**STATE OF GEORGIA**
**COUNTY OF FULTON**
**CITY OF SOUTH FULTON** **RES2019-032**

# A RESOLUTION PROMOTING A CLEANER AND GREENER SOUTH FULTON; ESTABLISHING AN ADOPT-A-ROAD PROGRAM AND FOR OTHER LAWFUL PURPOSES

**(Sponsored by Councilpersons Gumbs and Willis)**

**WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia;

**WHEREAS**, the duly elected governing authority of the City is the Mayor and City Council ("City Council");

**WHEREAS**, the City Council is vested in providing a cleaner and greener environment for City residents and visitors;

**WHEREAS**, Adopt-a-Road programs offer unique opportunities for community volunteers to enhance the City's goal in ensuring a clean and green roadway system with the City;

**WHEREAS**, Adopt-a-Road programs add civic pride to the community, serve as reminders not to litter and save tax-payers money; and

**WHEREAS**, this Resolution and the adoption of an Adopt-a Road program within the City is in the best interests of the health and general welfare of the City, its residents and general public.

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL** as follows:

**Section 1.** The City Council hereby adopts the "Adopt-a-Road Program" and supporting documentation attached hereto as Exhibit A. The Public Works Director is hereby authorized to make changes to the program, within the allocated City budget and based upon the changing needs of the City, subject to review and approval by the City Manager and City Attorney.

**********

**Section 2.** It is hereby declared to be the intention of the City Council that: (a) All sections, paragraphs, sentences, clauses and phrases of this Resolution are or were, upon their enactment, believed by the City Council to be fully valid, enforceable and constitutional.

(b) To the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Resolution is severable from every other section, paragraph, sentence, clause or phrase of this Resolution. No section, paragraph, sentence, clause or phrase of this Resolution is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Resolution.

**Section 3.** All Resolutions and parts of Resolutions in conflict herewith are hereby expressly repealed.

**Section 4.** The effective date of this Resolution shall be the date of adoption unless provided otherwise by the City Charter or state and/or federal law.

THIS RESOLUTION so adopted this 23rd day of July 2019.

**CITY OF SOUTH FULTON, GEORGIA**

WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:

S. DIANE WHITE, CITY CLERK

APPROVED AS TO FORM:

EMILIA C. WALKER, CITY ATTORNEY

The foregoing RESOLUTION No. 2019-032, adopted on July 23, 2019 was offered by Councilmember Jackson, who moved its approval. The motion was seconded by Councilmember Willis, and being put to a vote, the result was as follows:

| | AYE | NAY |
|---|---|---|
| William "Bill" Edwards, Mayor | | |
| Mark Baker, Mayor Pro Tem | ✓ | |
| Catherine Foster Rowell | Absent | |
| Carmalitha Lizandra Gumbs | ✓ | |
| Helen Zenobia Willis | ✓ | |
| Gertrude Naeema Gilyard | ✓ | |
| Rosie Jackson | ✓ | |
| khalid kamau | ✓ | |

# GOVERNMENT OF THE CITY OF SOUTH FULTON

ODIE DONALD II
CITY MANAGER

ANTONIO M. VALENZUELA
PUBLIC WORKS DIRECTOR

## Adopt-a-Road Program

### What is "Adopt-a-Road"?

Adopt-a-Road is a litter prevention and beautification program sponsored by the Public Works Department to attract public involvement in beautifying and picking up litter along the City of South Fulton roadways. The objective is to keep City of South Fulton cleaner and greener by allowing the community to assume responsibility for sections of the public right-of-way.

### Who Can Adopt?

Any civic focused organization, such as Garden Clubs, Boy Scouts, Girl Scouts, Church groups, High School Student Councils, Business Associations, and Corporations can adopt a stretch of roadway in the City of South Fulton.

### What Are the Responsibilities of an Adopting Organization?

By adopting a stretch of roadway, an organization commits to keep City of South Fulton cleaner and greener. More specifically, the organization will:

- Coordinate volunteers within the organization to improve the appearance of their adopted roadway. An organization can also participate by sponsoring other volunteer groups, or directly funding litter cleanup efforts.

- Designate an "Adopt-A-Road Organization Leader and Co-leader, who are eighteen years of age or older and provide Public Works Department with the person's names, address and phone numbers.

- The Organization Leader(s) shall provide each participant with a Release of Liability and, if necessary, Parental Consent forms in the form approved by the City. The Organization Leader(s) shall require that every participant in the clean-up of the adopted area complete and sign these appropriate forms. Parents or guardians of participants 17 years of age or younger must sign the Parental Consent and Release of Liability form in the form approved by the City. The Organization Leader(s) will ensure that no one works without the appropriately signed forms.

- The Organization Leader(s) are required to complete a mandatory Safety Training Session provided by the Public Works Department. Staff will contact the Group Leader to schedule the training date. The session would be approximately 30-to 45 minutes.

- The Organization Leader(s) will require anyone present in the adopted area to wear the appropriate safety vest and attire and to work only after the warning signs are properly in place.

- Following each Adopt-A-Road litter cleanup; please report the following information to the Public Works Department. (1) Organization Name (2) Date of Clean up (3) Section of Roadway (4) Number of Bags Filled (5) Number of Participants (6) Hours Spent Cleaning (7) Additional Comments or Observations.

- The Organization assumes all responsibility and liability for, and shall defend and hold the City of South Fulton, Public Works Department, its officers and employees harmless from any actions at law or claims of any character brought for injuries, including death, or damages sustained by any person or property arising from any act or omission of the Organization or anyone associated with it in performing or failing to perform pursuant to this Agreement.

- The Organization shall require all participants to be at least 12 years of age and shall have those participants 17 years of age or younger supervised by one or more adults.

**What Are the Responsibilities of Public Works Department?**

By supporting the Adopt-a-Road program, the Public Works Department will:

- Furnish and erect two road signs indicating the section of roadway under adoption and the responsible organization

- Furnish supplies and equipment to aid with general cleanup

- Provide staff assistance in carrying out the program

- Coordinate media coverage to inform the public of the program

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**How Does an Organization Adopt?**

Any interested group should contact the Public Works Department Adopt-A-Road Program Staff.

**City of South Fulton**
Public Works Department
5440 Fulton Industrial Boulevard
Atlanta, GA 30336
Antonio Valenzuela, Public Works Director
404-640-1528

# GOVERNMENT OF THE CITY OF SOUTH FULTON

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## Safety Tips and Reminders

1. **Before you start:** Conduct a safety training session before the cleanup.

2. **Get ready:**
   Meet at a convenient place.
   Consent to work; have copy of signed Releases.
   Remind your group members of the safety tips.
   Put on your safety vests and attire.
   Check to make sure members have gloves, bright colors, long sleeves shirt, long pants, high top shoes/boots and socks.
   Double-check your supplies (trash bags and signs)

3. **Let's go!**
   Carpool to your site.
   Install your "Traffic Control" Signs.
   Park your vehicle off the road where it will not affect the flow of traffic.

4. **Clean-up instructions:**
   Work in groups of 3 to 4 people. Watch out for each other.
   Clean four (4) feet from the edge of the pavement.
   Fill the garbage bag two-thirds (2/3) fill of litter.
   Tie the bag and place it four (4) feet from the edge of the road.
   Appoint a "recycler" to pick up the bag of aluminum cans.

5. **First Aid Kit**
   Keep a First Aid Kit near by

6. **Special cautions**
   Watch for stinging insects, fire ants and snakes.
   Beware of broken glass, hidden holes, and poison ivy.
   Don't touch suspicious items (e.g. needles).

7. **Stop! Stop! Stop!**

| | |
|---|---|
| During bad weather | Peak traffic hours |
| After dark | in construction areas |
| Bridges or overpasses | High grass or steep slopes |

8. **IN CASE OF EMERGENCY CALL 911**

# GOVERNMENT OF THE CITY OF SOUTH FULTON

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PUBLIC WORKS DIRECTOR

## Release of Liability

In consideration of being allowed to participate in the Adopt-A-Road program by the City of South Fulton, I acknowledge that working in the vicinity of the streets and roads can be a hazardous activity and I assume all the risks associated with this work. I waive all claims for damages against the City of South Fulton, and against its officers and employees for injury to my person or property, including death and destruction, that may arise from this activity. I release the City of South Fulton and its officers and employees and agree to hold them harmless from any such liability.

This agreement shall remain in force until I revoke it in writing

_____
Name of Organization

_____
Signature of Participant

_____
Print Name

_____
Date

# GOVERNMENT OF THE CITY OF SOUTH FULTON

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## Parental Consent Release of Liability

In consideration of my child, _____, being allowed to participate in the Adopt-A-Road program by the City of South Fulton, I acknowledge that working in the vicinity of the streets and roads can be a hazardous activity. Nevertheless, we grant permission for our child to participate in this activity and assume the risks associated with this work. We waive all claims for damages against the City of South Fulton, and against its officers and employees for injury to our child's person or property, including death and destruction, that may arise from this activity. We release the City of South Fulton and its officers and employees and agree to hold them harmless from any such liability.

This agreement shall remain in force until I revoke it in writing

_____
Name of Organization

_____
Signature of Parent/Guardian

_____
Print Name of Parent/Guardian

_____
Date

# GOVERNMENT OF THE CITY OF SOUTH FULTON

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## Rules and Regulations

### General

1. All adopting organizations must sign an Adopt-a-Road agreement and participate in safety training/orientation.
2. Public Works Department will have final approval of all routes and clean up scheduling.
3. Organizations must perform litter clean up four times per year. Additional cleanup is encouraged on an as-needed basis, but not required.
4. Adopted road segments will measure a minimum of 2 miles in length, (excluding bridges).
5. Organizations must make a minimum 2-year commitment to the program.
6. Organizations must schedule clean ups a minimum of 10 working days in advance.

### Public Works Department Responsibilities:

1. Signage
    a. Public Works Department will erect two sets of signs, one on either end of the adopted road section.
    b. The sign set will consist of a 24 x 30" City of South Fulton Adopt-a-Road program sign, and a 9" by 24" daughter sign with the organization's name.
    c. Signs will be erected within 3 months of initial adoption, as indicated by a signed and approved Adopt-a-Road agreement.
    d. Signs may be moved or removed at any time at the discretion of Public Works

2. Litter Pick Up
    a. Public Works Department will send maintenance crews to pick up filled trash bags on the first working day after a cleanup.

3. Contact Person
    a. Public Works Department will designate one or more staff contacts for the scheduling and coordination of the program.

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## Adopting Organization:

1. Civic and Non-Profit Organizations, Others, etc.
    a. Participants must be at least 12 years of age.
    b. If under age of majority, participants must have written consent.
2. Commercial Organizations
    a. Cannot display address, phone number, or any other contact information during clean ups
    b. Cannot display any product or service reference during clean ups
    c. Organization daughter sign may only be used with Adopt-a-Road main
3. All organizations must be approved by Public Works Department.
4. All organizations must complete safety training as required.
5. Organizations must complete a status report and return to Public Works Department after each clean up.
6. Any organization failing to perform satisfactorily will be removed from the program.

## Safety

1. Public Works Department will advise and assist with safety as necessary.
2. Any organization failing to follow safety guidelines will be immediately removed from the program.
3. Safety Guidelines:
    a. Carpools are encouraged to limit the number of vehicles
    b. Park vehicles clear of roadway
    c. Keep work groups to a manageable size
    d. Closely supervise youth groups
    e. Do not remove any hazardous material—advise Public Works Department in status report
    f. No clean up on bridges, tunnels, or overpasses
    g. Stay clear of construction areas
    h. No clean up during inclement weather, at night, or during peak weekday traffic hours
    i. Be aware of natural hazards such as poisonous plants, insects, snakes, etc.
    j. Consider any participant's known medical state before cleaning up, i.e. allergies, asthma, lack of mobility, etc.
    k. Participants may not possess or distribute alcohol while involved in a clean up
    l. No illegal substances will be tolerated
    m. Make all participants aware that they are working in a potentially dangerous environment and act accordingly

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## Indemnification and Maintenance

State of Georgia
City of South Fulton

Whereas, the City of South Fulton, Public Works Department and _____ recognize the need and desirability of litter-free roadways; and

Whereas, the "Adopt-a-Road" program has been established for civic organizations, non-profit organizations, and interested parties to contribute toward the effort of maintaining litter-free roadways and right-of-way's by participating in litter pick-ups; and

Whereas, _____ is aware of the potentially hazardous work which is to be performed; and

Whereas, _____ agrees to abide by the Adopt-a-Road Rules and Regulations attached; and

_____agrees to cooperate in the development and implementation of the Adopt-a-Road program, and agrees to indemnify the City of South Fulton and hold the City of South Fulton and Officers harmless for any and all damage that the City of South Fulton may suffer.

This agreement shall commence on the date of execution hereof and shall continue to full force with renewals on a biannual basis.

The Director of the Public Works Department may, in his or her discretion, at any time, upon written notice to the undersigned require the termination of activities on the City of South Fulton right-of-way's.

Therefore, the Public Works Department recognizes

_____

_____

as the adopting organization for roadway within the City of South Fulton.

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Furthermore, _____ accepts the responsibility of picking up litter on this section of the City of South Fulton Road, and promoting a litter-free environment in the community as needed with the minimum of four (4) clean ups per year for a period of no less than two (2) years from the execution of this agreement.

Road: _____

From: _____

To: _____

Road: _____

From: _____

To: _____

Road: _____

From: _____

To: _____

Name of Organization _____

Authorized Signature _____ Date_____

Printed Name_____

Title _____

Contact Information _____

_____

Public Works Department Authorized Signature:_____Date_____

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