

**REGULAR MEETING**  
**FLOYD COUNTY BOARD OF COMMISSIONERS**  
**March 26, 2019**                      **6:00 P.M.**

**PRESENT:** Commissioners Scotty Hancock, Rhonda Wallace, Allison Watters, Larry Maxey

**OTHERS**

**PRESENT:** County Manager Jamie McCord, Assistant County Manager Gary Burkhalter, County Clerk Erin Elrod, County Attorney Wade Hoyt III

**CALL TO**

**ORDER:** Chair Hancock called the meeting to order.

**INVOCATION:** Chair Hancock led the Invocation.

**PLEDGE OF**

**ALLEGIANCE:** Chair Hancock led the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Chair Hancock called for motion to approve the March 26, 2019 Agenda. Commissioner Wallace made a MOTION to approve the agenda with the deferment of item number seven (7) under the Consent Agenda. SECOND by Commissioner Maxey. VOTING:

	YES	NO
Commissioner Wallace		
"    Watters		
"    Maxey		
Vice-Chair Bagby		
Chair Hancock		

Motion Carried

**PUBLIC PARTICIPATION**

**ADOPTION OF MINUTES**

Chair Hancock asked County Attorney Wade Hoyt if the minutes were in order. Mr. Hoyt stated the minutes have been reviewed and are in order. MOTION made by Commissioner Wallace to adopt the minutes of the Caucus, Executive Session, and Regular Meeting of March 12, 2019. SECOND by Commissioner Watters. VOTING:

**3/26/19 - Regular Meeting**

YES

NO

Commissioner Wallace  
" Watters  
" Maxey  
Vice-Chair Bagby  
Chair Hancock

Motion Carried

**SPECIAL RECOGNITION**

- 1. Employees with 10 Years of Service**
  - a. Barbara Penson, Clerk of Superior Court—Not Present
  - b. Judge Jack Niedrach, Superior Court
- 2. Employees with 15 Years of Service**
  - a. Michael Skeen, Public Works—Not Present
  - b. Jayne Diggs, Public Works—Not Present
- 3. Employees with 20 Years of Service**
  - a. Charles Miller, Police
  - b. Chris Hall, Sheriff's Office
  - c. James Pilgrim, Sheriff's Office
- 4. Employees with 25 Years of Service**
  - a. Michael Bell, Police
  - b. Brad Walker, Public Works—Not Present
- 5. Employees with 30 Years of Service**
  - a. Greg Dobbins, Police
- 6. Employees with 35 Years of Service**
  - a. Bill Peace, E-911

**PROCLAMATIONS**

- 1. Armuchee Ruritan Club**

### **3/26/19 - Regular Meeting**

Commissioner Maxey presented the Armuchee Ruritan Club Proclamation to.

??? thanked the commission on behalf of the Armuchee Ruritan Club. Sixty-five (65) years of community service, supporting the community, and the schools. That tells you a lot about the quality of the citizens in that area. He stated he was one and proud to be a part of it.

#### **2. Teen Driving Safety**

Commissioner Wallace presented the Teen Driving Safety Proclamation to students from Pepperell High School SADD.

Ms. Ellenburg stated she was the President of Pepperell High School SADD. That thanked the commission for allowing them to have the opportunity to recognizing April as Teen Safety Driving Awareness Month and spreading the word about safe driving.

#### **3. National Donate Life Month**

Commissioner Watters presented the National Donate Life Month.

### **SECOND READING**

**(FIRST READING HELD ON MARCH 12, 2019 AT 6PM)**

**Chair Hancock reviewed the procedures of the public hearing. He stated each person speaking in opposition or in favor must come to the podium, speak their name and address. Each side has ten (10) minutes to speak.**

- 1. FILE #Z19-03-01 REQUESTING A REZONING FROM HIGH DENSITY TRADITIONAL RESIDENTIAL (HT-R) TO COMMUNITY COMMERCIAL (C-C) AT 200 CHATILLION ROAD, ROME, GEORGIA; FLOYD COUNTY TAX PARCEL J13W-452. THE PLANNING STAFF RECOMMENDS THE APPROVAL.**

Mr. Artagus Newell, Rome-Floyd Planning and Zoning Director, stated the property is the beginning of the Celanese neighborhood. The property has an existing building that has been around for many years, and has been used for commercial purposes, however the property it's self carries a residential zoning classification. He stated the planning staff recommends approval and the Planning Commission has a unanimous approval of the application.

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Chair Hancock opened the public hearing, he asked if anyone wanted to speak in support or opposition, seeing none he closed the public hearing and asked if there was any discussion.

Commissioner Wallace asked that they defer the request without prejudice and also give the no delay going back to planning commission. She thinks there are several questions that the group had, and she believes that they need to discuss if there is not a better zoning that can be done instead of Community Commercial (C-C)

Commissioner Wallace made a MOTION to defer File #Z19-03-01 requesting a rezoning from High Density Traditional Residential (HT-R) to Community Commercial (CC) at 200 Chatillion Road, Rome, Georgia; Floyd County Tax Parcel J13W-452, with no prejudice and no-delay in going back to the Planning Commission. SECOND by Vice-Chair Bagby. VOTING:

	YES	NO
Commissioner Wallace		
" Watters		
" Maxey		
Vice-Chair Bagby		
Chair Hancock		

Motion Carried

**2. FILE #SUP19-03-01 REQUESTING A SPECIAL USE PERMIT TO OPERATE A SPECIAL EVENTS VENUE IN AN AGRICULTURE-RESIDENTIAL (A-R) DISTRICT AT 96 HIRAM ROAD, ROME, GEORGIA; FLOYD COUNTY TAX PARCEL L09-036. THE PLANNING STAFF RECOMMENDS THE APPROVAL.**

Mr. Newell stated the subject property consists of 44.07 acres in the Shannon community. The parcel is accessed of Hiram Road but has limited road frontage. Adjacent parcels are generally large in size and contain homes and accessory uses. The request is to utilize a large pavilion as the center piece of a special events venue operation. The pavilion is situated at the northwest corner of the existing lake and almost in the center of the parcel. This location should offer buffer between neighbors and the venue operation. This is recommended to approve by the Planning staff and Planning Commission.

**Chair Hancock opened the public hearing, he asked if there was anyone there to speak in favor or opposition.**

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**OPPOSE: Judy Sloman, 2631 Turkey Mountain Road, Rome, Georgia,** stated august would mark thirty-nine (39) years since she moved to Turkey Mountain Road to enjoy the peace and solitude of living in the country. She stated her property is next to the subject property and she is concerned about the change, she sees it as a city environment in the country. It has been stated that the property would not be used as a party pad, appeal to a more sedate crowd, and try to lower the guest count below fifty (50). She is also concerned about traffic since it will be right next to her property. She asked that they keep the urban environments and activities in the city and let the country stay country. She stated she objects for the following reasons; the activates described in the permit application will destroy peace and solitude, the permit does not fully address alcohol, music, and other events. The permit is open ended as to other events beyond weddings. She stated she does not approve.

**NEUTRAL: Benny Wood, 196 Hiram Road, Rome, Georgia,** stated he his was directly in front of the entire section of property that they are speaking about. Hiram Road has six homes and very little traffic. He is mainly concerned as to what is going to take place, he has animals on his property that love people, he is going to have a hard time unless he fences his property in and that is not his intent. He just wants to know what limitations the property has.

**Chair Hancock asked if there was anyone there to speak in favor of the request.**

**Cheyenne Russel,** stated he was one of the owners of the property. He stated he loved nature, and the property has some beautiful places already in place. He has gotten to know several owners of different properties, they are trying to take the bad and good and make their venue a good and nice place. One stipulation with their property and alcohol is the Fire Marshall wants the property to be sprinkled if they want alcohol or are having alcohol be served. The property will be used for primarily weddings, there has already been people coming to use the property, there has already been a wedding there. They are trying to keep it low-key and small because he respects his neighbors.

**Chair Wallace asked if there was anyone else there I speak in support, hearing none, he closed the public hearing and asked if there was any discussion.**

Commissioner Bagby asked Mr. Newell if the Special Use Permit follows the property and not the owner.

Mr. Newell agreed.

Commissioner Babgy asked what the rules of a Special Use Permit, is the property owner allowed to add stipulations. For example; if Mr. Russel, and Mr. Bradley wanted to stipulate somethings that would help alleviate some of the issues that residents have, is that allowed.

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Mr. Newell stated he believed the commission has the latitude to do that.

Commissioner asked Mr. Russel assuming what they both heard, would they be willing to delay the Special Use Permit and try and answer some of the objections with stipulations. He added the permit not seem like it was a time sensitive matter and that Mr. Russel implied he was fine with making stipulations.

Mr. Russel stated he was fine with it (inaudible)

Commissioner Bagby stated he would look favorably upon it if they could delay it.

Commissioner Watters asked if there were noise ordinances in the county.

County Manager McCord stated there was a noise ordinance 2-11-7, the alcohol ordinance would apply as well. The noise ordinance is a bit subjective but it is pretty stiff when it comes to handling events. There is also a little in recreation and entertainment, 4-1.16 so there is three other areas that would apply to any events that go on there in addition to any stipulations the board may do.

Chair Hancock asked about security and if there was an ordinance that states that they have to have security at events.

County Manager McCord stated that no, there was not any ordinance that specifies security.

Chair Hancock asked Mr. Newell how far the venue was from Ms. Sloman's property.

Mr. Newell stated it was 1,563 feet from the pole barn to her house.

He asked if there was also natural buffer with trees.

Ms. Sloman stated (inaudible)

Chair Hancock called for a motion. MOTION made by Commissioner Wallace to defer file #SUP19-03-01 requesting a Special Use Permit to operate a Special Events Venue in an Agriculture-Residential (AR) district at 96 Hiram Road, Rome, Georgia; Floyd County Tax Parcel L09-036, without prejudice, and send it back to the planning commission without delay. SECOND by Commissioner Watters. VOTING:

YES

NO

Commissioner Wallace  
" Watters

**3/26/19 - Regular Meeting**

" Maxey  
Vice-Chair Bagby  
Chair Hancock

Motion Carried

Chair Hancock suggested they get back with the Planning Commission and discuss the issues and try to work them out. There are stipulations that can be made, and it comes back before the Planning Commission the Board would be able to add the stipulations if Mr. Russel agreed.

**CHAIR'S REPORT**

No Report

**COMMISSIONER'S REPORT**

No Report

**MANAGER'S REPORT**

No Report

**ATTORNEY'S REPORT**

No Report

**CONSENT AGENDA**

Chair Hancock asked County Clerk Elrod if the Consent Agenda is in order. Mrs. Elrod stated yes, except they have deferred item number seven (7) to the next meeting.

Chair Hancock called for a Motion. MOTION made by Commissioner Maxey to approve and authorize execution of items submitted under the Consent Agenda as presented. SECOND by Vice-Chair Bagby. VOTING:

	YES	NO
Commissioner Wallace		
" Watters		
" Maxey		
Vice-Chair Bagby		
Chair Hancock		

### 3/26/19 - Regular Meeting

#### Motion Carried

1. Approve the placement of a Verizon cell tower on property on Fosters Mill Road.
2. Approve request for a new beer only alcohol license for Ole Tymer BBQ located at 4534 Martha Berry Highway, Rome, Georgia. This application is paid in full and has been approved by the Floyd County Health Department, Police Department, Tax Commissioner, Building Inspector, and Fire Marshall.
3. Approve request from Chief Tax Assessor to adjust from step 05 to step 25 for position number 462010.
4. Approve application for a safety grant with Georgia Department of Transportation under the additional LMIG Program for a grant in the amount of \$50,000. This comes with a 30% match that will be fulfilled through in kind labor and equipment.
5. Approve certification pay adjustment for police department.
6. Approve change in date for NWGA Hot Air Balloon Festival at Russell Regional Airport from June 7-8, 2019 to June 28-29, 2019.
7. ~~Approve request for a \$5,000.00 increase for Magistrate Court's capital budget for a vehicle replacement.~~

#### **DEFERED UNTIL APRIL 09, 2019**

8. Deem surplus hangar 500 at Richard B. Russell Regional Airport in order to dispose of current hangar for future expansion.
9. Approve revised Magistrate take home car policy.
10. Approve location agreement with Atomic Films for filming on April 6, 2019 at Richard B. Russell Airport.

#### **NEW BUSINESS**

**3/26/19 - Regular Meeting**

**1. APPROVE CONTRACT ADDENDUM WITH REPUBLIC SERVICES FOR COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLING FOR THE REMOTE SITES.**

County Manager McCord stated this was one of the renewals that they have the option for two. This would term would run from March 01, 2019 to February 28, 2020. They have negotiated a flat-rate price of \$24,038.00 per month for 126 hauls per month. He recommended approval.

Chair Hancock called for a Motion. MOTION made by Vice-Chair Bagby to approve contract addendum with Republic Services for collection and disposal of solid waste and recycling for the remote sites. SECOND by Commissioner Watters. VOTING:

	YES	NO
Commissioner Wallace		
" Watters		
" Maxey		
Vice-Chair Bagby		
Chair Hancock		

Motion Carried

**2. APPROVE MOU BETWEEN THE BOYS AND GIRLS CLUB OF NORTHWEST GEORGIA AND THE ROME-FLOYD PARKS AND RECREATION DEPARTMENT TO PROVIDE DAY CAMPS AND AFTER SCHOOL CARE PROGRAMS.**

The Boys club will primarily be utilizing the Anthony Center in the Garden Lakes area, with utilization of the swimming pool in North Rome or the city owned pool in the Recreation Department. One noted changed to the MOU will be the use of their lifeguards, or any expense they have would be add to what was discussed in caucus. He believes this is a good partnership for the county going forward, this will provide camp activities in that area, where the county will just be maintaining the facility. There are four annual renewals if both parties agree. He recommended approval.

Chair Hancock called for a Motion. MOTION made by Commissioner Wallace to approve MOU between the Boys and Girls Club of Northwest Georgia and the Rome-Floyd Parks and Recreation Department to provide day camps and after school care programs. SECOND by Commissioner Maxey. VOTING:

YES	NO
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**3/26/19 - Regular Meeting**

Commissioner Wallace  
" Watters  
" Maxey  
Vice-Chair Bagby  
Chair Hancock

Motion Carried

**3. APPROVE MOU BETWEEN THE YMCA OF ROME AND THE ROME-FLOYD PARKS AND RECREATION DEPARTMENT TO PROVIDE SUMMER FEEDING PROGRAMS AND SWIMMING LESSONS.**

County Manager McCord stated the MOU was to define some joint use of facilities, they will be utilizing the Fielder Recreation Center, The Gilbreth Recreation Center, and Northside Swim Center to the YMCA, same stipulation with their expenses and use of lifeguards. The county has been working with the Y over the past two (2) years on the feeding program, which has turned out to be a really great opportunity to partner and provide. He recommended approval. He added that both MOUs fall in line with the joint agreement with the City of Rome.

Chair Hancock called for a Motion. MOTION made by Vice-Chair Bagby to approve MOU between the YMCA of Rome and the Rome-Floyd Parks and Recreation Department to provide summer feeding programs and swimming lessons. SECOND by Commissioner Watters.  
VOTING:

YES NO

Commissioner Wallace  
" Watters  
" Maxey  
Vice-Chair Bagby  
Chair Hancock

Motion Carried

**4. Approve agreement for usage of the lower Alto Softball Complex by and among Rome-Floyd Parks and Recreation Department and Shorter University.**

County Manager McCord stated this was a contractual agreement that they have had in place for several years. Shorter will pay the county \$8,118.00 annually for use of the facility. Schedules will be coordinated for both sides. This also stipulates that Shorter will be responsible for any facility upgrades mandated by NCAA. He added this would also provide one (1) free softball camp for all registered softball league girls. He recommended approval.

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Chair Hancock called for a Motion. MOTION made by Commissioner Wallace to approve agreement for usage of the lower Alto Softball Complex by and among Rome-Floyd Parks and Recreation Department and Shorter University. SECOND by Commissioner Watters. VOTING:

	YES	NO
Commissioner Wallace		
" Watters		
" Maxey		
Vice-Chair Bagby		
Chair Hancock		

Motion Carried

**OTHER BUSINESS**

Chair Hancock stated they went into Executive Session to discuss personnel and possible litigation, but there was no action taken at this time. He also recognized Leadership Rome participants.

- Amanda Ferrell**, Farrell's Frame and Design, Owner
- Megan Treglown**, Downtown Marketing and Event Coordinator, City of Rome
- Eric Holland**, Rome High School
- Dave Roberson**, Floyd County Sheriff's Office
- Brad Roberson**, Rome-Floyd County Fire Department
- Gerard Johnson**, (END OF AUDIO)

**ADJOURNMENT**

There being no further business to come before the Board, a MOTION was made by Commissioner Wallace. SECOND by Commissioner Maxey that the meeting be adjourned. VOTING:

	YES	NO
Commissioner Wallace		
" Watters		
" Maxey		
Vice-Chair Bagby		
Chair Hancock		

**3/26/19 - Regular Meeting**

Motion Carried

**ATTEST:**

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**ERIN ELROD, FLOYD COUNTY CLERK**

**3/26/19 - Regular Meeting**

**FLOYD COUNTY BOARD OF COMMISSIONERS  
CAUCUS**

**March 26, 2019 4:00PM**

Present: Commissioners Larry Maxey, Rhonda Wallace, Scotty Hancock and Allison Watters; Assistant County Manager Gary Burkhalter, County Clerk Erin Elrod, and County Attorney Wade Hoyt III.

Others Present: John Blalock, Amy Dawkins, Brice Wood, Artagus Newell, Corey Townsend, Diane Wagner, Republic Representative, Mark Wallace, Tom Ewing, Todd Wofford, Eric Sexton

Commission and staff visited the Floyd County Jail to get a demonstration of the new body scanner. Upon their return they reviewed and discussed items on the agenda for the meeting of March 26, 2019.

**ATTEST:**

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**ERIN ELROD, FLOYD COUNTY CLERK**