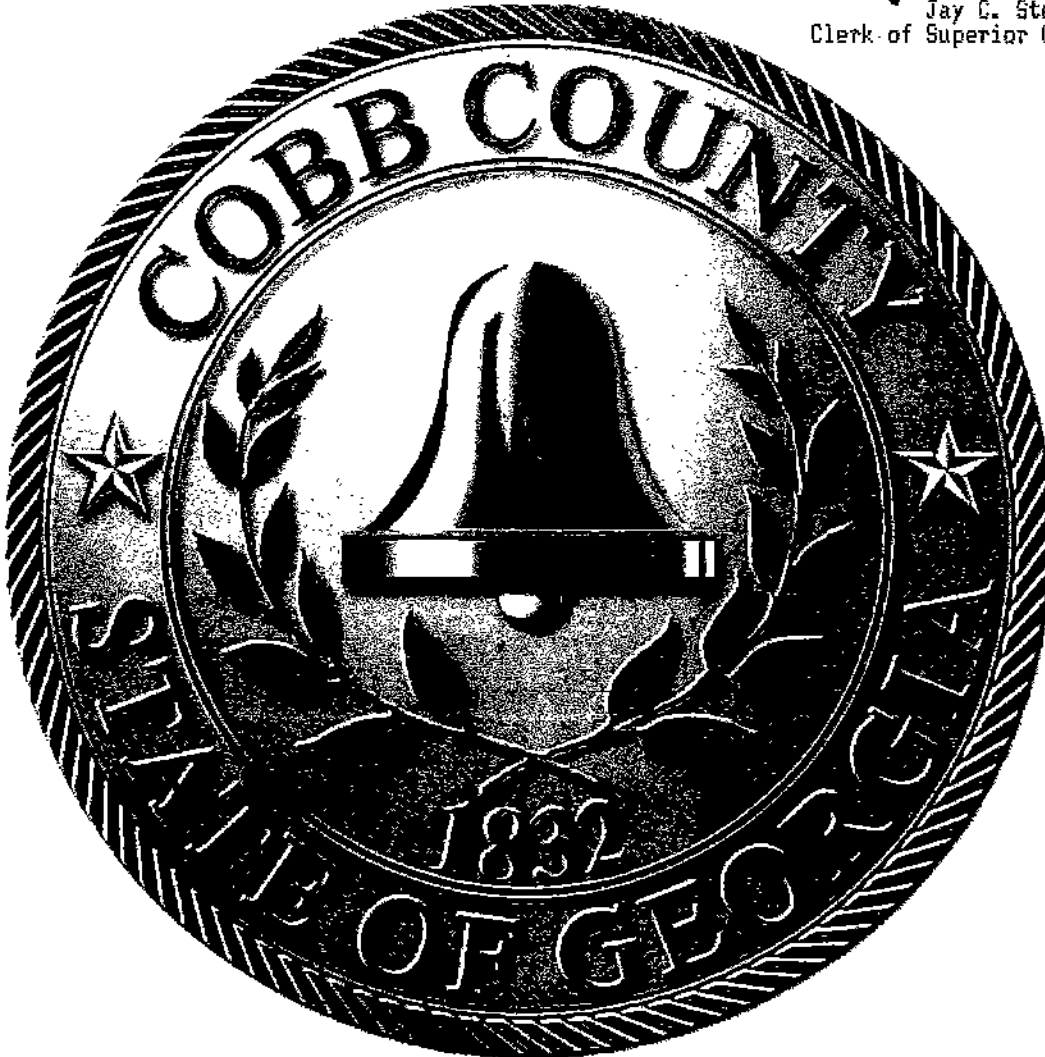


09-1-9895-99

*Jay C. Stephenson*

Jay C. Stephenson  
Clerk of Superior Court Cobb County



**GENERAL PRESENTMENTS  
of the  
NOVEMBER/DECEMBER  
GRAND JURY  
IN THE SUPERIOR COURT  
COBB COUNTY, GEORGIA**

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 09-1-9895-99 IN THIS OFFICE

THIS 8th DAY OF Jan, 20 10

*Deborah Kraus*

DEPUTY CLERK COBB COUNTY  
COURT COBB COUNTY, GEORGIA

**TOMMY REID PERKINS, JR., FOREPERSON  
SUSAN SOUTHERLAND PARKER, ASSISTANT  
FOREPERSON  
VERONIQUE MARIE CARSTENS, CLERK**

November/December 2009  
Cobb County Grand Jury

Consisted of the Following Panel Members:

Lindsay E. Baggette	Stephen Britton Jones
Cynthia Ann Beebe	Victoria Lyn LaBollita
Rebecca Gail Brendel	James Malcolm Lang
Michelle Grace Cast	Idalyd Ortuno Lopez
Justin Michael Cook	Shonna Michelle Loy
Emilio Santan Crasto	Hiram Taylor Nichols III
Gala Denise Davis	Jamie Alexandria Sanchez
David Gene Foster	Jeanne N. Schwenk
Michael H. Gearheart	Curt Michael Spinney
Phillip Chase Gonzales	Margaret Ann Wenclawiak
Frances J. Hunter	Bradford Scott Wilborn

## **GRAND JURY PRESENTMENTS**

We, the Grand Jury, selected and sworn for the November/December 2009 Term, respectfully make the following presentments:

This Grand Jury has acted on **233 Indictments**, returning **228 True Bills** and **5 No Bills** during the term.

## **COBB COUNTY GRAND JURY REPORTS**

*Findings from the Inspections of:*

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

The inspection committee consisted of the entire November/December 2009 Grand Jury. We were provided lunch and a presentation followed by a tour of the facilities with several members of the Cobb County Sheriff's Department.

The presentation provided general and statistical information regarding the Detention Center and a brief explanation of the new inmate housing facility that is scheduled to be turned over in the next few weeks. Our tour was thorough and we were able to freely speak with members of the Sheriff's department and other staff at the facility.

### **Notable Observations:**

Extremely high degree of comradic interaction among facility personnel.

An average inmate population in excess of the current bed capacity (supporting the need for the expansion project that is near completion).

Special attention given to incoming inmates regarding psychological, suicide risk assessment, medical, addictions, pregnancy and custodial care most of which is due to increased needs of incoming inmates.

Cost effective and security minded use of video conferencing and electronic document processing to facilitate visitation, court appearances, inmate/counsel meetings and additional activities.

In-house collaboration with Immigration and Customs Enforcement (ICE) screening incoming inmates

Outsourcing of health services to Wellstar that provides numerous benefits to inmates and the facility both during and after custody.

It was noted by the Grand Jury that a significant portion of the inmate population was comprised of minorities and foreign nationals.

A number of protocols/procedures that well exceed state and federal requirements.

The Work Deployment Program provides an excellent supplement to the corrections program for both inmates and Cobb County.

**Recommendations:**

The State of Georgia "backs up" 300-400 inmates (at any given time) awaiting transport to state facilities and reimburses less than half of the daily cost to house these inmates; we recommend exploring options to reduce/defray the quantity and expense to Cobb County.

Observations and discussions with staff indicated a need for additional maintenance personnel at both the detention center as well as the facility located at the courthouse; we recommend this need for additional maintenance personnel be reviewed and that review should include interviewing current staff.

**Review of Agreement Regarding Inmate Medical Care**

Cobb County Sheriff's Office (CCSO) is required by Georgia law to provide needed hospital and medical care to inmates of the county jails. To fulfill this obligation at the Cobb County Adult Detention Center, CCSO contracts Wellstar Health Systems, Inc. to manage and administer the operations of the Clinics located at the jail facility. The contract covers (either directly or through sub-contractors) the cost of staffing, supplies and pharmaceuticals for all services necessary to operate the Clinics. In addition, Wellstar coordinates health care services required by inmates that are not available at the Clinics through outside Providers and Hospital Emergency Services. Wellstar prepares an annual budget of expenses for Clinic operations and presents this to CCSO for approval. In addition, CCSO is required to pay for all health services rendered to inmates outside the Clinics through outside Providers and Hospital Emergency Services. CCSO may elect to charge inmates for services, medicine and supplies obtained at the Clinics.

**Recommendations**

The Grand Jury recommends that the sub-contracted services, supplies, and pharmaceuticals provided under the Wellstar contract be periodically reviewed and audited to ensure the costs for these contract elements do not exceed "fair and reasonable" levels.

The Grand Jury supports and encourages CCSO efforts to aggressively bill for all inmate medical expenses to appropriate commercial insurers, group health plans,

Medicaid, Medicare or any other medical coverage provider as appropriate to help offset the cost burden of these expenses on the Cobb County taxpayers.

### **Cobb County Penal Committee**

On December 1, 2009, members of the November/December Grand Jury visited the Acworth City Jail and the Kennesaw City Jail. Below are the findings of our visit.

#### **Kennesaw City Jail**

The committee was given a tour of the facilities that included open dialog with the staff.

All area and procedures reviewed were in good order. The sub-committee was particularly impressed that a small facility was able to offer such comprehensive services.

#### **Acworth City Jail**

The sub-committee was given a tour of the facilities that included open dialog with the staff.

All areas and procedures reviewed were in good order. The sub-committee was impressed by the procedures regarding the sanitation of cells/beds between inmate uses.

### **COBB 911**

On November 11, 2009 members of the November/December 2009 Term Grand Jury visited the Cobb County 911 facility.

There are approximately 2800 calls handled daily including radio and traffic dispatch. These include fire dispatch, police dispatch, and 911 emergency and non-emergency calls. Back-up for the 911 Center is located at Cobb Precinct 1.

Cobb 911 is set-up for critical notification to Chief of Police, Board of Education, Fire Department and Police Department.

The Grand Jury was impressed with the operations and efficiency of the 911 Center.

### **Recommendation**

We recommend that a safety barrier be established between Cherokee Street and the 911 Facility to reduce potential damage to the facility from motor vehicles.

### **Cobb County Public Safety Training Inspection**

The inspection committee consisted of the entire November/December 2009 Grand Jury. The committee was given an overview from each department and then separated into smaller groups before touring the facility and experiencing some of the training methods.

#### **Notable Observations:**

Awareness of the Citizens Police Academy that is available to the public at no cost.  
High degree of integration between Cobb County Police/Fire/911.  
Cobb County's training requirements (initial and ongoing) clearly exceed state requirements.  
Effective utilization of retired officers and hosting national training programs to affect budget cuts.  
80% time spent driving vehicles which increases liability and the need for training specific to this area.  
Mutual Aid agreement program with nearby jurisdictions for emergency/law enforcement services.  
Shooting range is used by many individuals employed by government agencies other than Cobb County.

#### **Recommendations:**

Create website and increase public awareness of the Citizens Police Academy program.  
Research and budget for acquiring an additional driving simulator within the next 12 months.

### **Cobb County Medical Examiner's Office Committee**

On December 1, 2009 a sub-committee of the November/December Grand Jury visited the Cobb County Medical Examiner's Office.

Upon arrival we were greeted by Mike Cospers, Operations Manager of the facility. We were shown around the facility which included the offices, lab, evidence room, and space and were overwhelmed by the clutter and lack of space which was also presented by past Grand Juries. Once we brought up the space issue we were informed that the Operations Manager Mike Cospers and his predecessor met with the County Manager, David Hankerson about the renovations and/or relocation of the Medical Examiner's Office to an adjacent building. These plans will be discussed at a later date in the beginning of the year.

#### **Notable Observations:**

Breakdown of employees: 4 Forensic Investigators (all with Police backgrounds), 2 Lab Technicians who assist the Medical Examiner, 1 Administrative Assistant, and 1 Social Worker who is grant funded to help assist with family, police and relative counseling.

The Medical Examiner's Office investigates about 1200 deaths a year.

There were 7 unclaimed bodies and boxes of ashes held due to different reasons including but not limited to; no known relatives, unidentified bodies, or pending cases.

Pending issues including but not limited to: storage, lab, and office space, lack of ventilation in lab, evidence space and counseling/grieving room.

**Addendum:**

On December 10, 2009 the sub-committee met with the County Manager David Hankerson to discuss the pending renovation and remodeling project. Overall, the Grand Jury was satisfied with the discussion which included recognition of the security issues that may come up if the office was moved, the apparent lack of storage space, office space for all of the employees, lab space, ventilation issues, and the inclusion of a meeting/conference room for counseling. Mr. Hankerson also made a point that he would be in constant communication with the Medical Examiner to assure all his needs are met. Although there was no concrete timeline for the renovations to be completed Mr. Hankerson expects dramatic changes to be made within the next 6 months.

**Recommendations:**

Revisit the space, storage and ventilation issue with the swearing in of the next Grand Jury and make a point to revisit this issue in depth in June 2010.

Review the long (3-5 years) and short term (1-2 years) goals for the Medical Examiner's Office to ensure the space that is required is obtained

Set a concrete timeline for the renovations needed.

Possibly visit the DeKalb County Medical Examiner's Office to compare facilities and get ideas for renovations/remodeling the Cobb County Medical Examiner's Office.

**Cobb County Tax Assessor Inspection Committee**

Inspection committee consisted of November/December 2009 Grand Jury sub-committee. The sub-committee requested several reports and met with the Director, Deputy and several department managers in an open format meeting.

**Notable Observations:**

A number of methods to educate property owners of the assessment process and procedures for determining accurate assessments have been utilized. The website, [www.cobbassessor.org](http://www.cobbassessor.org) contains a great deal of information including

historical data and current events effecting property taxes. The sub-committee commends the effort of the Tax Assessor's Office in these areas.

As a result of the recent downturn in the real estate market, proactive measures have been taken to determine accurate appraisal of property. Since appraisals and assessments are made as of January 1, next year will reflect the current year's market conditions.

There is no plan for increasing tax assessments in the next few years based on market conditions; however, increases may occur due to improvements.

Commercial appraisals are based on income. Residential appraisals use actual "normal" sales and several other sources. Statistical analysis is used to identify areas exceeding median parameters that are then selected for closer review.

The State of Georgia samples every county's appraisals and has the authority to fine a county for inaccurate appraisals.

**Recommendations:**

Create a system to review areas that fall within median values for a fixed number of years.

**COBB COUNTY SENIOR CITIZEN COMMITTEE**

Cobb Senior Services was created in 1972 and serves thousands of seniors. There are 9 facilities all over Cobb County, 5 Multipurpose Centers and 4 Neighborhood Centers. These Centers provide nutritional care with meals available, education and recreation. Senior Day Care is provided at the Day Center for seniors who cannot be left home alone. Transportation is provided to these centers for seniors who are eligible and also to doctor appointments by reservation. We were told that there are many seniors on waiting lists who are eligible but transportation is not available.

Funding comes through federal grants as well as state and county government funds.

More than 900 county residents, including retired seniors donate their time, energy and resources saving over \$346,000 each year. They deliver meals; teach arts and crafts, exercise and dance classes and work one on one providing caring support.

They partner with the Senior Citizens Council, who publishes a Senior Directory. They also publish the monthly bulletin featuring activities at all the centers.

In our conversation with Division Manager, Linda Parrott she advised our committee that they are concerned how they will meet the increasing needs for

more transportation access. They need ideas on how to continue to transport people to centers as well as provide service to local doctors for those who are not able to afford alternative transportation.

Linda also advised that the Center on Fairground Street will be moving to a larger facility on Powder Springs Road in 2010 that will make so many new programs possible as well as improve current ones.

### **COBB COUNTY BOARD OF EDUCATION COMMITTEE**

On December 1, 2009 representatives of the Cobb County Board of Education appeared before a sub-committee of the Grand Jury. In attendance: Dr. John Abraham-Chairman of the Board, Lynnda Crowder-Eagle- Vice Chairman of the Board, Fred Sanderson-Superintendent and Glenn Brock-Board Attorney.

#### **Summary**

Discussions focused on the new Balanced Calendar and Administrative/Reporting work load of faculty. Based on the Grand Jury meeting with the Board representatives, a review of Education Board Meeting minutes and videos, and a survey of public reporting on recent Board activities, the Grand Jury is concerned that the current Board is operating in a manner that severely limits the open and public debate of school policy decisions prior to vote and implementation. While the Grand Jury recognizes the right of the Board to make such decisions, the Grand Jury would respectively remind the Board that as an elected body they have an implied obligation to operate in an open forum environment. This would include allowing a full and open debate of all pending board decisions where the public can freely express opinions on both sides of the issues. Based on this Grand Jury's review, the current Board is operating in a manner that hinders the expression of opposing views and/or makes policy decisions in non-public forums.

#### **Recommendations:**

To ensure the transparency of Board operations, the Grand Jury recommends that the Board of Education be formally reviewed by future Cobb County Grand Jury's no less than 4 times per year. These reviews should focus on the process of debate and discussion employed by the Board in making decisions and the openness to opposing points of view.

The Grand Jury recommends greater resources and formal evaluation including input from current faculty, be put towards reducing the Administrative/Reporting work load of teachers.

The Grand Jury recommends expanding the current push to leverage technology including increasing the use of web based classes as an alternative learning environment.

The Grand Jury recommends that the Board create/implement a policy for non-standardized school tests to be allowed to be sent home for student/parent review.

**General Reports**

The November/December 2009 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.

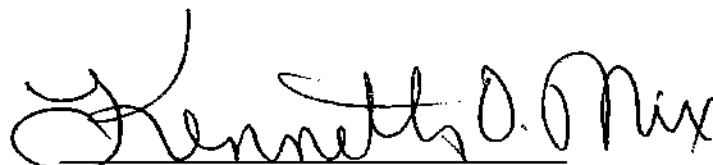
  
\_\_\_\_\_  
Tommy Reid Perkins, Jr., Foreperson

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 7th day of January, 2010.

A handwritten signature in black ink that reads "Kenneth O. Nix". The signature is written in a cursive style with a horizontal line underneath the name.

Kenneth O. Nix  
Chief Judge, Superior Court  
Cobb Judicial Circuit

STATE OF GEORGIA  
COUNTY OF COBB

RETURN TO THE COBB COUNTY  
GRAND JURY FOR NOVEMBER - DECEMBER 2009

DATE: November 4, 2009

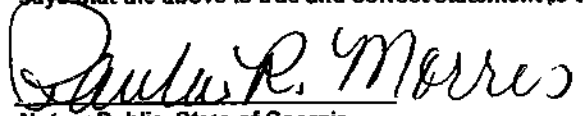
In compliance with the provision of Georgia Code 36-1-7, I submit for your examination the following true and just statement of the funds which I have collected and paid into the county General Fund on behalf of Cobb County for the period of September 1, 2009 through October 31, 2009.

To the Honorable Members of the Grand Jury for the period of September 1, 2009 through October 31, 2009:

<b>FINES AND FORFEITURES</b>	
Collected and paid into the Superior and State Courts of Cobb County	\$2,385.00
<b>FEES COLLECTED RECORDS AND ID</b>	
Fees for processing applicant fingerprints and sale of photos paid into the Cobb County General Fund	\$12,757.00
<b>CIVIL COSTS</b>	
Collected and paid into the Cobb County General Fund	\$54,136.00
<b>MISCELLANEOUS REVENUES</b>	
Collected and paid into the Cobb County General Fund	\$9,955.68
<b>BOND FORFEITURES</b>	
Collected and paid into the Cobb County General Fund	\$51,760.00
<b>JAIL BOND SURCHARGES</b>	
Collected and paid into the Cobb County General Fund	\$9,021.00
<b>BOND DOCUMENT FEE</b>	
Collected and paid into the Cobb County General Fund	\$23,050.00
<b>JAIL SUBSIDY</b>	
Collected and paid into the Cobb County General Fund	\$329,896.00
<b>WORK RELEASE PER DIEM</b>	
Collected and paid into the Cobb County General Fund	\$24,816.96
<b>TOTAL</b>	<u><u>\$517,777.64</u></u>

  
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 true and correct statement to the best of his knowledge.

  
Notary Public, State of Georgia

Grand Jury Report Work Sheet						
November - December 2009 Session						
		September	September	October	Sept/Oct Totals	Grand Jury
		Deposit # 1	Deposit # 2			Totals
<b>Fines &amp; Forfeitures - from Jail Receipt Book</b>						
Superior Court					\$2,250.00	
State Court					\$135.00	\$2,385.00
<b>Fees Collected Records &amp; ID</b>						
Fingerprinting	4548	\$1,375.00	\$986.00	\$2,047.00	\$4,408.00	
Book-Ins	4548	\$2,205.00	\$1,423.00	\$2,526.00	\$6,154.00	
Criminal History (Uptown Location)	4548	\$565.00	\$445.00	\$1,185.00	\$2,195.00	\$12,757.00
<b>Civil Costs</b>						
Civil	4556	\$17,187.00	\$11,329.50	\$25,574.50	\$54,091.00	
Levy Service Fees	4556	\$15.00	\$15.00	\$15.00	\$45.00	\$54,136.00
<b>Misc. Revenue</b>						
Permits	4342		\$40.00	\$80.00	\$120.00	
Copies - Admin	4940	\$10.00		\$40.50	\$50.50	
Copies - Jail	4940	\$25.00		\$50.00	\$75.00	
Medical Reimbursement from Inmates	4570	\$1,959.76		\$1,933.20	\$3,892.96	
Destruction Reimbursement from Inmates	4580	\$847.69		\$534.72	\$1,382.41	
Reimbursement for Bus Tokens	6204	\$378.00		\$551.25	\$929.25	
Concessions	4852		\$213.88	\$181.13	\$395.01	
Restitution	4580				\$0.00	
Extradition Reimbursement	6262		\$1,786.55	\$1,278.00	\$3,064.55	
Commission from Sheriff's Sale	4562				\$0.00	
Misc Revenue	4955		\$30.00	\$16.00	\$46.00	\$9,955.68
Bond Forfeiture	4802	\$17,000.00	\$10,680.00	\$24,080.00	\$51,760.00	
State Surcharge reimbursed from Courts	4802		\$3,861.00		\$3,861.00	
Jail Bond Surcharge	4805	\$1,700.00	\$1,060.00	\$2,400.00	\$5,160.00	\$60,781.00
Bond Document Fee	4556	\$2,782.00	\$1,768.00	\$18,500.00	\$23,050.00	\$23,050.00
Jail Subsidy	4464	\$148,110.00		\$181,786.00	\$329,896.00	\$329,896.00
Work Release Per Diem	4589	\$5,539.97	\$5,812.28	\$13,464.71	\$24,816.96	\$24,816.96
<b>TOTAL</b>		<b>\$199,699.42</b>	<b>\$39,450.21</b>	<b>\$276,243.01</b>	<b>\$515,392.64</b>	<b>\$517,777.64</b>
<b>Fines &amp; Forfeitures - from Jail Receipt Book</b>						
Superior Court					\$2,250.00	
State Court					\$135.00	

**COBB COUNTY PROBATE COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT**

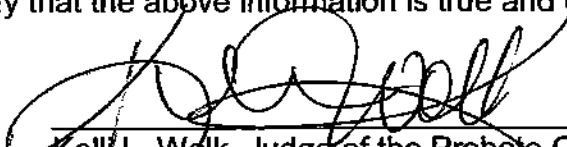
**MONTH OF OCTOBER, 2009- GENERAL FUND RECEIPTS**

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 10/06/09	\$ 10,140.00
Deposit 10/07/09	\$ 3,676.00
Deposit 10/13/09	\$ 16,483.70
Deposit 10/14/09	\$ 12,844.75
Deposit 10/19/09	\$ 11,526.50
Deposit 10/27/09	\$ 26,686.50
Deposit 10/30/09	\$ 21,719.61
<b>TOTAL RECEIPTS</b>	<b>\$103,077.06</b>

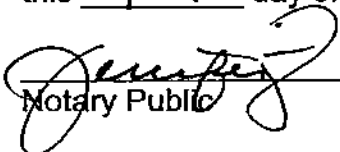
**MONTH OF OCTOBER, 2009- GENERAL FUND EXPENDITURES**

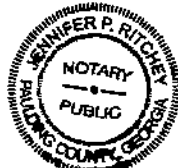
<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$ 1,229.00
Judge's Retirement Fund	\$ 3,439.80
Cobb County General Fund	\$ 89,603.26
Superior Ct Clerk's Authority	\$ 8,805.00
<b>TOTAL EXPENDITURES</b>	<b>\$103,077.06</b>

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

  
\_\_\_\_\_  
Kelli L. Wolk, Judge of the Probate Court

Sworn to and subscribed before me,  
this 9<sup>th</sup> day of November, 2009.

  
\_\_\_\_\_  
Notary Public

  
My Commission Expires  
May 22, 2010

**COBB COUNTY PROBATE COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT**

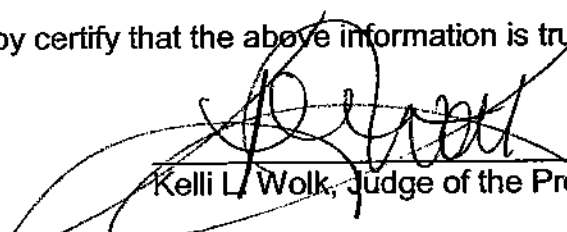
**MONTH OF NOVEMBER, 2009- GENERAL FUND RECEIPTS**

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 11/10/09	\$21,166.75
Deposit 11/12/09	\$ 7,021.00
Deposit 11/17/09	\$ 4,741.00
Deposit 11/19/09	\$16,537.50
Deposit 11/23/09	\$13,685.50
Deposit 11/30/09	\$11,634.00
<b>TOTAL RECEIPTS</b>	<b>\$74,785.75</b>

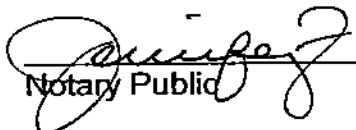
**MONTH OF NOVEMBER, 2009- GENERAL FUND EXPENDITURES**

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$ 801.00
Judge's Retirement Fund	\$ 2,811.20
Cobb County General Fund	\$64,438.55
Superior Ct Clerk's Authority	\$ 6,735.00
<b>TOTAL EXPENDITURES</b>	<b>\$74,785.75</b>

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

  
Kelli L. Wolk, Judge of the Probate Court

Sworn to and subscribed before me,  
this 8<sup>th</sup> day of December, 2009

  
Notary Public



**STATE, SUPERIOR, JUVENILE, MAGISTRATE  
DEPARTMENTS 040, 160, 165, 185, 190, 200 & 220  
FINES AND FORFEITURES  
OCTOBER 31, 2009**

<u>RECEIPTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT	VARIANCE
Bond Forfeiture	\$ 150,000.00	\$ 0.00	\$ (150,000.00)
Drug Treatment/Ed.	310,000.00	0.00	(310,000.00)
Court Fines	1,365,000.00	4,283.46	(1,360,716.54)
County Jail Fund	0.00	487.99	487.99
Other Fines/Forfeiture	10,855,000.00	0.00	(10,855,000.00)
Criminal Court Surcharge	0.00	0.00	0.00
Victim Assistance Prog. Fine	0.00	243.86	243.86
	<hr/>	<hr/>	<hr/>
<b>TOTAL RECEIPTS</b>	<b>\$ 12,680,000.00</b>	<b>\$ 5,015.31</b>	<b>\$ (12,674,984.69)</b>

<u>DISBURSEMENTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT	VARIANCE
Personal Services			
Salaries	\$ 16,831,892.00	\$ 850,105.86	\$ 15,981,786.14
Fringes	7,151,670.00	505,674.29	6,645,995.71
Total Personal Services	<hr/> 23,983,562.00	<hr/> 1,355,780.15	<hr/> 22,627,781.85
Operating			
Office Materials/Supplies	\$ 251,041.00	\$ 11,970.09	\$ 239,070.91
Legal/Professional Fees	391,063.00	26,821.30	364,241.70
Juror-Witness	232,850.00	29,010.00	203,840.00
Court Reporting	64,000.00	2,667.34	61,332.66
Other	436,466.00	12,322.94	424,143.06
Total Operating	<hr/> 1,375,420.00	<hr/> 82,791.67	<hr/> 1,292,628.33
Capital	\$ 367,707.00	\$ (33,853.41)	\$ 401,560.41
	<hr/>	<hr/>	<hr/>
<b>TOTAL DISBURSEMENTS</b>	<b>\$ 25,726,689.00</b>	<b>\$ 1,404,718.41</b>	<b>\$ 24,321,970.59</b>

  
Brad Bowers, Finance Director/Comptroller

**FINES AND FORFEITURES  
OCTOBER 31, 2009  
FOR STATE COURT (DEPTS 160 & 200) ONLY**

<u>RECEIPTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT</b>	<b>VARIANCE</b>
Other Fines/Forfeiture	\$ 10,855,000.00	\$ 0.00	\$ (10,855,000.00)
Victim Assistance Prog. Fine	0.00	0.00	0.00
<b>TOTAL RECEIPTS</b>	<b>\$ 10,855,000.00</b>	<b>\$ 0.00</b>	<b>\$ (10,855,000.00)</b>

<u>DISBURSEMENTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT</b>	<b>VARIANCE</b>
Personal Services			
Salaries	\$ 4,054,138.00	\$ 195,589.08	\$ 3,858,548.92
Fringes	1,709,852.00	120,709.18	1,589,142.82
Total Personal Services	5,763,990.00	316,298.26	5,447,691.74
Operating	\$ 233,904.00	\$ 12,298.50	\$ 221,605.50
Capital	\$ 33,853.00	\$ (33,853.41)	\$ 67,706.41
<b>TOTAL DISBURSEMENTS</b>	<b>\$ 6,031,747.00</b>	<b>\$ 294,743.35</b>	<b>\$ 5,737,003.65</b>

  
Brad Bowers, Finance Director/Comptroller

STATE, SUPERIOR, JUVENILE, MAGISTRATE  
DEPARTMENTS 040, 160, 165, 185, 190, 200 & 220  
FINES AND FORFEITURES  
NOVEMBER 30, 2009

<u>RECEIPTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT-NOV	VARIANCE
Bond Forfeiture	\$ 150,000.00	\$ 10,700.00	\$ (139,300.00)
Drug Treatment/Ed.	310,000.00	32,009.32	(277,990.68)
Court Fines	1,365,000.00	111,775.61	(1,253,224.39)
County Jail Fund	0.00	370.48	370.48
Other Fines/Forfeiture	10,855,000.00	772,853.64	(10,082,146.36)
Criminal Court Surcharge	0.00	1,559.00	1,559.00
Victim Assistance Prog. Fine	244.00	46,755.71	46,511.71
<b>TOTAL RECEIPTS</b>	<b>\$ 12,680,244.00</b>	<b>\$ 976,023.76</b>	<b>\$ (11,704,220.24)</b>

<u>DISBURSEMENTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT-NOV	VARIANCE
Personal Services			
Salaries	\$ 16,893,160.00	\$ 2,145,578.37	\$ 14,747,581.63
Fringes	7,179,733.00	1,035,660.49	6,144,072.51
Total Personal Services	24,072,893.00	3,181,238.86	20,891,654.14
Operating			
Office Materials/Supplies	\$ 313,888.00	\$ 57,922.50	\$ 255,965.50
Legal/Professional Fees	438,052.00	65,611.78	372,440.22
Juror-Witness	232,800.00	42,650.00	190,150.00
Court Reporting	64,000.00	7,419.34	56,580.66
Other	447,095.00	66,879.70	380,215.30
Total Operating	1,495,835.00	240,483.32	1,255,351.68
Capital	\$ 204,934.00	\$ (33,853.41)	\$ 238,787.41
<b>TOTAL DISBURSEMENTS</b>	<b>\$ 25,773,662.00</b>	<b>\$ 3,387,868.77</b>	<b>\$ 22,385,793.23</b>

  
Brad Bowers, Finance Director/Comptroller

**FINES AND FORFEITURES  
NOVEMBER 30, 2009  
FOR STATE COURT (DEPTS 160 & 200) ONLY**

<u>RECEIPTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - NOV</b>	<b>VARIANCE</b>
Other Fines/Forfeiture	\$ 10,855,000.00	\$ 772,853.64	\$ (10,082,146.36)
Victim Assistance Prog. Fine	0.00	40,834.44	40,834.44
<b>TOTAL RECEIPTS</b>	<b>\$ 10,855,000.00</b>	<b>\$ 813,688.08</b>	<b>\$ (10,041,311.92)</b>

<u>DISBURSEMENTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - NOV</b>	<b>VARIANCE</b>
Personal Services			
Salaries	\$ 4,054,138.00	\$ 500,448.39	\$ 3,553,689.61
Fringes	1,709,852.00	247,394.58	1,462,457.42
Total Personal Services	5,763,990.00	747,842.97	5,016,147.03
Operating	\$ 233,903.00	\$ 59,497.89	\$ 174,405.11
Capital	\$ 33,853.00	\$ (33,853.41)	\$ 67,706.41
<b>TOTAL DISBURSEMENTS</b>	<b>\$ 6,031,746.00</b>	<b>\$ 773,487.45</b>	<b>\$ 5,258,258.55</b>

  
 Brad Bowers, Finance Director/Comptroller

COBB JUDICIAL CIRCUIT

FINANCIAL REPORT

MONTH OF OCTOBER- 2009 GENERAL FUND RECEIPTS

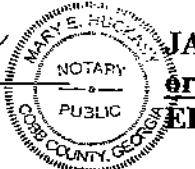
<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ 60,138.00
4579	ADR FILING	\$ 4,699.50
4858	MICROFILM ARCHIVAL PROJECT (GSCCCA & Iron Data)	\$ -0-
4632	PROPERTY RECORDING FEES	\$ 150,209.00
	Deeds	\$141,653.00
	UCC	\$ 5,776.00
	Business	\$ 2,700.00
	Plats	\$ 80.00
4638	MISCELLANEOUS RECORDING/FILING	\$ 46,867.30
	Notary Commission	\$ 8,040.00
	Copies/certifications/subpoenas/ Clerks' Authority internet copies	\$ 38,827.30
4590	DRUG COURT	\$ 20,112.00
4596	DRUG COURT LAB FEES	\$ 5,065.00
4806	LIBRARY FUND	\$ 5,410.00
4858	HISTORIC DEED PROJECT (Iron Data & GSCCCA)	\$ -0-
	CASH BOND	\$ 12,449.00
4538	10% FEE	\$ 1,749.00
4802	FORFEITURE	\$ 10,700.00
4803	DRUG TREATMENT/EDUCATION	\$ 21,564.00
4804	COURT FINES	\$ 144,190.62
	Fines	\$ 106,398.10
	P.O.F.	\$ 6,505.50
	P.O.P.I.D.F	\$ 10,320.52
	D.U.I.	\$ -0-
	Brian & Spinal	\$ 176.00
	WD/BF	\$ 791.25
	Victim	\$ 138.50
	Crime Lab (Felony)	\$ 6,163.65
	Crime Lab (Misdemeanor)	\$ 75.00
	Defendant Application Fee	\$ 3,245.26
	Divers Education	\$ 50.00
	Retirement Funds	\$ 8,767.84
	Court Cost	\$ 1,559.00
4811	VICTIMS ASSISTANCE PROGRAM	\$ 4,123.50
4925	ATTORNEY FEES	\$ 35,472.75
4805	10% JAIL FUND	\$ 12,048.07
4235	TRANSFER TAX	\$ 248,880.50
4634	INTANGIBLE TAX	\$ 933,290.73
4854	INTEREST EARNED INTANGIBLE TAX	\$ 10.34
4854	INTEREST EARNED FROM GENERAL FUND	\$ 374.99
5020	RESTITUTION	\$ 126,709.58
	<b><u>TOTAL RECEIPTS</u></b>	<b><u>\$1,831,614.88</u></b>

FINANCIAL REPORT  
 MONTH OF - OCTOBER - 2009 -GENERAL FUND PAYABLES

ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND – CIVIL	\$ 16,230.00
	PEACE OFFICERS/PROS/IND DEF FUND – CRIMINAL	\$ 10,980.52
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 8,663.84
	SHERIFFS' RETIREMENT FUND	\$ 1,420.25
	CLERKS' RETIREMENT FUND	\$ 6,133.25
	CLERKS' COOPERATIVE AUTHORITY – (UCC'S)	\$ 2,480.00
	CLERKS' COOPERATIVE AUTHORITY – (DEEDS)	\$ 34,385.00
	CLERKS' COOPERATIVE AUTHORITY – NOTARIES	\$ 538.00
	STATE CHILDREN'S TRUST FUND	\$ 1,335.00
	CLERKS' COOPERATIVE AUTHORITY – P.O.F.	\$ 7,165.50
	VICTIMS EMERGENCY FUND	\$ 138.50
	BRAIN AND SPINAL TRUST FUND	\$ 176.00
	DRIVERS EDUCATION COMMISSION	\$ 50.00
4809	CRIMINAL COURT COST	\$ 1,559.00
	RESTITUTION	\$ 126,709.58
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 629,407.77
	TRANSFER TAX TO STATE AND ENTITIES	\$ 248,475.00
	INTANGIBLE TAX TO COBB COUNTY	\$ 303,893.30
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ 6,238.65
4858	HISTORIC DEED IMAGE PROJECT (Iron Data & GSCCCA)	\$ -0-
4592	DEFENDANTS APPLICATION FEE	\$ 3,245.26
4811	VICTIMS ASSISTANCE PROGRAM	\$ 4,123.50
4235	TRANSFER TAX TO COBB COUNTY	\$ 405.50
4806	LAW LIBRARY FUND	\$ 5,410.00
4806	SENTENCE INSOLVENT	\$ 2,500.00
4590	DRUG COURT	\$ 20,112.00
4596	DRUG COURT LAB FEES	\$ 5,065.00
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ 4,699.50
4854	INTEREST EARNED FROM GENERAL FUND	\$ 341.65
4854	INTEREST EARNED FROM TRANSFER TAX	\$ 33.34
4858	MICROFILM ARCHIVAL PROJECT (GSCCCA & Iron Data)	\$ -0-
	<b>TOTAL PAY OUT</b>	<b>\$1,451,914.91</b>
	<b>NET PAY OUT</b>	<b>\$ 379,699.97</b>
4638	OVER / SHORT	\$ +28.75
4544	CIVIL REFUNDS	\$ <1,415.00>
4804	FINE REFUNDS	\$ <1,070.50>
4544	UN-COLLECTABLE (NSF)	\$ -0-
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$ 377,243.22</b>

Sworn to and subscribed before me on  
 This 11TH day of NOVEMBER 2009.

*Mary E. Hucian*  
 NOTARY PUBLIC



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

*Amended*

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF SEPTEMBER- 2009 GENERAL FUND RECEIPTS**

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ <u>60,054.00</u>
4579	ADR FILING	\$ <u>4,504.50</u>
4858	MICROFILM ARCHIVAL PROJECT (GSCCCA & Iron Data)	\$ <u>276,789.28</u>
4632	PROPERTY RECORDING FEES	\$ <u>153,565.00</u>
	Deeds	\$ <u>145,369.00</u>
	UCC	\$ <u>5,760.00</u>
	Business	\$ <u>2,300.00</u>
	Plats	\$ <u>136.00</u>
4638	MISCELLANEOUS RECORDING/FILING	\$ <u>73,373.15</u>
	Notary Commission	\$ <u>7,650.00</u>
	Copies/certifications/subpoenas/ Clerks' Authority internet copies	\$ <u>65,723.15</u>
4590	DRUG COURT	\$ <u>21,809.50</u>
4596	DRUG COURT LAB FEES	\$ <u>5,444.00</u>
4806	LIBRARY FUND	\$ <u>5,105.00</u>
4858	HISTORIC DEED PROJECT (Iron Data & GSCCCA)	\$ <u>30,942.50</u>
	CASH BOND	\$ <u>1,364.00</u>
4538	10% FEE	\$ <u>1,364.00</u>
4802	FORFEITURE	\$ <u>-0-</u>
4803	DRUG TREATMENT/EDUCATION	\$ <u>19,631.00</u>
4804	COURT FINES	\$ <u>142,066.88</u>
	Fines	\$ <u>104,608.50</u>
	P.O.F.	\$ <u>6,790.75</u>
	P.O.P.I.D.F	\$ <u>10,306.50</u>
	D.U.I.	\$ <u>-0-</u>
	Brian & Spinal	\$ <u>373.00</u>
	WD/BF	\$ <u>2521.25</u>
	Victim	\$ <u>120.25</u>
	Crime Lab (Felony)	\$ <u>5,011.50</u>
	Crime Lab (Misdemeanor)	\$ <u>50.00</u>
	Defendant Application Fee	\$ <u>3,319.75</u>
	Divers Education	\$ <u>96.00</u>
	Retirement Funds	\$ <u>8,399.38</u>
	Court Cost	\$ <u>470.00</u>
4811	VICTIMS ASSISTANCE PROGRAM	\$ <u>4,220.50</u>
4925	ATTORNEY FEES	\$ <u>36,428.39</u>
4805	10% JAIL FUND	\$ <u>11,450.14</u>
4235	TRANSFER TAX	\$ <u>212,982.80</u>
4634	INTANGIBLE TAX	\$ <u>999,690.47</u>
4854	INTEREST EARNED INTANGIBLE TAX	\$ <u>11.60</u>
4854	INTEREST EARNED FROM GENERAL FUND	\$ <u>345.18</u>
5020	RESTITUTION	\$ <u>156,231.47</u>
	<b><u>TOTAL RECEIPTS</u></b>	<b>\$ <u>2,216,009.36</u></b>

## COBB JUDICIAL CIRCUIT

## FINANCIAL REPORT

MONTH OF - SEPTEMBER - 2009 - GENERAL FUND PAYABLES

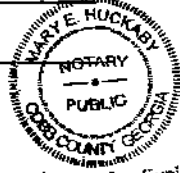
ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ 15,315.00
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ 11,010.25
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 7,789.38
	SHERIFFS' RETIREMENT FUND	\$ 1,337.00
	CLERKS' RETIREMENT FUND	\$ 6,158.00
	CLERKS' COOPERATIVE AUTHORITY - (UCC'S)	\$ 2,635.00
	CLERKS' COOPERATIVE AUTHORITY - (DEEDS)	\$ 34,490.00
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ 516.00
	STATE CHILDREN'S TRUST FUND	\$ 1,340.00
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ 7,494.50
	VICTIMS EMERGENCY FUND	\$ 120.25
	BRAIN AND SPINAL TRUST FUND	\$ 373.00
	DRIVERS EDUCATION COMMISSION	\$ 96.00
4809	CRIMINAL COURT COST	\$ 470.00
	RESTITUTION	\$ 156,231.47
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 673,205.05
	TRANSFER TAX TO STATE AND ENTITIES	\$ 212,577.30
	INTANGIBLE TAX TO COBB COUNTY	\$ 326,497.02
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ 5,061.50
4858	HISTORIC DEED IMAGE PROJECT (Iron Data & GSCCCA)	\$ 30,942.50
4592	DEFENDANTS APPLICATION FEE	\$ 3,319.75
4811	VICTIMS ASSISTANCE PROGRAM	\$ 4,220.50
4235	TRANSFER TAX TO COBB COUNTY	\$ 405.50
4806	LAW LIBRARY FUND	\$ 5,105.00
4806	SENTENCE INSOLVENT	\$ 2,255.00
4590	DRUG COURT	\$ 21,809.50
4596	DRUG COURT LAB FEES	\$ 5,444.00
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ 4,504.50
4854	INTEREST EARNED FROM GENERAL FUND	\$ 320.21
4854	INTEREST EARNED FROM TRANSFER TAX	\$ 24.97
4858	MICROFILM ARCHIVAL PROJECT (GSCCCA & Iron Data)	\$ 276,789.28
	<b>TOTAL PAY OUT</b>	<b>\$1,817,857.43</b>
	<b>NET PAY OUT</b>	<b>\$ 398,151.93</b>
4638	OVER / SHORT	\$ +59.27
4544	CIVIL REFUNDS	\$ <121.00>
4804	FINE REFUNDS	\$ <0>
4544	UN-COLLECTABLE (NSF)	\$ <307.50>

## AMOUNT PAID TO COBB COUNTY-COMPTROLLER

\$397,782.70

Sworn to and subscribed before me on  
This 12th day of **OCTOBER 2009**,

*Mary E. Huckaby*  
NOTARY PUBLIC  
AMENDED NOV. 13, 2009



My Commission Expires  
November 12, 2011

*Elva P. Dornbusch*  
JAY C. STEHENSON, CLERK OF SUPERIOR COURT  
OR  
ELVA P. DORNBUSCH, CHIEF DEPUTY CLERK

*Original*

CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF SEPTEMBER- 2009 GENERAL FUND RECEIPTS

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ 60,054.00
4579	ADR FILING	\$ 4,504.50
4858	MICROFILM ARCHIVAL PROJECT (GSCCCA & Iron Data)	\$ 276,789.28
4632	PROPERTY RECORDING FEES	\$ 153,565.00
	Deeds	\$ 145,369.00
	UCC	\$ 5,760.00
	Business	\$ 2,300.00
	Plats	\$ 136.00
4638	MISCELLANEOUS RECORDING/FILING	\$ 73,373.15
	Notary Commission	\$ 7,650.00
	Copies/certifications/subpoenas/ Clerks' Authority internet copies	\$ 65,723.15
4590	DRUG COURT	\$ 21,809.50
4596	DRUG COURT LAB FEES	\$ 5,444.00
4806	LIBRARY FUND	\$ 5,105.00
4858	HISTORIC DEED PROJECT (Iron Data & GSCCCA)	\$ 30,942.50
	CASH BOND	\$ 1,364.00
4538	10% FEE	\$ 1,364.00
4802	FORFEITURE	\$ -0-
4803	DRUG TREATMENT/EDUCATION	\$ 19,631.00
4804	COURT FINES	\$ 142,066.88
	Fines	\$ 104,608.50
	P.O.F.	\$ 6,790.75
	P.O.P.I.D.F	\$ 10,306.50
	D.U.I.	\$ -0-
	Brian & Spinal	\$ 373.00
	WD/BF	\$ 2521.25
	Victim	\$ 120.25
	Crime Lab (Felony)	\$ 5,011.50
	Crime Lab (Misdemeanor)	\$ 50.00
	Defendant Application Fee	\$ 3,319.75
	Divers Education	\$ 96.00
	Retirement Funds	\$ 8,399.38
	Court Cost	\$ 470.00
4811	VICTIMS ASSISTANCE PROGRAM	\$ 4,220.50
4925	ATTORNEY FEES	\$ 36,428.39
4805	10% JAIL FUND	\$ 11,450.14
4235	TRANSFER TAX	\$ 212,982.80
4634	INTANGIBLE TAX	\$ 999,690.47
4854	INTEREST EARNED INTANGIBLE TAX	\$ 34.00
4854	INTEREST EARNED FROM GENERAL FUND	\$ 345.18
5020	RESTITUTION	\$ 156,231.47
	<b><u>TOTAL RECEIPTS</u></b>	<b><u>\$2,216,031.76</u></b>

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF - SEPTEMBER - 2009 -GENERAL FUND PAYABLES**

ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ 15,315.00
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ 11,010.25
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 7,789.38
	SHERIFFS' RETIREMENT FUND	\$ 1,337.00
	CLERKS' RETIREMENT FUND	\$ 6,158.00
	CLERKS' COOPERATIVE AUTHORITY - (UCC'S)	\$ 2,635.00
	CLERKS' COOPERATIVE AUTHORITY - (DEEDS)	\$ 34,490.00
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ 516.00
	STATE CHILDREN'S TRUST FUND	\$ 1,340.00
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ 7,494.50
	VICTIMS EMERGENCY FUND	\$ 120.25
	BRAIN AND SPINAL TRUST FUND	\$ 373.00
	DRIVERS EDUCATION COMMISSION	\$ 96.00
4809	CRIMINAL COURT COST	\$ 470.00
	RESTITUTION	\$ 156,231.47
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 673,205.05
	TRANSFER TAX TO STATE AND ENTITIES	\$ 212,577.30
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4858	HISTORIC DEED IMAGE PROJECT (Iron Data & GSCCCA)	\$ 30,942.50
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4854	INTEREST EARNED FROM TRANSFER TAX	\$ 24.97
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	<b>TOTAL PAY OUT</b>	<b>\$1,817,857.48</b>
	<b>NET PAY OUT</b>	<b>\$ 398,174.28</b>
4638	OVER / SHORT	\$ +59.27
4544	CIVIL REFUNDS	\$ <121.00>
4804	FINE REFUNDS	\$ <0>
4544	UN-COLLECTABLE (NSF)	\$ <307.50>
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$397,805.05</b>

Sworn to and subscribed before me on  
This 12th day of OCTOBER 2009.

\_\_\_\_\_  
NOTARY PUBLIC

\_\_\_\_\_  
JAY C. STEHENSON, CLERK OF SUPERIOR COURT  
or  
ELVA P. DORNBIUSCH, CHIEF DEPUTY CLERK

ID# 2010-0002947-CV  
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