

*Jay C. Stephenson*

Jay C. Stephenson  
Clerk of Superior Court Cobb County

08-1-0093



**GENERAL PRESENTMENTS  
of the  
JANUARY/FEBRUARY 2008  
GRAND JURY  
IN THE SUPERIOR COURT  
COBB COUNTY, GEORGIA**

**ALEX JON PERKINS, FOREPERSON  
AMANDA LYNN TRAWNSKI, ASSISTANT FOREPERSON  
DAVID RAY OWENS, CLERK**

GEORGIA, COBB COUNTY  
I HEREBY CERTIFY THE WITHIN AND FOREGOING TO BE A  
TRUE AND CORRECT AND COMPLETE COPY OF THE  
ORIGINAL THAT APPEARS OF RECORD

CASE No. 08-1-0093 IN THIS OFFICE

THIS 7th DAY OF March 2008

*Amanda Trawnski*  
DEPUTY CLERK, COBB COUNTY  
COURT COBB COUNTY, GEORGIA

FILED IN COURT  
THIS March 7, 2008  
AT 9:45 A.M.  
JAY C. STEPHENSON *JS*  
CLERK SUPERIOR COURT  
COBB COUNTY, GEORGIA

**January/February 2008 Term of the Cobb County Grand Jury**

**Consisted of the Following Panel Members:**

<b>Stephen Howell Richardson</b>	<b>Kenneth L. Tuggle</b>
<b>David Brent Cardwell</b>	<b>Teresa Ann Reed</b>
<b>Ashleigh T. Williams</b>	<b>Betty Jean Milford</b>
<b>Pamela Marsh Crane</b>	<b>Vallen Nicole Bohannon</b>
<b>Kim S. Carlyle</b>	<b>Raymond Lee Phillips</b>
<b>Susan E. Martin</b>	<b>Ana Carolina Figueroa</b>
<b>Judy H. Solomon</b>	<b>Catherine Lea Dailey</b>
<b>James Bolt Jr.</b>	<b>Aja Boyd Kneeland</b>
<b>Samuel Erskine Cooper III</b>	
<b>Vanessa Zamora Muniz</b>	
<b>Ignace Kyunghoon Min</b>	
<b>Richard Lynn Lewis</b>	

## **GRAND JURY PRESENTMENTS**

We, the Grand Jury, selected and sworn for the January/February 2008 Term, respectfully make the following presentments:

This Grand Jury has acted on **274 Indictments**, returning **260 True Bills** and **14 No Bills** during the term.

## **COBB COUNTY GRAND JURY REPORTS**

*Findings from the Inspections of:*

### **Cobb County Adult Detention Center**

On January 20, 2008 members of the Grand Jury toured the Cobb County Adult Detention Center, which consists of the Work Release Detention Center, Prison Unit, and County Jail.

During lunch Sheriff Neil Warren welcomed the Grand Jurors and introduced his staff to us. Due to a prior commitment Sheriff Warren could not accompany us on the tour of the facilities. We were served the same meal that the inmates were going to eat for dinner that afternoon. Inmates are served three meals a day, which totals 2800 calories. A dietitian with the Sheriff's Department and food contractor Aramark plan out the daily meals for the inmates.

After lunch we toured various departments and inmate incarceration areas in the Pre-trial Detention Center. The center was very clean with noticeable heat and ventilation in all areas. The security procedure for opening and closing the cell doors for the inmates and deputies was impressive. However, some Grand Jury members were surprised that we were not subjected to a search prior to entering the facilities.

The daily operation in the Pre-trial Detention Center is very complex from processing, feeding, and guarding over 2300 inmates that is only designed to house 1925. The Sheriff's staff should be commended for the excellent and dangerous job they perform daily.

We traveled next to the Work Release Center which houses inmates that work on county property and inmates that are released to work in the public. This facility to date has 149 inmates with a capacity of 384. A background check is performed on the inmates who apply for the work release program and are thoroughly reviewed before they are accepted. We were told that the inmates that work on county property are strip searched upon returning to the work release center, but the inmates that leave and work in the private sector are not strip searched when they return.

Our final tour was to the Prison Unit. This is a very small and old facility that has served its purpose. With a constructed capacity of 250 inmates, it now houses 282. Inmates appeared to be crammed together due to overcrowding. The completion of the new jail expansion is set for October 2009 and this should help the facilities that are overcrowded.

## **Recommendations**

- (1) Properly search everyone that enters the prison facilities. ( This was also a concern by the previous Grand Jury)
- (2) Search all inmates from the Work Release Program upon returning to the Detention Center.

The Penal Committee of the January/February 2008 Grand Jury consisting of six members visited the Smyrna, Kennesaw and Acworth City Jails.

### **Smyrna City Jail**

On January 29, 2008 the Penal Committee visited and toured the Smyrna City Jail with Deputy Chief Brown and Captain Black. The facility was very clean and in good condition with a capacity of 65 beds for inmates and a staff of 94 officers as of this date to serve the city.

They have their own kitchen and a staffed cook to prepare the inmates meals. The Health Department inspects the kitchen once a year. Each meal served averages about \$1.45 per serving.

We were allowed to see the Evidence Room and the procedures to enter said room. Only certain officers have access to this room which has a very good security system. It allows only authorized personnel access to this room and keeps track of who enters. All evidence is logged in, but never audited. Smyrna also has its own 911 center which is located at this facility.

While touring the jail, we encountered an Officer escorting an inmate to an area in the jail. Upon learning we were with the Grand Jury, the inmate was placed in a cell nearby. We were told later that this inmate was a jail trustee.

## **Recommendations**

- (1) Perform an audit on the evidence that's logged in
- (2) Lock down the jail when the Grand Jury is present

### **Kennesaw City Jail**

Upon arriving at the jail, doors were wide open from the parking lot to the jail with no one around. After several members of the Grand Jury shouted out HELLO several times someone finally came out.

This facility has a capacity to hold 50 inmates. On this day 10 to 12 inmates were in custody. Kennesaw has 54 officers to protect the city. They have their own kitchen and one staffed cook. The Health Department inspects the kitchen every 4 months. Each meal served for breakfast averages about \$2.50 and each dinner averages about \$3.00 per inmate with an annual budget around \$42,000 for meals. This average is higher compared to the other jail facilities in Cobb County.

It was cold outside and the inside of the jail was cold as well. Inmates were observed covered up in their bunks with blankets. The inmates are given about 45 minutes outside in a secured area. No form of recreation was present because inmate sentences are not long.

### **Recommendations**

- (1) Secure doors from outside when no one is around so that jail personnel and property that was stored in this area is protected
- (2) Heat facility on cold days
- (3) Install benches in the outside yard for inmates to sit
- (4) Find ways to reduce the cost of meals for inmates

### **Acworth City Jail**

This jail was built in 1989 and houses a maximum of 41 inmates with a daily average of 16 inmates. The Police Department has 40 officers to serve the city. The tour was brief since the jail was small but adequate for the city. Everything seemed to be in order.

No recommendations.

### **Cobb County 911 Center**

The Grand Jury for the January/February 2008 Term made a scheduled visit to the Cobb County 911 Center on January 18, 2008. Upon our visit we met with Kathy Strickland, the Public Safety Services Coordinator who gave us an overview of the inner workings of the Call Center and answered our questions very proficiently. The 911 Call Center answers dispatch calls for the Marietta and Powder Springs Police Departments, as well as the Marietta, Powder Springs, and Kennesaw Fire Departments in addition to all calls in unincorporated Cobb County. The Call Center receives roughly 1 million calls per year, averaging 2-3 thousand emergency and non-emergency calls per day. The staff works on 12-hour shifts. They complete monthly quality assurance reviews wherein they pull 911 tapes to critique and make sure all systems and organizational structures are working smoothly. The building is equipped with emergency generators that are tested monthly to ensure the Call Center never loses power or the capacity to receive emergency calls. There also exists a back-up 911 Call Center facility if the current building must be shut down or evacuated for any reason. This facility can be operational within 20-30 minutes of arrival. Funding was recently approved for new dispatch consoles, which will be more ergonomic, adjustable and high-tech than the current consoles which were installed in 2000 when the building opened. Upon this visit, the Grand Jury was most impressed with the fact there is another Call Center available in case of emergency or crisis period until they are no longer needed, no matter how many hours or possible days it may take.

## Cobb County Treasurer Committee

Members: Rick Lewis, Vanessa Muniz and Alex Perkins

### Purpose:

On Tuesday, January 29, 2008 the committee visited the County Finance Department and met with Brad Bowers. The primary purpose was to obtain a full statement of the condition of the county pursuant to O.C.G.A. § 36-6-14.

### General Information and Observations:

The County Finance Department consists of many areas from Payroll through Risk Management. The Treasury is one of the Departments. Its primary role is cash management. For example, money from the Special Local Option Sales Tax (SPLOST) is managed by the Treasurer. SPLOST money is being collected at the rate of \$10-11 million dollars a month. Typically at the beginning of a SPLOST money is collected and builds up before projects are underway and the bulk of expenditures are needed. For example, some projects resulting from the current SPLOST are the construction of additional jail space, construction of a new courthouse, and communications improvements for the police, fire, and sheriff's departments. These projects are in various stages of completion. Relatively little money has been spent on the new courthouse since it is still in the planning stages, but construction of the jail space is currently under way and expenditures are ramping up.

The reserve accounts were set aside at 1/12 of the operating budget, but the level was changed in 2002 to 1/10 of the operating budget. Budgets and revenue projections are generally very conservative so that the county does not end up with a budget deficit.

Careful management of the money by the Treasurer is needed to make sure that cash availability is maintained, and at the same time, a good return is desired for the investments. The county's money is invested with three goals in mind- Safety, Liquidity, and Yield. One primary vehicle for achieving this is Georgia Fund 1, which is a fund managed by the State. Georgia Fund 1 primarily invests safely in items such as Treasury Securities.

As a result of proper cash management, budgeting, and the reserve level, Cobb County is one of 21 counties nationwide that receives a AAA bond rating from the major bond services (e.g. Moody's Standard Poors). As a result, the county receives favorable terms on bond issues such as the Water System Bond Issue.

There is an annual audit conducted by an outside independent CPA firm. In addition, because there are Federal and State grant funds, there are additional audits in those areas.

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**Conclusion:**

The Finance Department/County Treasurer appears to be well run and thorough in their procedures and policies. The approach to cash management is appropriately conservative and the finances for the county are secure despite the recent economic downturn.

**Cobb County Parks and Recreation Committee**

On January 29, 2008, five members of Cobb County Grand Jury met with Cobb County Parks and Recreation Director Eddie Canon. He discussed the structure of the Parks and Recreation and Cultural Affairs Department and the services that they provide. They have provided over 7 million participants in programs and use of facilities. He provided the Grand Jury with information on the 44 facilities located in Cobb County, and the 1350 developed acres. He also discussed the plans on the growth of undeveloped land that they currently have or looking to purchase. Some of the current facilities include the: Jim Miller Park Fairgrounds, Cobb County Civic Center, Anderson Theatre, Mable House Barnes Amphitheater, 4 Aquatic Centers, 4 Recreation Centers, 3 Arts Centers, 112 Tennis Courts, and a Dog Park.

He discussed some of the main events that happen in Cobb County including the Shrine Circus, Special Olympics, and the North Georgia State Fair. Mr. Cannon also provided literature to the Grand Jury of information on youth programs that are offered by Cobb County Parks and Recreation.

**Recommendations:**

None (Keep up the good work).

**Cobb County School System Committee**

On the 29<sup>th</sup> of January 2008 members of the Cobb County Grand Jury met with Dr. Judith A. Jones, a representative of the Cobb County School District. Dr. Jones is the Chief Accountability and Research Officer. The primary topic of discussion was the reasons for differences in SAT scores in different parts of Cobb County. Dr. Jones cited three factors that seem to contribute to these differences.

- (1) Academic Preparation in High School for taking the SAT
  - a. Students that take more AP classes during High School do better on the SAT. Key classes seem to be Calculus, Physics, and Foreign Languages.
  - b. Students that take the PSAT score higher on the SAT.
  - c. Practice using online resources (Project 2400, SAT Online provided by GDOE) is critical. Children that take advantage of these resources tend to perform consistently better on SAT's.
  
- (2) Life Goal Setting
  - a. High School children that set a College Degree as a goal perform dramatically better on SAT's. If they don't plan on going to college, no effort is put into preparation.

- b. High School children that set career plans in a field that requires a degree tend to perform better on SAT's.
- (3) Parental Influence
- a. Parents that place a college education as a priority for their children can expect increases in their SAT scores.

In summation the Grand Jury Committee was presented data showing within Cobb County three factors that resulted in increased SAT scores. Academic Preparation, Life Goal Setting, and Parental Influence. We concluded that students with their parent's guidance should concentrate on all three of these areas. Those that do so should expect to increase their SAT scores at least 200-300 points.

The Grand Jury Committee found Dr. Jones to be very informative and we are glad to have her as a positive force in the Cobb County School System.

### **Cobb County Animal Control Committee**

Approximately six members of the January/February 2008 Term Grand Jury toured the Cobb County Animal Control Facility. The tour was given by Mr. Don Bruce, Animal Control Supervisor. The facility is very clean with nice equipment and appears to be managed very well. We met employees in all departments and their job duties were explained. We had an opportunity to view the animals at the facility and were told how long they are held after arrival. Almost 70% of the animals will be adopted for approximately \$40 each. This includes all shots and de-worming with the exception of the rabies vaccination. This was an enjoyable and informative tour.

### **Cobb County Senior Services Committee**

Members: Alex Perkins, Pamela Crane, and Raymond Phillips

#### **Purpose:**

On Tuesday, January 29, 2008, the committee visited the North Cobb Senior Center located in Kenworth Park. The primary aim was to review the facilities and services offered to Cobb County Seniors.

#### **General Information and Observations:**

There are 4 Nutrition Centers and 4 Multi-purpose Facilities in Cobb County. The North Cobb Senior Center is the smallest at 10,000 square feet. It is 5 years old and includes both the Neighborhood Nutrition Program and the Multi-purpose Facility. Combined there are 5 paid staff and a maintenance employee. The staff is trained in first aid and CPR. Volunteers assist in some areas.

The Neighborhood Nutrition Program is supported largely by state grants. It operates M-F from 9am to 2 pm. Roughly 30 participants are involved at any given time. The participants' average age is 75, with 6 participants over 90 years of age. The primary requirement for

participation is that the participant's mental and physical capabilities are not severely limited. An interview process is used to evaluate prospective participants. If a senior does not meet the criteria, they are recommended for other services such as the Senior Day Center. The facility supplies a hot lunch for participants and periodic entertainment programs, field trips, and a place for socialization/games. The food arrives frozen and the only preparation required is heating. Some of the participants drive, but most are picked up.

The Multi-Purpose Facility operates M-F from 8am to 5pm and is available for people 55 and older. The facility supplies rooms for clubs such as carving and needle work. Computer classes are available for the basics of computer use. Entertainment programs are held in the largest room and sell out rapidly for big events. During the visit, the center served as a location for early voting for the upcoming primary. The center was quite busy. The staff believes that preparation in program could be increased, but expansion of the facility is severely limited by the land area available.

Also, the Senior Center is a pick up location for the Meals on Wheels program. As with the Nutrition Program, the food preparation is limited to heating. Volunteers collect the meals each day-usually with two people handling distribution. Cobb County currently has 23 routes serving approximately 250 lunches per day. This location services 13-16 lunches per day.

#### Conclusion:

The facility, including kitchen, was clean and orderly. The staff was courteous, friendly and appeared to care about their work. The programs serve a useful and important service to the community.

#### Cobb County Superior Court Clerk Committee

Members: Pamela Crane, Raymond Phillips, Richard Lewis, Kim Carlyle, Vallen Bohannon, David Cardwell, Alex Perkins, Teresa Reed, Catherine Dailey

#### Purpose:

On Tuesday, February 5, 2008, the committee visited the Clerk of Superior Court's Office. The primary goal was to review procedures and facilities used for the storage and retrieval of evidence.

#### General Information and Observations:

The building where the Clerk's Office is located is secured by the Sheriff's Department. Some employees with special clearance can gain entry without passing through a security checkpoint. The general public has access to most floors and a screening similar to airport security is used to make sure that weapons are not brought in.

There are multiple rooms currently used to store evidence. The main access point to the hallway for the evidence rooms is an elevator that requires a key. There are other entry points to the hallway from areas controlled by the Sheriff's Department. All doors on the hallway are

locked including access to the stairs and deputies entering or leaving use keys to open the doors. Personnel with access to the hallway include maintenance personnel, Clerk's Office employees and deputies from the Sheriff's Department.

The keys to the evidence rooms and the elevator are located in an office on a different floor. The keys are kept in a combination safe and a log book is maintained when the key is checked out. The log book requires the signature of the person retrieving the key and dates of log in and log out. Procedures require that personnel are not allowed to enter the evidence room unless accompanied by a second employee. The combination to the safe is available to all employees in the office and some former employees since the combination is not changed on a regular basis. Employees in the Clerk's Office undergo a background check before employment. There are cameras in the office area where the safe is located and recordings are kept for 3 months.

Evidence is required to be kept for a long time, since an appeal or a new technology such as DNA testing may require the evidence be available to re-prosecute or clear an individual long after the case has apparently been settled. As a result, the evidence rooms are overcrowded (particularly the criminal evidence room). There is a sprinkler system and boxes are wrapped in plastic to preserve evidence in the event that the sprinkler system is activated. There was evidence that rodents are a problem. In one case, a cardboard evidence box appeared to have been chewed into and a rat trap was located next to it.

Evidence is marked with case numbers for proper retrieval. In the upstairs Clerk's Office, records of the evidence inventory are maintained both on computer and on index cards. Though the area was cluttered, the personnel from the Clerk's Office are confident they can locate evidence as needed. Considering the severe space limitations, a more exact filing system would likely be difficult to implement at this time.

The security for transport of evidence varies with the value/importance of the evidence. For example, for transportation of large amounts of drugs, a deputy or deputies accompanies the clerk. For lesser items the clerks move the evidence themselves. Evidence to be used in the current day's trials are brought to an upstairs safe in the clerk's office and secured in a large combination safe. There is a log book and access is similar to the safe where the evidence room keys are maintained.

#### Conclusion:

The committee recognizes that there have not been serious problems with evidence loss or tampering. Given the space limitations and the fact that the rooms are available to the Clerk's Office were not designed for evidence storage, we believe they have made a strong effort to secure the evidence adequately. We also recognize that there are budgetary considerations. However, given the serious consequences of lost or damaged evidence, the committee feels that additional measures should be given strong consideration.

Recommendations:

- (1) Consideration should be given to changing the combination to evidence and key storage safes periodically.
- (2) The cost and reliability of electronics has improved significantly in the last few years, so this would be the appropriate time to consider adding one or more electronic systems for an additional layer of security. Items recommended for consideration include, but are not limited to:
  - (a) a camera or cameras in the evidence rooms (criminal evidence having the higher priority).
  - (b) contact sensors on the door to indicate opening of evidence room doors (with a light or bell in the main office).
  - (c) a swipe card system and keypad for the door. The keypad code could be changed readily and a record of personnel entering the rooms would be automatic.
- (3) The purchase of plastic storage boxes should be considered instead of the current cardboard storage boxes. These would eliminate the need for extensive plastic wrap to protect the items from sprinklers and would provide additional rodent protection.
- (4) A properly secured evidence storage area with adequate space should be included in the plans for construction of the new courthouse. Bar coding of evidence for inventory and retrieval might be considered when space is available in the new courthouse. If there is a need to justify funding for any of the recommendations that the Clerk's Office deems appropriate to implement, members of the Cobb County Commission should visit the current facilities.
- (5) The new courthouse will not be available in the immediate future. Unless review indicates that significant amounts of evidence are <sup>no longer</sup> necessary for storage, an increase in space should be secured in the current courthouse area.
- (6) Though unrelated to storage, we recommend that the exit strategy be reviewed for employees who are accessing the evidence rooms. At present, there does not appear to be an exit for these employees should a fire occur and the elevator is inoperable.

Tax Boards of Equalization Committee

Pursuant to O.C.G.A. § 48-5-311, this Grand Jury makes the following appointment to the Tax Boards of Equalization:

Mr. Barry Reade  
734 Friendship Church Road  
Powder Springs, GA 30127  
404-805-8302

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**General Reports**

The January/February 2008 Term Grand Jury has inspected the reports of receipts and disbursements of the Clerk of Superior Court, the County Treasurer, Probate Court and the Sheriff of Cobb County and found them to be in order.

  
Alex Jon Perkins, Foreperson

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Georgia, Cobb County  
Cobb County Superior Court  
Cobb Judicial Circuit

**ORDER**

Read and Considered, Let the Same Be Filed.  
It is hereby ordered; that the within Presentments be published in the official organ of Cobb County within fifteen (15) days from the date.

So Ordered, this the 7<sup>th</sup> day of March, 2008.

  
S. Lark Ingram  
Judge, Superior Court  
Cobb Judicial Circuit

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STATE, SUPERIOR, JUVENILE, MAGISTRATE  
DEPARTMENTS 040, 160, 165, 185, 190, 200 & 220  
FINES AND FORFEITURES  
OCTOBER, 2006 TO SEPTEMBER, 2007

<u>RECEIPTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT - SEPT	VARIANCE
Bond Forfeiture	\$ 123,004.00	\$ 222,025.86	\$ 99,021.86
Drug Treatment/Ed.	487,569.00	545,200.76	57,631.76
Court Fines	1,351,198.00	1,545,570.26	194,372.26
County Jail Fund*	0.00	250.00	250.00
Other Fines/Forfeiture	12,335,298.00	10,826,702.14	(1,508,595.86)
Victim Assistance Prog. Fine	688,540.00	688,540.63	0.63
<b>TOTAL RECEIPTS</b>	<b>\$ 14,985,609.00</b>	<b>\$ 13,828,289.65</b>	<b>\$ (1,157,319.35)</b>

<u>DISBURSEMENTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT - SEPT	VARIANCE
Personal Services			
Salaries	\$ 16,147,302.00	\$ 16,071,558.53	\$ 75,743.47
Fringes	6,129,065.00	6,030,899.54	98,165.46
Total Personal Services	22,276,367.00	22,102,458.07	173,908.93
Operating			
Office Materials/Supplies	\$ 297,331.00	\$ 282,802.09	\$ 14,528.91
Legal/Professional Fees	543,037.00	509,594.36	33,442.64
Juror-Witness	315,050.00	246,786.00	68,264.00
Court Reporting	70,317.00	65,322.89	4,994.11
Other	531,154.00	441,955.17	89,198.83
Total Operating	1,756,889.00	1,546,460.51	210,428.49
Capital	\$ 298,449.00	\$ 33,119.51	\$ 265,329.49
<b>TOTAL DISBURSEMENTS</b>	<b>\$ 24,331,705.00</b>	<b>\$ 23,682,038.09</b>	<b>\$ 649,666.91</b>

\*County Jail Fund - \$1,459,433.88 was collected and transferred to the Debt Service Fund for payments on the Detention Facility.

  
Brad Bowers, Finance Director/Comptroller

**FINES AND FORFEITURES  
OCTOBER, 2006 TO SEPTEMBER, 2007  
FOR STATE COURT (DEPTS 160 & 200) ONLY**

<u>RECEIPTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - SEPT</b>	<b>VARIANCE</b>
Other Fines/Forfeiture	\$ 12,335,298.00	\$ 10,825,629.14	\$ (1,509,668.86)
Victim Assistance Prog. Fine	<u>573,881.00</u>	<u>573,881.15</u>	<u>0.15</u>
<b>TOTAL RECEIPTS</b>	<b><u>\$ 12,909,179.00</u></b>	<b><u>\$ 11,399,510.29</u></b>	<b><u>\$ (1,509,668.71)</u></b>

<u>DISBURSEMENTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - SEPT</b>	<b>VARIANCE</b>
Personal Services			
Salaries	\$ 3,899,257.00	\$ 3,836,952.08	\$ 62,304.92
Fringes	<u>1,415,381.00</u>	<u>1,422,183.41</u>	<u>(6,802.41)</u>
Total Personal Services	5,314,638.00	5,259,135.49	55,502.51
Operating	\$ 277,381.00	\$ 221,299.26	\$ 56,081.74
Capital	<u>\$ 7,796.00</u>	<u>\$ 1,773.00</u>	<u>\$ 6,023.00</u>
<b>TOTAL DISBURSEMENTS</b>	<b><u>\$ 5,599,815.00</u></b>	<b><u>\$ 5,482,207.75</u></b>	<b><u>\$ 117,607.25</u></b>

\*County Jail Fund - \$1,203,487.76 was collected and transferred to the Debt Service Fund for payments on the Detention Facility.

  
Brad Bowers, Finance Director/Comptroller

STATE, SUPERIOR, JUVENILE, MAGISTRATE  
DEPARTMENTS 040, 160, 165, 185, 190, 200 & 220  
FINES AND FORFEITURES  
OCTOBER, 2007 TO JANUARY, 2008

<u>RECEIPTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT-JAN	VARIANCE
Bond Forfeiture	\$ 123,004.00	\$ 19,653.50	\$ (103,350.50)
Drug Treatment/Ed.	487,569.00	44,114.30	(443,454.70)
Court Fines	1,351,198.00	386,758.29	(964,439.71)
County Jail Fund*	0.00	40.04	40.04
Other Fines/Forfeiture	11,250,291.00	2,861,763.76	(8,388,527.24)
Victim Assistance Prog. Fine	60,090.00	165,135.93	105,045.93
<b>TOTAL RECEIPTS</b>	<b>\$ 13,272,152.00</b>	<b>\$ 3,477,465.82</b>	<b>\$ (9,794,686.18)</b>

<u>DISBURSEMENTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT-JAN	VARIANCE
Personal Services			
Salaries	\$ 16,458,800.00	\$ 5,471,970.66	\$ 10,986,829.34
Fringes	6,525,343.00	2,189,365.81	4,335,977.19
Total Personal Services	22,984,143.00	7,661,336.47	15,322,806.53
Operating			
Office Materials/Supplies	\$ 301,334.00	\$ 110,158.13	\$ 191,175.87
Legal/Professional Fees	415,402.00	150,449.30	264,952.70
Juror-Witness	315,050.00	62,625.00	252,425.00
Court Reporting	70,317.00	13,491.88	56,825.12
Other	297,638.00	120,844.55	176,793.45
Total Operating	1,399,741.00	457,568.86	942,172.14
Capital	\$ 600,147.00	\$ 2,728.11	\$ 597,418.89
<b>TOTAL DISBURSEMENTS</b>	<b>\$ 24,984,031.00</b>	<b>\$ 8,121,633.44</b>	<b>\$ 16,862,397.56</b>

\*County Jail Fund - \$364,681.45 was collected and transferred to the Debt Service Fund for payments on the Detention Facility.

  
Brad Bowers, Finance Director/Comptroller

**FINES AND FORFEITURES  
OCTOBER, 2007 TO JANUARY, 2008  
FOR STATE COURT (DEPTS 160 & 200) ONLY**

<u>RECEIPTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT-JAN</b>	<b>VARIANCE</b>
Other Fines/Forfeiture	\$ 11,250,291.00	\$ 2,861,763.76	\$ (8,388,527.24)
Victim Assistance Prog. Fine	<u>52,853.00</u>	<u>153,376.44</u>	<u>100,523.44</u>
<b>TOTAL RECEIPTS</b>	<b><u>\$ 11,303,144.00</u></b>	<b><u>\$ 3,015,140.20</u></b>	<b><u>\$ (8,288,003.80)</u></b>

<u>DISBURSEMENTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT-JAN</b>	<b>VARIANCE</b>
Personal Services			
Salaries	\$ 3,912,699.00	\$ 1,307,685.34	\$ 2,605,013.66
Fringes	<u>1,509,427.00</u>	<u>515,681.31</u>	<u>993,745.69</u>
Total Personal Services	5,422,126.00	1,823,366.65	3,598,759.35
Operating	\$ 278,106.00	\$ 86,576.76	\$ 191,529.24
Capital	<u>\$ 6,729.00</u>	<u>\$ 816.85</u>	<u>\$ 5,912.15</u>
<b>TOTAL DISBURSEMENTS</b>	<b><u>\$ 5,706,961.00</u></b>	<b><u>\$ 1,910,760.26</u></b>	<b><u>\$ 3,796,200.74</u></b>

\*County Jail Fund - \$320,605.17 was collected and transferred to the Debt Service Fund for payments on the Detention Facility.

  
\_\_\_\_\_  
Brad Bowers, Finance Director/Comptroller

COBB COUNTY PROBATE COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT

MONTH OF DECEMBER, 2007- GENERAL FUND RECEIPTS

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 12/07/07	\$12,011.00
Deposit 12/14/07	\$17,453.25
Deposit 12/31/07	\$25,531.30
<b>TOTAL RECEIPTS</b>	<b>\$54,995.55</b>

MONTH OF DECEMBER, 2007- GENERAL FUND EXPENDITURES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$ 666.00
Department of Human Resources	\$ 558.00
Judge's Retirement Fund	\$ 2,597.40
Cobb County General Fund	\$44,431.15
Superior Ct Clerk's Authority	\$ 6,743.00
<b>TOTAL EXPENDITURES</b>	<b>\$54,995.55</b>

I do hereby certify that the above information is true and correct.

David A. Dodd  
David A. Dodd, Judge of the Probate Court

Sworn to and subscribed before me,  
this 10th day of January, 2008.


[Signature]  
Notary Public



My Commission Expires  
May 22, 2010

This certifies that the undersigned clerk delivered by intra-county mail to the District Attorney or to responsible persons in his office the information for the return to the grand jury pertaining to the month of December 2007.

This 11<sup>th</sup> day of January, 2008.



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Clerk of Probate Court

COBB COUNTY PROBATE COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT

MONTH OF JANUARY, 2008- GENERAL FUND RECEIPTS

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 01/09/08	\$17,290.00
Deposit 01/25/08	\$47,286.00
Deposit 01/31/08	\$13,185.50
<b>TOTAL RECEIPTS</b>	<b>\$77,761.50</b>

MONTH OF JANUARY, 2008- GENERAL FUND EXPENDITURES

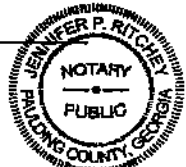
<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$ 1,092.00
Department of Human Resources	\$ 807.00
Judge's Retirement Fund	\$ 3,290.80
Cobb County General Fund	\$63,889.70
Superior Ct Clerk's Authority	\$ 8,682.00
<b>TOTAL EXPENDITURES</b>	<b>\$77,761.50</b>

I do hereby certify that the above information is true and correct.

David A. Dodd  
David A. Dodd, Judge of the Probate Court

Sworn to and subscribed before me,  
this 11th day of February 2008.

J  
Notary Public



My Commission Expires  
May 22, 2010

This certifies that the undersigned clerk delivered by intra-county mail to the District Attorney or to responsible persons in his office the information for the return to the grand jury pertaining to the month of January, 2008.

This 11<sup>th</sup> day of February, 2008.



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Clerk of Probate Court

STATE OF GEORGIA  
COUNTY OF COBB

RETURN TO THE COBB COUNTY  
GRAND JURY FOR JANUARY - FEBRUARY 2008

DATE:

In compliance with the provision of Georgia Code 36-1-7, I submit for your examination the following true and just statement of the funds which I have collected and paid into the county General Fund on behalf of Cobb County for the period of November 1, 2007 through December 31, 2007.

To the Honorable Members of the Grand Jury for the period of November 1, 2007 through December 31, 2007:

<b>FINES AND FORFEITURES</b>	<b>\$8,397.02</b>
Collected and paid into the Superior and State Courts of Cobb County	
<b>FEES COLLECTED RECORDS AND ID</b>	<b>\$19,035.00</b>
Fees for processing applicant fingerprints and sale of photos paid into the Cobb County General Fund	
<b>CIVIL COSTS</b>	<b>\$52,878.00</b>
Collected and paid into the Cobb County General Fund	
<b>MISCELLANEOUS REVENUES</b>	
Collected and paid into the Cobb County General Fund	<b>\$10,874.36</b>
Commission from Sale of Abandoned Property in Sheriff's Office Safe	<b>\$17,431.20</b>
<b>BOND FORFEITURES</b>	<b>\$218,760.22</b>
Collected and paid into the Cobb County General Fund	
<b>JAIL BOND SURCHARGE</b>	<b>\$32,871.03</b>
Collected and paid into the Cobb County General Fund	
<b>BOND DOCUMENT FEE</b>	<b>\$40,356.00</b>
Collected and paid into the Cobb County General Fund	
<b>JAIL SUBSIDY</b>	<b>\$82,515.00</b>
Collected and paid into the Cobb County General Fund	
<b>WORK RELEASE PER DEIM</b>	<b>\$44,991.12</b>
Collected and paid into the Cobb County General Fund	
<b>TOTAL</b>	<b><u>\$528,108.95</u></b>

*Neil Warren*

Neil Warren, SHERIFF  
COBB COUNTY, GEORGIA

Personally appeared before me, Neil Warren, Sheriff of Cobb County, Georgia, who on oath deposed and says that the above is a true and correct statement to the best of his knowledge.

*Paula R. Morris*  
Notary Public, State of Georgia

Notary Public, Cobb County, Georgia  
My Commission Expires May 25, 2008.

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF NOVEMBER - 2007 GENERAL FUND RECEIPTS**

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ 59,747.00
4579	ADR FILING	\$ 3,020.00
4632	PROPERTY RECORDING FEES	\$ 206,388.00
	DEEDS	\$192,688.00
	UCC	\$ 10,854.00
	BUSINESS	\$ 2,590.00
	PLATS	\$ 256.00
4638	MISCELLANEOUS RECORDING/FILING	\$ 33,142.50
	NOTARY COMM.	\$ 7,410.00
	MISCELLANEOUS	\$ 25,732.50
4590	DRUG COURT	\$ 23,957.00
4596	DRUG COURT LAB FEES	\$ 3,745.00
4806	LIBRARY FUND	\$ 4,710.00
	CASH BOND	\$ 11,743.50
4538	10% FEE	\$ 343.50
4802	FORFEITURE	\$ 11,400.00
4803	DRUG TREATMENT/EDUCATION	\$ 7,650.00
4804	COURT FINES	\$ 164,612.04
	FINES	\$ 113,166.26
	P.O.F.	\$ 6,301.00
	P.O.P.I.D.F	\$ 9,666.30
	D.U.I.	\$ -0-
	BRAIN/SPINAL	\$ -0-
	WD/BF	\$ 1,158.25
	VICTIM	\$ 105.65
	CRIME LAB (FELONY)	\$ 4,172.60
	CRIME LAB (MISD)	\$ 75.00
	DEFENDANTS APP. FEE	\$ 350.00
	DRIVERS EDUCATION	\$ 65.00
	ASSORTED FUNDS	\$ 29,251.98
	COURT COST	\$ 300.00
4811	VICTIMS ASSISTANCE PROGRAM	\$ 1,827.50
4925	ATTORNEY FEES	\$ 26,042.36
4805	10% JAIL FUND	\$ 11,867.47
4235	TRANSFER TAX	\$ 395,215.00
4634	INTANGIBLE TAX	\$1,392,708.04
4854	INTEREST EARNED INTANGIBLE TAX	\$ 27.21
4854	INTEREST EARNED FROM GENERAL FUND	\$ 48.71
5020	RESTITUTION	\$ 78,671.40
	<b><u>TOTAL RECEIPTS</u></b>	<b><u>\$2,425,122.73</u></b>

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF - NOVEMBER - 2007 -GENERAL FUND PAYABLES**

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ 14,130.00
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ 10,166.30
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 28,030.23
	SHERIFFS' RETIREMENT FUND	\$ 1,908.75
	CLERKS' RETIREMENT FUND	\$ 7,435.00
	CLERKS' COOPERATIVE AUTHORITY -(UCC'S)	\$ 4,930.00
	CLERKS' COOPERATIVE AUTHORITY - (DEEDS)	\$ 45,250.00
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ 492.00
	STATE CHILDREN'S TRUST FUND	\$ 1,245.00
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ 6,951.00
	VICTIMS EMERGENCY FUND	\$ 105.65
	BRAIN AND SPINAL TRUST FUND	\$ -0-
	DRIVERS EDUCATION COMMISSION	\$ 65.00
	CRIMINAL COURT COST	\$ 300.00
	RESTITUTION	\$ 78,671.40
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 949,919.03
	TRANSFER TAX TO STATE AND ENTITIES	\$ 394,694.00
	INTANGIBLE TAX TO COBB COUNTY	\$ 442,816.22
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ 4,247.60
4592	DEFENDANTS APPLICATION FEE	\$ 350.00
4811	VICTIMS ASSISTANCE PROGRAM	\$ 1,827.50
4235	TRANSFER TAX TO COBB COUNTY	\$ 521.00
4806	LAW LIBRARY FUND	\$ 4,710.00
4806	SENTENCE INSOLVENT	\$ 2,210.00
4590	DRUG COURT	\$ 23,957.00
4596	DRUG COURT LAB FEES	\$ 3,745.00
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ 3,020.00
4854	INTEREST EARNED FROM GENERAL FUND	\$ 38.59
4854	INTEREST EARNED FROM TRANSFER TAX	\$ 10.12
	<b>TOTAL PAY OUT</b>	<b>\$ 2,031,746.39</b>
	<b>NET PAY OUT</b>	<b>\$ 393,376.34</b>
4638	OVER / SHORT	\$ 33.25
4544	CIVIL REFUNDS	\$ <289.00>
4804	JUDICIAL REFUNDS	\$ <1,711.25>
4544	UN-COLLECTABLE (NSF)	\$ <98.00>
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$ 391,311.34</b>

Sworn to and subscribed before me on  
This the 10<sup>TH</sup> day of DECEMBER 2007.

*Mary E. Ruckaby*  
NOTARY PUBLIC

My Commission Expires  
November 12, 2011

*Elva P. Dornbusch*  
JAY C. STEPHENSON, CLERK SUPERIOR COURT  
ELVA P. DORNBUSCH, CHIEF DEPUTY CLERK

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF DECEMBER - 2007 GENERAL FUND RECEIPTS**

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ <u>39,019.75</u>
4579	ADR FILING	\$ <u>2,435.00</u>
4632	PROPERTY RECORDING FEES	\$ <u>217,018.00</u>
	DEEDS	\$203,436.00
	UCC	\$ <u>10,652.00</u>
	BUSINESS	\$ <u>2,290.00</u>
	PLATS	\$ <u>640.00</u>
4638	MISCELLANEOUS RECORDING/FILING	\$ <u>270,883.06</u>
	NOTARY COMM.	\$ <u>6,300.00</u>
	MISCELLANEOUS	\$ <u>264,583.06</u>
4590	DRUG COURT	\$ <u>15,315.25</u>
4596	DRUG COURT LAB FEES	\$ <u>4,780.49</u>
4806	LIBRARY FUND	\$ <u>3,880.00</u>
	CASH BOND	\$ <u>13,218.00</u>
4538	10% FEE	\$ <u>1,168.00</u>
4802	FORFEITURE	\$ <u>12,050.00</u>
4803	DRUG TREATMENT/EDUCATION	\$ <u>4,890.00</u>
4804	COURT FINES	\$ <u>147,759.98</u>
	FINES	\$ <u>111,479.85</u>
	P.O.F.	\$ <u>6,047.27</u>
	P.O.P.I.D.F	\$ <u>8,339.27</u>
	D.U.I.	\$ <u>-0-</u>
	BRAIN/SPINAL	\$ <u>19.00</u>
	WD/BF	\$ <u>302.75</u>
	VICTIM	\$ <u>26.00</u>
	CRIME LAB (FELONY)	\$ <u>3,354.55</u>
	CRIME LAB (MISD)	\$ <u>-0-</u>
	DEFENDANTS APP. FEE	\$ <u>150.00</u>
	DRIVERS EDUCATION	\$ <u>-0-</u>
	ASSORTED FUNDS	\$ <u>18,041.49</u>
	COURT COST	\$ <u>-0-</u>
4811	VICTIMS ASSISTANCE PROGRAM	\$ <u>1,302.50</u>
4925	ATTORNEY FEES	\$ <u>23,826.87</u>
4805	10% JAIL FUND	\$ <u>10,163.98</u>
4235	TRANSFER TAX	\$ <u>473,209.80</u>
4634	INTANGIBLE TAX	\$ <u>1,547,378.43</u>
4854	INTEREST EARNED INTANGIBLE TAX	\$ <u>31.40</u>
4854	INTEREST EARNED FROM GENERAL FUND	\$ <u>60.52</u>
5020	RESTITUTION	\$ <u>113,943.66</u>
	<b><u>TOTAL RECEIPTS</u></b>	<b><u>\$2,889,116.69</u></b>

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF - DECEMBER - 2007 -GENERAL FUND PAYABLES**

ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ <u>11,640.00</u>
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ <u>8,639.07</u>
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ <u>17,458.99</u>
	SHERIFFS' RETIREMENT FUND	\$ <u>1,418.00</u>
	CLERKS' RETIREMENT FUND	\$ <u>8,026.75</u>
	CLERKS' COOPERATIVE AUTHORITY -(UCC'S)	\$ <u>4,770.00</u>
	CLERKS' COOPERATIVE AUTHORITY - (DEEDS)	\$ <u>45,570.00</u>
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ <u>426.00</u>
	STATE CHILDREN'S TRUST FUND	\$ <u>880.00</u>
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ <u>6,447.27</u>
	VICTIMS EMERGENCY FUND	\$ <u>26.00</u>
	BRAIN AND SPINAL TRUST FUND	\$ <u>19.00</u>
	DRIVERS EDUCATION COMMISSION	\$ <u>-0-</u>
	CRIMINAL COURT COST	\$ <u>-0-</u>
	RESTITUTION	\$ <u>113,943.66</u>
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ <u>1,067,899.75</u>
	TRANSFER TAX TO STATE AND ENTITIES	\$ <u>472,705.80</u>
	INTANGIBLE TAX TO COBB COUNTY	\$ <u>479,510.08</u>
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ <u>3,354.55</u>
4858	IRON DATA MONEY	\$ <u>238,625.30</u>
4592	DEFENDANTS APPLICATION FEE	\$ <u>150.00</u>
4811	VICTIMS ASSISTANCE PROGRAM	\$ <u>1,302.50</u>
4235	TRANSFER TAX TO COBB COUNTY	\$ <u>504.00</u>
4806	LAW LIBRARY FUND	\$ <u>3,880.00</u>
4806	SENTENCE INSOLVENT	\$ <u>1,431.00</u>
4590	DRUG COURT	\$ <u>15,315.25</u>
4596	DRUG COURT LAB FEES	\$ <u>4,780.49</u>
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ <u>2,435.00</u>
4854	INTEREST EARNED FROM GENERAL FUND	\$ <u>48.55</u>
4854	INTEREST EARNED FROM TRANSFER TAX	\$ <u>11.97</u>
	<b>TOTAL PAY OUT</b>	<b>\$ <u>2,511,218.98</u></b>
	<b>NET PAY OUT</b>	<b>\$ <u>377,897.71</u></b>
4638	OVER / SHORT	\$ <u>&lt;.50&gt;</u>
4544	CIVIL REFUNDS	\$ <u>&lt;162.50&gt;</u>
4804	JUDICIAL REFUNDS	\$ <u>&lt;390.75&gt;</u>
4544	UN-COLLECTABLE (NSF)	\$ <u>-0-</u>
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$ <u>377,343.96</u></b>

Sworn to and subscribed before me on  
This the 10<sup>TH</sup> day of JANUARY 2008.

*Mary E. Huckaby*  
NOTARY PUBLIC



My Commission Expires  
November 12, 2011

*Jay C. Stephenson*  
JAY C. STEPHENSON, CLERK SUPERIOR COURT  
ELVA P. DORNBUSCH, CHIEF DEPUTY CLERK