

20 for the department employees and he invited the Commissioners to attend.

Chairman Canada read a Proclamation proclaiming May 16 – 22, 1999 as *National Association of Insurance Women Week*. There was no one present to accept the Proclamation.

Commissioner Jennings read a Proclamation proclaiming May as *Older Americans Month*. Karen Carter, Long Term Care Coordinator accepted the Proclamation. Ms. Carter thanked the Board for their continued support of the aging population in Floyd County.

RESOLUTIONS:

Chairman Canada read a Resolution congratulating the Pepperell High School Band for winning the title of National Grand Champions at the Festival of States band competition on April 6 – April 10, 1999, in St. Petersburg, Florida. The Resolution was accepted by band members David Cook, Summer Gore, and Allyson Gauthreaux. Mr. Cook expressed their appreciation for the support they had received. He stated they were privileged and honored to represent the area in three states during the year.

FIRST READING:

**ZONING REQUEST, FILE NO. 011-99Z,
VACANT LAND ON MAHOGANY STREET,
TRACT 22 OF THE CELANESE PROPERTY
REZONE FROM T-R (TRADITIONAL
RESIDENTIAL) TO M-F (MULTI-FAMILY
RESIDENTIAL), TAX MAP #500-0-58
(set Second Reading/Public Hearing for
May 25, 1999 at 6:00 p.m.)**

Chairman Canada called for a Motion to place on First Reading zoning request, File No. 011-99Z, Vacant Land on Mahogany Street, Tract 22 of the Celanese property, rezone from T-R (Traditional Residential) to M-F (Multi-Family Residential), tax map #500-0-58 with the Second Reading/Public Hearing to be set for May 25, 1999. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

CHAIRMAN'S REPORT:

APPOINTMENTS

Chairman Canada stated there were several appointment recommendations from the Screening Committee.

Northwest Georgia Region I Emergency Medical Services Council posts will expire on June 30, 1999 and are two year terms. They are currently held by Jean Miller and Mike Horton. Ms. Miller, who is eligible for another term, has requested to serve another term, but Mr. Horton has requested being replaced. The Screening Committee has recommended Mr. Horton be replaced by Jerome "Jerry" Collins and that Ms. Miller serve another term.

Board of Family & Childrens' Services post will expire on June 30, 1999 and is for a five year term. The post is currently held by Barbie Lewis who is ineligible for another. The Screening Committee recommendation is Captain Marshall Smith.

Three Rivers Community Service Board post will expire on June 30, 1999 and is for a two year term. The post is currently held by Reverend Jesse "Pete" Smith who is ineligible for another term. The Screening Committee recommendation is Ken McEver.

Tallatoona Economic Opportunity, Incorporated post will expire on June 30, 1999 and is for a four year term. The post is currently vacant. The Screening Committee recommendation is Ken McEver.

Rome/Floyd Parks & Recreation Authority post will expire on June 30, 1999 and is a five year term. The post currently held by Shelby Sims. Mr. Sims is eligible for another term. The Screening Committee recommendation is William V. Wigley.

Chairman Canada called for a motion to accept the recommendations from the Screening Committee. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

Chairman Canada requested a deferment to the next meeting for the appointment to the **Northwest Georgia Regional I Mental Health, Mental Retardation & Substance Abuse Board**. The post is currently held by David Guldenschuh and they are awaiting confirmation as to whether Mr. Guldenschuh is eligible for another term. Chairman Canada called for a motion to defer this appointment to the next meeting, May 25, 1999. MOTION was made by Commissioner Fricks, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

**DISCUSS RECOMMENDATIONS FROM
GRAND JURY RELATING TO FORUM
INVESTIGATION:**

Chairman Canada stated this had been reviewed during the Caucus Session. On April 19, 1999 he received a letter from District Attorney Tami Colston stating the Georgia Bureau of Investigation had completed the Forum Investigation and at that point she recommended not committing resources of the county toward the extradition and prosecution of the case. It was forwarded to the Grand Jury for review and recommendation. The Grand Jury recommendation was received on April 30, 1999. Their recommendation was that no prosecutable evidence was obtained from the investigation.

Discussion: Commissioner Hufstetler clarified that the report did not state that items were not missing, but that the evidence was not available. Chairman Canada stated that there was not enough presentable evidence to make a case. There were certain things found to be missing, but there was always an answer to why or a defense of where it went or how it was handled. Changes have been put in place to eliminate or reduce the possibility of this happening again.

Chairman Canada called for a Motion that based on Grand Jury and District Attorney recommendations there be no further investigations or criminal investigation into the Forum. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

Chairman Canada acknowledged the appointment of Commissioner Chuck Hufstetler to the **Hospital Authority** for a term of January 1, 1999 to December 31, 2002 (concurrent with office).

COMMISSIONER'S REPORT:

ADMINISTRATIVE/FINANCE COMMITTEE

Commissioner Hufstetler, Committee Chairman, reported that the time of the Administrative/Finance Committee meeting scheduled for May 17, 1999 had been changed from 2:00 p.m. to 1:00 p.m. due to a conflict with an HB489 meeting at 3:00 p.m. It was noted that sales tax had been down the previous month, but hopefully the revenue will be there at the end of the year.

PUBLIC SAFETY COMMITTEE

Commissioner Mayes, Committee Chairman was absent due to being out of town on county business. Chairman Canada stated there were no recommendations or reports to present.

PUBLIC WORKS COMMITTEE

Commissioner Fricks, Committee Chairman reported that their next meeting will be June 2, 1999 at 9 a.m. They are working on new procedures in order to solve some problems. In the future they will possibly be holding public hearing during the Public Works Committee meeting in order to get comments on specific road problems. The problem areas will be identified and they will notify people in the specific area. Information on the Bert Road will be presented at the June meeting and a letter will be delivered to residents.

WATER COMMITTEE

Commissioner Jennings, Committee Chairman reported that their next meeting will be Thursday, May 20, 1999 at 3 p.m. Commissioner Jennings stated he had attended the Governor's Advisory Committee Meeting regarding dealing with Alabama and Florida on water issues. They viewed the Alabama, the Coosa and the Tallapoosa Basin water systems as having adequate water for our population to the year 2050, based upon the population doubling. The Chattahoochee/ Flint system will not be able to support the projected 7 million people by the year 2050 and they are looking at ways to get water to the City of Atlanta. Future information will be reported to the Board. He noted that the county needs to be working with the City of Rome and City of Cave Spring to support each other and thinking long term about our water resources for the future through the Coosa River Basin.

CLERK'S REPORT:

CONSENT AGENDA.

County Clerk Sue Broome advised there were nine (9) items listed under the Consent Agenda which have been reviewed in the Caucus Session and if there are no additions or corrections they are submitted for consideration. Chairman Canada called for a Motion to accept the Consent Agenda items. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

1. Enter into Minutes application to E.P.D. for a permit to withdraw or divert surface water, submitted by Williams, Sweitzer & Barnum, J-15170B. (CN-0152)

Self-Service Fuel Application:

- a. Rafiq Rahim, Pit Stop Food Store, 3510 Martha Berry Highway, Rome, GA

3. Malt Beverage Application:

- a. Rafiq Rahim, Pit Stop Food Store, 3510 Martha Berry Highway, Rome, GA

4. Precious Metals Permit Application:

- a. Joseph Summerfield, Gold & Silver.Com, 112 Drexel Drive, NW, Rome, GA

5. Enter into Minutes Georgia Natural Gas Service Agreement (June 1, 1999 to June 30, 2000) approved at April 20, 1999 meeting.

6. Authorize approval of T-Hanger Leases and Land Leases at Airport.

7. Authorize execution of agreement between CVRDC, AAA and Floyd County for transportation of elderly in Coosa Valley.

8. Tax Refunds:

- a. Eddie Rents, 207 West Sixth Street, \$182.71
- b. Joseph & Karen Hamilton, 102 Treeside Drive, NW, \$7.07
- c. Hardy Realty & Development, P.O. Box 51, \$222.00
- d. Wesley Latta, Jr., P.O. Box 327, Coosa, \$110.92
- e. Jamie D. Kilgo, P.O. Box 44, Silver Creek, \$34.89
- f. Donald D. Smith, 6784 Blacks Bluff Road, Cave Spring, \$16.66
- g. Johnny Hann, 2704 Chulio Road, \$48.85

- 9 Authorize execution of Agreement between Florida Tile Industries, Inc. and Floyd County for ingress and egress over the Floyd County access road to the borrow pit west of Berryhill Road at the Berryhill Landfill and north of Huffaker Road on the property now owned by Sikes Corporation and known as Florida Tile Griffin East property.

MANAGER'S REPORT

REQUEST FROM PARKWOOD MANAGEMENT GROUP FOR FUNDS FOR PARKING DECK PROJECT:

County Manager Kevin Poe stated a letter had been received from Earl Patton of Parkwood Management, Inc. for funding of pre-development costs associated with the parking deck portion of the proposed new hotel complex. The letter contained a breakdown of anticipated expenses incurred before the bonds can be issued on the project and the funding source made available to the county. They requested the city and county participate in the pre-development costs and the requested amount from the county is \$26,010. County Manager Poe recommended they agree to pay the amount and it be paid on a reimbursement basis as they incur the costs. Chairman Canada called for a Motion to accept the County Manager's recommendation for the Parkwood Management, Inc. request. MOTION was made by Commissioner Fricks, SECOND by Commissioner Hufstetler.

Discussion: Commissioner Hufstetler asked if this had already been presented to the City Commissioners. County Manager Poe stated it will be presented at their next meeting. It was noted that once the bonds are issued, the county will be reimbursed for these funds.

VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

AUTHORIZE EXECUTION OF DON BRISCAR'S CONTRACT AS FORUM DIRECTOR--\$47,184.28 PER YEAR.

County Manager Kevin Poe stated he had reviewed the contract during the Caucus Session and recommended approval to hire Don Briscar as Forum Director for the terms as stated in the contract. Chairman Canada called for a Motion to accept the recommendation from the County Manager for the execution of the contract. MOTION was made by

Commissioner Jennings, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

**AUTHORIZE PURCHASE OF ELECTRONIC
WARRANT INTERCHANGE SYSTEM FROM
FEDERAL DATA SYSTEMS.**

County Manager Kevin Poe stated a grant had previously been received from the Bureau of Justice for the purchase of equipment for the County Police Department. It was determined that the money was best spent on an Electronic Warrant Interchange System which will allow them to handle warrants more efficiently and through electronic means. This would be funded 100% by grant money which has already been received. County Manager Poe stated he is requesting authorization to award a contract to Federal Data Systems for the purchase of the Electronic Warrant Interchange System in an amount of \$23,863. This would be a sole source purchase. Chairman Canada called for a Motion to authorize awarding the contract for the Electronic Warrant Interchange System to Federal Data Systems as recommended by the County Manager. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

SALARY ADVANCE FOR BRENT POPLIN.

County Manager Kevin Poe requested consideration for giving Brent Poplin a \$1,000 salary advance for job he did filling in as Interim Forum Manager for the past six or seven months. He did a very good job on an interim basis and he would like to see him rewarded with a \$1,000 salary advance. Chairman Canada called for a Motion for the recommendation for a salary advance for Brent Poplin in the amount of \$1,000. MOTION was made by Commissioner Jennings, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings

Motion Carried

ATTORNEY'S REPORT:

County Attorney Wade Hoyt, III stated that as discussed in Caucus, he needs authority from the Board for the Chairman to sign a settlement document in a long standing, but relative small automobile accident case between Floyd County and Nationwide Insurance Company. They are paying a little over one-half the cost of repairing one of the county vehicles. The figure was arrived at after discussing the matter with various witnesses and taking depositions and determining the various negligence on all parties. County Attorney Hoyt requested authority for the Chairman to sign the settlement document. Chairman Canada called for a Motion for approval as recommended by the County Attorney. MOTION by Commissioner Fricks, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings

Motion Carried

OTHER BUSINESS:

Chairman Canada stated that Sergeant Cindy Young from the Floyd County Police Department had distributed blue banners at the meeting and asked that he explain the purpose of the banners. Sergeant Young stated that this week is National Law Enforcement Memorial Week and May 12 is National Law Enforcement Memorial Day, which is a day set aside to honor all officers who have given their lives in the line of duty. The public is asked to place the banner on their automobile antennas to honor the fallen officers.

Commissioner Fricks requested submitting an item to be added to the Agenda. He requested submitting a revision to the budget of the Rome Recreation Department in the maximum amount of \$4,600 or the balance of the funds that have yet to be collected from gate fees at Etowah Park. There had been \$10,000 budgeted, but the deficit on the Rome Recreation Budget from abolishing the fees will be \$4,600. Action had been taken the previous day to abolish the fees subject to the Board's approval of the amendment of the budget. Chairman

Canada called for a vote to place on the Agenda the Motion that Commissioner Fricks requested to amend the Floyd County Recreation Department budget from Floyd County government in the proximity of \$4,600. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

Chairman Canada stated the item was now placed on the Agenda. Commissioner Fricks recommended approval of amending the Recreation Department Budget by a maximum of \$4,600 to offset the uncollected balance of gate fees which reflected a \$10,000 total for Etowah Park and approval of the expenditure. Chairman Canada called for a Motion for Commissioner Fricks' recommendation for the budget amendment. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Jennings.

Discussion: Commissioner Hufstetler asked for clarification that the maximum would be \$4,600 with the exact amount to still be determined. Commissioner Fricks stated that this is the amount the balance which had been determined at the meeting on May 10, 1999. Commissioner Hufstetler stated he felt there were other alternatives, that there were ways to have offset the money in savings as had been mentioned in the Caucus. The preferable way would have been to add the fees so that it was equal between all ballfields, but with the situation we are in now he feels this is the appropriate thing to do and make plans for the future.

VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

Chairman Canada recognized City Commissioner Jamie Doss and thanked him for attending the meeting.

ADJOURNMENT:

There being no further business to come before the Board, MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

Motion Carried

COMMISSIONERS

FLOYD COUNTY BOARD OF

KIM A. CANADA, CHAIRMAN