured through State of Georgia contract 2017001134.

Recommendation:

The Parks and Recreation Director recommends approval.

Fiscal Impact:

Attachments:

1. Terry Lane Park Playground Resolution
2. Exhibit A - Terry Lane Park rev 4 package

**CITY OF KENNESAW
GEORGIA**

RESOLUTION NO. 2024-__, 2024

**RESOLUTION TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH
GAMETIME, INC. FOR THE INSTALLATION OF PLAYGROUND EQUIPMENT AT
TERRY LANE PARK**

**BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF KENNESAW, COBB
COUNTY, GEORGIA, AS FOLLOWS:**

WHEREAS, in an effort to improve, expand, and promote a healthy lifestyle for the children of Kennesaw, the Parks and Recreation Department is requesting to expand play opportunities by installing new equipment at Terry Lane Park; and

WHEREAS, the existing playground equipment does not meet the demand of the neighborhood; and

WHEREAS, Parks and Recreation impact fees funds for the expansion of Terry Lane Park playground equipment were previously allocated for and adopted in the FY 24 budget; and

WHEREAS, GameTime, Inc. has the qualifications and experience to perform installation services for \$40,494.08 and was procured through State of Georgia contract 2017001134.

NOW, THEREFORE, BE IT RESOLVED the Kennesaw City Council authorizes the Mayor to execute an agreement with GameTime, Inc. for services shown in Exhibit A.

PASSED AND ADOPTED by the Kennesaw City Council on this __ day of July, 2024.

ATTEST:

CITY OF KENNESAW

Lea Alvarez, City Clerk

Derek Easterling, Mayor



GameTime
 c/o Dominica Recreation Products, Inc.
 P.O. Box 520700
 Longwood, FL 32752-0700
 800-432-0162 * 407-331-0101
 Fax: 407-331-4720
www.playdrp.com

05/07/2024
 Quote #
 105321-01-05

Terry Lane Park ~ Revision 4

Kennesaw Parks & Recreation Department
 Attn: Britt McGill
 2753 Watts Drive
 Kennesaw, GA 30144
 Phone: 4043920917
bmcgill@kennesaw-ga.gov

Ship to Zip 30144

Quantity	Part #	Description	Unit Price	Amount
- <i>Site access for construction equipment and staging area must be provided by owner.</i> Removal of existing borders, slide, swings and footers by owner.				
54	4850	GameTime - 8" Playcurb Pkg	\$85.00	\$4,590.00
1	4854	GameTime - Accessible Playcurb	\$577.00	\$577.00
1	12583	GameTime - Ada Primetime Swing Frame, 3 1/2" Od <i>Custom - [Basic: (SB) Sky Blue]</i>	\$1,886.00	\$1,886.00
1	12584	GameTime - Ada Primetime Swing Aab, 3 1/2" Od <i>Custom - [Basic: (SB) Sky Blue]</i>	\$1,167.00	\$1,167.00
4	SS8910	GameTime - Belt Seat 3 1/2" /8' W/Clevis	\$433.00	\$1,732.00
1	655	GameTime - Dome Climber	\$2,054.00	\$2,054.00
1	6372	GameTime - Spin With Me (With Handle) <i>[Accent: _____] [Roto Plastic: _____]</i>	\$7,331.00	\$7,331.00
1	INSTALL	5-Star Plus - Five Star Plus Playground Installation Services- <i>Performed by a Certified Installer, includes meeting and unloading delivery truck, signed completion forms, site walkthrough, and 3-Year Labor Warranty!</i>	\$7,650.00	\$7,650.00
2275	Shred-6	GT-Impax - Shredded Rubber Surfacing - Loose Fill- <i>6" Compacted Depth - ASTM Compliant</i>	\$7.00	\$15,925.00
2275	SR	5-Star Plus - Spreading of Shredded Rubber- <i>Shredded Rubber will be delivered by large truck and dumped in staging area. (possibly even arrive in large super sacks, each weighing about a ton). Installer will use bob-cat or similar to move shredded rubber into site, one load at time. Installer not responsible for sod or sidewalks from staging area to job site.</i>	\$0.85	\$1,933.75
			Sub Total	\$44,845.75
			Discount	(\$7,343.73)
			Freight	\$2,992.06
			Total	\$40,494.08

This quote was prepared by Gina Wilson, Vice President / Senior Project Manager.
 For questions or to order please call - 800-432-0162 ext. 101 ginaw@gametime.com

All pricing in accordance with Omnia Partners / U.S. Communities Contract #2017001134.

All terms in the Omnia Partners / U.S. Communities Contract take precedence over terms shown below.

For more information on the Omnia Partners / U.S. Communities contract please visit [Omnia Partners Public Sector GameTime](#)





GameTime
c/o Dominica Recreation Products, Inc.
P.O. Box 520700
Longwood, FL 32752-0700
800-432-0162 * 407-331-0101
Fax: 407-331-4720
www.playdrp.com

05/07/2024
Quote #
105321-01-05

Terry Lane Park ~ Revision 4

Permits are not included in cost, unless specifically listed in pricing. If permits are required Signed/Sealed drawings are needed and are also not included unless specifically listed in pricing. Any costs for municipal permits, paid by installer, will be charged back to the owner. Adding permits to any job will increase the length of completion, expect total time to be about **150 days**, after receipt of Site Plan from owner/customer (this is not due to manufacturing but rather the permit process at the municipality level). It is expected that the **owner will provide approved site plans** of the area for the permit office, and will help and assist in the securing of all required approvals before assembly of equipment can begin. Installer cannot provide site plans. **The permit process can not begin until appropriate and current site plans are provided by owner.** If there are no current surveys or site plans available, the owner may be required to obtain a new survey for the permit. This is the responsibility of the owner to obtain. If additional permitting requirements are needed during the process, those will be added and billed accordingly, i.e. soil density test, formed footers, etc.

Payment Terms: Governmental Purchase Order.

Purchases in excess of \$1,000.00 to be supported by your written purchase order made out to GameTime.

Net 30 days subject to approval by GameTime Credit Manager. A completed Credit Application and Bank Reference Authorization, must be received with the order. The decision on credit is the sole discretion of GameTime/PlayCore. A 1.5% per month finance charge will be imposed on all past due accounts.

Multiple Invoices: Invoices will be generated upon services rendered. When equipment ships it will be invoiced separately from installation and/or other services. Terms are Net 30 for each individual invoice.

This Quotation is subject to policies in the current GameTime Park and Playground Catalog and the following terms and conditions. Our quotation is based on shipment of all items at one time to a single destination, unless noted, and changes are subject to price adjustment.

Pricing: Firm for 60 days from date of quotation.

Shipment: F.O.B. factory, order shall ship within 120 days after GameTime's receipt and acceptance of your purchase order, color selections, approved submittals, and receipt of payment.

Taxes: State and local taxes will be added at time of invoicing, if not already included, unless a tax exempt certificate is provided at the time of order entry.

Exclusions: Unless specifically discussed, this quotation excludes all sitework and landscaping; removal of existing equipment; acceptance of equipment and off-loading; lift gate delivery; storage of goods prior to installation; security of equipment (on site and at night); equipment assembly and installation; safety surfacing; borders; drainage; signed/sealed drawings; or permits.

Installation Terms: Shall be by a Certified Installer. The installer is an independent installer and not part of PlayCore, GameTime, nor Dominica Recreation Products. If playground equipment, installer will be NPSI and Factory Trained and Certified. Unless otherwise noted, installation is based on a standard installation consistent with GameTime installation sheets and in suitable soil with a sub-base that will allow proper playground installation. Drainage is not part of our scope of work unless otherwise noted. Customer shall be responsible for scheduling and coordination with the installer. Site should be level and allow for unrestricted access of trucks and machinery. Customer shall also provide a staging and construction area. Installer not responsible for sod replacement or damage to access path and staging area. Customer shall be responsible for unknown conditions such as buried utilities, tree stumps, rock, or any concealed materials or conditions that may result in additional labor or material costs. Customer will be billed hourly or per job directly by the installer for any additional costs that were not previously included.

ORDER INFORMATION

Bill To: _____ Ship To: _____

Contact: _____ Contact: _____

Address: _____ Address: _____

Address: _____ Address: _____

City, State, Zip: _____ City, State, Zip: _____

Tel: _____ Fax: _____ Tel: _____ Fax: _____

SALES TAX EXEMPTION CERTIFICATE #: _____ (PLEASE PROVIDE A COPY OF CERTIFICATE)



GameTime
c/o Dominica Recreation Products, Inc.
P.O. Box 520700
Longwood, FL 32752-0700
800-432-0162 * 407-331-0101
Fax: 407-331-4720
www.playdrp.com

05/07/2024
Quote #
105321-01-05

Terry Lane Park ~ Revision 4

Acceptance of quotation:

Accepted By (printed): _____

P.O. No: _____

Signature: _____

Date: _____

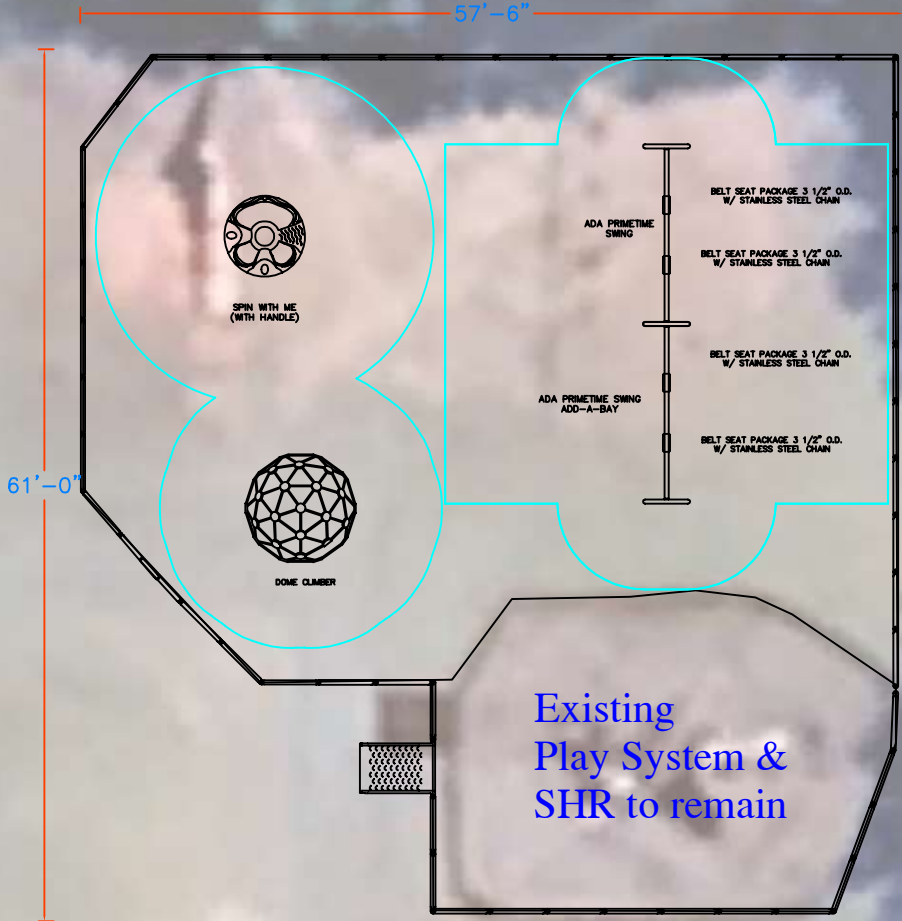
Title: _____

Phone: _____

E-Mail: _____

Purchase Amount: **\$40,494.08**

Conceptual Drawing ONLY



Google Earth

Image © 2023 Airbus



50 ft



150 PlayCore Drive SE
Fort Payne, AL 35967
www.gametime.com

Terry Lane Park ~ Rev 4
City of
Kennesaw
Representative
DRP

This play equipment is recommended for children ages 5-12

Minimum Area Required: see drawing
Scale: NTS
This drawing can be scaled only when in an 36" x 48" format

IMPORTANT: Soft resilient surfacing should be placed in the use zones of all equipment, as specified for each type of equipment, and at depths to meet the critical fall heights as specified by the U.S. consumer Product Safety Commission, ASTM standard F 1487 and Canadian Standard CAN/CSA-Z-614

Drawn By: GW
Date: 05/07/2024
Drawing Name: Terry Lane Park rev 4