



**(Set Second Reading/Public Hearing for June 27, 2000 At 6:00 P.M.)**

**AMENDMENT OF SECTION 6.4.4 OF THE  
ULDC OF THE ENVIRONMENTAL PLANNING  
CRITERIA FOR THE GROUNDWATER  
RECHARGE AREAS.**

**AMENDMENT OF SECTION 6.4.3 OF THE  
ULDC OF THE ENVIRONMENTAL PLANNING  
CRITERIA FOR WETLAND PROTECTION.**

**FILE #021-2000Z, 3403 KINGSTON HIGHWAY,  
REQUEST REZONING FROM S-R (SUBURBAN  
RESIDENTIAL) TO C-C (COMMUNITY  
COMMERCIAL) TO REBUILD PREVIOUS  
GAS STATION AND CONVENIENCE STORE,  
TAX MAP #54, AREA #0, PARCEL #071.  
(PLANNING COMMISSION RECOMMENDATION:  
APPROVE [VOTE – UNANIMOUS]).**

**FILE #05-2000SUP, 3577 OLD DALTON ROAD,  
REQUEST A SPECIAL USE PERMIT IN AN  
A-R (AGRICULTURAL RESIDENTIAL) ZONING  
DISTRICT TO BUILD A TELECOMMUNICATIONS  
TOWER, TAX MAP #200, AREA #0, PARCEL(S) #111.  
(PLANNING COMMISSION RECOMMENDATION:  
DENY [VOTE – UNANIMOUS]).**

**FILE #06-2000SUP, 109 SOUTH AVERY ROAD,  
REQUEST A SPECIAL USE PERMIT IN AN S-R  
(SUBURBAN RESIDENTIAL) ZONING DISTRICT  
TO BUILD A TELECOMMUNICATIONS TOWER,  
TAX MAP #670, AREA #0, PARCEL(S) #41.  
(PLANNING COMMISSION RECOMMENDATION:  
DENY [VOTE – 5 FOR, 4 AGAINST]).**

**AMEND FLOYD COUNTY CODE, SECTION 1-1-1(a)(1)  
AND (b)(1) AND 2-14-45 (e)(1) REGARDING NEPOTISM  
(CHANGE TO IDENTIFY TRANSFER FROM  
DEPARTMENT TO DEPARTMENT).**

Vice Chairman Fricks called for a Motion to accept these six items on First Reading. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**SECOND READING/PUBLIC HEARING:**

**NO ACTION REQUIRED**

**FILE #019-99SUP, MALLARD POINT ROAD,  
REQUEST A SPECIAL USE PERMIT, TO  
CONSTRUCT A COMMUNICATION TOWER  
IN A S-R (SUBURBAN RESIDENTIAL) ZONING  
DISTRICT, TAX MAP #570, PARCEL 34.**

**(PLANNING COMMISSION RECOMMENDATION:**

**DENY [VOTE – 4 AGAINST, 4 FOR])**

**(FIRST READING HELD FEBRUARY 22, 2000 AT 6:00 P.M.)**

**(SECOND READING/PUBLIC HEARING HELD MARCH 14, 2000  
AT 2:00 P.M. [WILL TAKE UP AT NEXT MEETING])**

**(SECOND READING/PUBLIC HEARING HELD MARCH 28, 2000  
AT 6:00 P.M. [NO ACTION])**

**(SECOND READING/PUBLIC HEARING HELD APRIL 11, 2000  
AT 2:00 P.M. [NO ACTION])**

**(SECOND READING/PUBLIC HEARING HELD APRIL 25, 2000  
AT 6:00 P.M. [NO ACTION])**

**(SECOND READING/PUBLIC HEARING HELD MAY 9, 2000  
AT 2:00 P.M. [NO ACTION])**

**(SECOND READING/PUBLIC HEARING HELD MAY 23, 2000  
AT 6:00 P.M. [NO ACTION])**

Vice Chairman Fricks stated that no action was required and it was deferred to the next meeting.

**CHAIRMAN'S REPORT:**

**APPOINTMENTS:**

Vice Chairman Fricks stated there was one position for appointment on the **Airport Commission, Post 4**. He stated that three names had been submitted for recommendation and called for a Motion. MOTION was made by Commissioner Hufstetler that **Howard Lowden** be appointed to Post 4, term of 4 years, June 30, 2000 – December 31, 2002. SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**COMMISSIONER’S REPORT:**

**ADMINISTRATIVE/FINANCE COMMITTEE:**

Commissioner Hufstetler, Committee Chairman, stated that the Administrative/Finance Committee Meeting scheduled for June 19, 2000 has been moved to Tuesday, June 20, 2000 at 2 p.m. He reported that the **1999 Audit** of expenses and revenues had been presented at the Caucus Session. As was noted by the Auditors, expenses were down, revenues were up and debt is now a considerable amount less. Expenses were down over \$4 million, taxes were up less than 1% and the increase was in sales taxes so property taxes were actually down from last year. He stated that he was proud to be able to collect less in taxes but increase the fund balance from \$7 million to \$14.3 million. It was noted that a Motion was needed to accept the Audit. MOTION was made by Commissioner Hufstetler that the Audit presented by Read, Martin and Slickman be accepted. SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

Commissioner Hufstetler, stated that the Recycling Center is a joint operation by the City and County, as is the Landfill. He noted that the Landfill is administered by the City and the Recycle Center is administered by the County. The Recycling Center, through the month of May, for the first time in several years is making a profit. It had been subsidized in the past by the taxpayers, but is now making a profit and if the market for recycling stays the same it should make a profit in excess of \$100,000, which would be split 50/50 with the City and County. He reported that they are also looking at systems for improvements. One is direct mill shipments which will increase the revenue even more. They are also looking at recycling systems, which are proven systems in other counties and would enable residents to combine their recyclables. They would then be taken to a conveyor system to be sorted. The tipping or dumping fee at the Landfill, currently \$26.00 a ton, would be saved on this material. The average selling price, which we feel will increase considerably, per ton in 1999 was \$54.92. Therefore the \$26.00 would be saved and the \$54.92 would be received. They will continue working on this improvement and will be visiting other sites.

## **PUBLIC SAFETY COMMITTEE:**

Commissioner Mahanay, Committee Chairman, reported that the Public Safety Committee Meeting has been changed from June 14, 2000 to June 21, 2000 at 2 p.m.

## **PUBLIC WORKS COMMITTEE:**

Vice Chairman Fricks, Committee Chairman, stated that he appreciated the people who had attended the Mango Road Public Hearing and feels that good input was received from the meeting. Currently they are working on development of a process regarding the policy on paving new roads. He noted that in the future a resolution to adopt a new special tax district will be presented to the Board for approval.

## **WATER COMMITTEE:**

Commissioner Jennings, Committee Chairman, stated that there had been an obvious drought and water levels in the county, as well as the state, are at all time lows. The rivers, springs and groundwater resources are all affected by the drought. Within the county there has been constant monitoring of levels within the water tanks, springs and wells, and they are finding that we are unable to pump the full permitted amount from our water sources. He stated they have been contacted by the Department of Natural Resources and there will be a state-wide ban on outside watering beginning on Monday, June 19, 2000. The state-wide ban will be 4 p.m. to 10 p.m. on outside watering and up to 4 p.m. and after 10 p.m. there will be an odd/even restriction on the use of outside water resources. He stated that he is proposing a more restrictive ban on outside watering primarily for the reason that watering between 10 a.m. and 4 p.m. during the heat of the day actually has no benefit to lawns, shrubs and gardens and can create more problems, and much of the water is evaporated. He noted that the County Extension Agent, Louie Canova, had stated in the past that this is not a good time to be watering, it should be early in the morning or late at night. Commissioner Jennings made a MOTION that there be a ban on outside watering, including lawn sprinkling, car washing, garden watering, and that the ban be from 10 a.m. to 10 p.m., beginning Wednesday, June 14, 2000, and that any outside watering be restricted to an odd/even day basis. As an example, he stated that up to 10 a.m. and after 10 p.m. watering can take place on odd days for odd numbered houses and on even days for even numbered houses. Further, in the Motion he would like to have a grace period in terms of the enforcement of the water restrictions. The enforcement would begin on Monday, June 19, 2000 in conjunction with the state-wide ban on outside watering and that the enforcement follow County Code Section 2-7-31 which provides a fine and potential jail time. SECOND by Commissioner Hufstetler, with the clarification of times odd and even numbers could water. He reiterated that no one is being asked to not take care of their lawns at this time, we are doing what will be the responsible thing to do, which is not water during the day and not water frequently, but less frequently and more deeply. It is felt that this will not cause any disruption of any existing lawns, but will improve the lawns if there has been afternoon watering.

Commissioner Jennings stated that they want to make sure that there are water resources into the summer and fall when we traditionally do not have a lot of rain. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**CLERK'S REPORT:**

**CONSENT AGENDA.**

County Clerk Sue Broome advised that there were six items on the Consent Agenda and they had been reviewed, and if there are no additions or deletions, they are submitted for consideration. MOTION for approval of the Consent Agenda was made by Commissioner Hufstetler, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

Authorize Chairman to execute 63 hanger and land leases for Richard B. Russell Airport.

Authorize Chairman to execute an Emergency Fund Grant for \$20,000 to activate a website for the National Creative Society. (CN-0186)

Authorize expenditure of \$349.00 for listing on Greater Rome Chamber Map.

Tax Refunds:

. White Electrical Construction, 12 Westside Industrial Blvd., \$299.15  
. Kathy Jones, 131 Agnes Streets, \$20.30  
. Kenneth L. & Lucile Justice, 19 Shadow Wood Circle, \$517.02  
. Jimco Leasing Co., Inc., 31 June Street, NE, \$61.93  
. Edward R. & Robert D. Cescutti, P.O. Box 2125, \$67.60  
. Gayle C. Strickland, P.O. Box 57, Coosa, \$226.62

Malt Beverage Applications:

. Lori Ann Cromer/Golden Gallon-GA-LLC, 4814 Alabama Highway, Rome  
. Joyce Lynn Davis Manning, Golden Gallon-GA-LLC, 3129 Maple Road, Lindale

Nancy Hembree Dobbins, Golden Gallon-GA-LLC, 2006 Redmond Circle,  
Rome  
Beverly Jessup Walton, Golden Gallon-GA-LLC, 3070 Cedartown Highway,  
Rome  
Nancy Carney, Golden Gallon-GA-LLC, 4350 Martha Berry Highway, Rome

Authorize execution of contract between BellSouth Centrex Service and Floyd County for  
Centrex Telephone Service (conversion from Essx to Centrex).

**MANAGER'S REPORT:**

**RECOMMENDATION FROM FORUM  
ADVISORY COMMITTEE CONCERNING  
DISTRIBUTION OF 1% HOTEL/MOTEL TAX.**

County Manager Kevin Poe presented a recommendation from the Forum Advisory Committee concerning the distribution of the 1% Hotel/Motel Tax. This has been an issue with the City on how to distribute the portion of the tax they are collecting. Basically the recommendation is that it will be a 75% split to the Forum, 25% split to the Greater Rome Convention and Visitors Bureau. He recommended approval of the recommendation from the Forum Advisory Committee. MOTION that the recommendation be accepted was made by Commissioner Hufstetler, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**AUTHORIZATION FOR WILLIAMS,  
SWEITZER & BARNUM TO CONDUCT  
FIELD WORK AND PROVIDE OFFICE  
SERVICES TO COMPLETE THE  
TOPOGRAPHIC SURVEY ON THE SITE  
PLAN FOR THE PROPOSED PRISON  
SITE.**

County Manger Kevin Poe presented a proposal from Williams, Sweitzer & Barnum to provide surveying services for the Floyd County Prison project. The fee will be \$10,800 and he recommended that the Chairman be authorized to sign the contract with Williams, Sweitzer & Barnum for these services. MOTION was made by Commissioner Mahanay that the Chairman be authorized to sign the contract with Williams, Sweitzer & Barnum to conduct field work. SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**APPROVE PROPOSAL FROM DMG MAXIMUS  
TO CONDUCT A MANAGEMENT STUDY OF  
HUMAN RESOURCES DEPARTMENT.**

County Manager Kevin Poe presented a proposal from DMG Maximus to conduct a management study of the Human Resources Department at a cost of \$12,000. He noted that this is contracted through ACCG, who has arrangements set up with DMG Maximus, and he recommended authorization for the Chairman to execute the contract with DMG Maximus to conduct the study. MOTION was made by Commissioner Jennings, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**AUTHORIZE EXECUTION OF ACCESS LICENSE  
AGREEMENT BETWEEN FLORIDA TILE  
INDUSTRIES, INC., AND FLOYD COUNTY FOR  
THE INSTALLATION OF TWO MONITORING  
WELLS AT BERRYHILL LANDFILL.**

County Manager Kevin Poe stated that two monitoring well are being required at Berryhill Landfill on Florida Tile property, adjacent to the landfill site. He recommended approval for the Chairman to execute the Access License Agreement from Florida Tile Industries allowing the installation of the wells. MOTION for approval was made by Commissioner Hufstetler, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**REQUEST FROM CHIEF FREE TO PURCHASE THREE NEW RADIO SIREN PACKAGES FOR FLEET VEHICLES.**

County Manager Kevin Poe presented a request from Chief Jim Free to purchase three new radio siren packages for fleet vehicles. He recommended that the Equipment Budget be modified to allow the purchase of the radios at a total cost of \$2,450. This will not require any amendment in the dollar amount already allocated to their Equipment Budget. MOTION for approval was made by Commissioner Mahanay, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**REQUEST FROM SHERIFF RICKMAN FOR BOARD APPROVAL TO AWARD SGT. KENNETH SMITH HIS SERVICE REVOLVER, GLOCK 40 CAL., DAV 470.**

County Manager Kevin Poe presented a request from Sheriff Rickman asking for Board approval to award Sgt. Kenneth Smith his service revolver which he had used while working for the Floyd County Sheriff's Department. He recommended approval of the request. MOTION for approval was made by Commissioner Mahanay, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**APPROVE EMPLOYMENT CONTRACTS WITH DR. ROY C. BROOKS, FOR DENTAL SERVICES AND DR. JOHN S. BARANCHOK FOR MENTAL HEALTH SERVICES AT THE FLOYD COUNTY JAIL.**

County Manager Kevin Poe presented two contracts for employment. One contract is for Dr. Roy C. Brooks, DDS, for dental services at the Floyd County Jail. The other contract is for Dr. John S. Baranchok for mental health services at the Floyd County Jail. He recommended authorization for the Chairman to execute these contracts for employment. MOTION for approval was made by Commissioner Jennings, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**APPROVE EVALUATIONS OF TWO POSITIONS (INVESTIGATOR AND CHIEF INVESTIGATOR) IN DISTRICT ATTORNEY'S OFFICE AS RECOMMENDED BY DMG MAXIMUS.**

County Manager Kevin Poe stated that two positions in the District Attorney's Office had been sent back through the system to review their classification, the Investigator and Chief Investigator positions. He recommended that they authorize a change in paygrade per the consultants recommendation. The Investigator position will be upgraded to Paygrade 16 and the Chief Investigator position will be upgraded to Paygrade 20. MOTION for approval was made by Commissioner Hufstetler, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**ADJOURNMENT:**

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

YES

NO

Commissioner Hufstetler  
" Jennings  
" Mahanay

Motion Carried

**COMMISSIONERS**

**FLOYD COUNTY BOARD OF**

**JOHN MAYES, CHAIRMAN**