

personnel. The operation will consist of 426,000 square feet and will be situated on 120 acres in the Floyd County Industrial Park if the Rome/Floyd County location is selected. The Pirelli Group considers environmental protection to be one of its essential considerations in its daily operations, even to the point that Pirelli has a stated international policy for the environment on its web page. Types of jobs which will be available from Project Roll from the plant standpoint will be very technical and advanced technology jobs which will require a great deal of training. These jobs will pay industry averages between \$22 and \$35 per hour, which includes a very substantial fringe package, so they feel they will be competitive with anyone in the region for the type of caliber of people they will be soliciting.

The action taken today by both parties and the action they are asking to be taken by the Floyd County Commission shows nothing but positive support of the incentive package that has been offered to Project Roll and Pirelli Tire North America Group. They are very encouraged by what they have seen today and look forward to finalizing discussions and hopefully in January when the final decision is made by the company on its location selection that Rome/Floyd County will be in a favorable position for that final position. He reiterated that the decision is still out and yet to be made. The Europeans have a great deal of further and final evaluations to be concluded based on today's events and the documents that will be finalized in the next three to four weeks. He presented a rendering of the facility, which would be situated on the site discussed, showing the quality and type of environment they would develop. He reiterated that regarding the incentive package, it has been mentioned how competitive and aggressive the package has been. Good projects and unique projects demand strong incentives, just as good communities demand strong companies. He feels there is a good match opportunity here. Through their total process of evaluation and their discussions, when they talked about incentive packages that would be in favor of this project, they have never challenged the situation where they would ask for abatement of public school taxes on the project. They have always felt that public education is very important, it needs to be funded, that they should not take away from that opportunity. The Pirelli Group is world wide renowned for its community involvement in locations in which it has its operations. This tells you the caliber of people who will be here and interface with the community. They look forward to the final and continued actions by the various governmental bodies that everything is positive, but once again, the final decision will be made the early part of January, 2001.

Al Hodge, Rome Area Chamber of Commerce, stated that they appreciate the Board's support. This kind of quality project will help mitigate the layoffs which we have experienced this year.

Vice Chairman Fricks stated that action will be taken later in the meeting on the incentive group.

ADOPTION OF MINUTES:

Commissioner Hufstetler made a MOTION to adopt the minutes of the Regular Meeting of November 28, 2000 as presented. SECOND by Commissioner Mahanay. VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay

Motion Carried

PROCLAMATION

Commissioner Hufstetler stated that he is extremely pleased to have the *Darlington Tigers Cross County Girls Team* which was the *State AA Champions* represented. This is the fifth consecutive year that they have been champions, which is the first time to have a five year state championship. He stated they are proud of the members, they have worked hard. Commissioner Hufstetler asked that the coaches and

members to introduce themselves and then presented the proclamation to Lindsey Harbin, team captain. They thanked the Board for the recognition.

RESOLUTIONS

Vice Chairman Fricks stated that the next item on the Agenda is being transferred from the Attorney's Report regarding the Incentive Agreement.

County Attorney Wade Hoyt, III, stated there are two items which need to be added to the Agenda by 4/5 vote. The first item involves a resolution of the Board of Commissioners authorizing execution and delivery and performance of an intergovernmental contract between the Board and the Floyd County School District pertaining to the allocation to the tax abatement which had been previously mentioned. The second item is a resolution of the Board of Commissioners of Floyd County approving the execution, delivery and performance of an Incentive Agreement and a Memorandum of Agreement regarding lease structure and evaluation of these whole interest. County Attorney Hoyt asked for a 4/5 vote to add the two resolutions to the Agenda.

Vice Chairman Fricks called for a Motion. MOTION was made by Commissioner Hufstetler that the two recommended items be added to the Agenda, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

Vice Chairman Fricks stated that the items are now on the Agenda. County Attorney Hoyt stated the first issue involves approval of a ***resolution authorizing the delivery and performance and execution of Intergovernmental Contract between Floyd County and the Floyd County Board of Education.*** County Attorney Hoyt stated that as attorney for the Rome/Floyd Development Authority, they do not get many businesses who want to waive their right to a full tax abatement and pay school taxes. To Pirelli's credit, from the very beginning, they wanted to pay school taxes and did not want that abated. In order to do that an agreement needs to be executed by resolution, between Floyd County and the School Board acknowledging that fact. MOTION was made by Commissioner Mahanay that the resolution be approved and the Chairman and Clerk be authorized to sign the resolution. SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

County Attorney Hoyt stated that the next ***resolution is approving the execution, delivery and performance of an Incentive Agreement.*** He noted that this was a joint effort by City, County and both Development Authorities as to an incentive package for ***Pirelli***. The County has agreed to certain things which are a part of the Incentive Agreement. County Manager Kevin Poe reviewed the items which were being agreed to by the County. He stated there will be a 13 year tax abatement on General Fund, M & O,

taxes, paying all building permits fees and associated miscellaneous fees with the construction of the facility, providing water to the property and waiving the water tap fee and meter charges, construction of a new entrance road into the project site, and keeping the existing road into the project site accessible during construction. County Attorney Hoyt stated that the other part of the resolution involves a *Memorandum of Agreement regarding lease structure and valuation of leasehold interests*. He noted that although the Board is being asked to approve the Memorandum of Agreement, this is generally handled through the Rome/Floyd Development Authority through the lease structure.

The resolution has several parts, one for the Board to approve the incentive agreement, another is for the Board to approve the Memorandum of Agreement regarding the lease structure between the Rome/Floyd Development Authority and Pirelli and the leasehold interest between them. County Attorney Hoyt asked for a Motion approving the resolution as explained with an additional Motion that the Chairman and Clerk be authorized to sign the resolution. MOTION was made by Commissioner Jennings that they agree to the Incentive Agreement and the Lease Structure and Leasehold Agreement. SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

Commissioner Hufstetler commented that as a Commission as was stated earlier, they gave incentives that were not normal incentives and he feels they looked at the long term picture of Floyd County and feel that the County will be better off with this company coming to our area. These are not easy decisions to make but feel it is in the best interest of everyone.

Commissioner Jennings commented that it has been stated that we are a world-class community, we are the number one small city in the southeast and perhaps in the United States. This is a good community, we feel good about ourselves and certainly feel good about the potential of Pirelli coming to the community. We fully expect that the decision will be made to come to this community.

Commissioner Mahanay stated that they are most appreciative of the opportunity to work with Pirelli.

Vice Chairman Fricks thanked the group which has made this possible and stated it is wonderful to see Floyd County, Chamber of Commerce, City of Rome and the State of Georgia all working to bring a company like Pirelli to this community. The efforts of everyone involved are greatly appreciated.

Commissioner Jennings noted that the state representative was also present and that they are also to be congratulated for their work in this process.

RESOLUTIONS

ADOPT RESOLUTION AUTHORIZING ESTABLISHMENT OF COMMUNITY GREENSPACE TRUST FUND.

Vice Chairman Fricks called for a Motion. MOTION was made by Commissioner Jennings to adopt the resolution authorizing the establishment of the Community Greenspace Trust Fund, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

FIRST READING

**AMEND CODE TO PROVIDE FOR
ORDINANCE RESTRICTING THE
DISPOSITION OF GARBAGE, TRASH
OR PROPERTY BY LANDLORDS.**

**AMEND CODE RELATED TO
RESIDENCY FOR EMPLOYEES.**

Vice Chairman Fricks called for a Motion to accept these on First Reading. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Jennings that these items be placed on First Reading, with the Second Reading/Public Hearing to be held on January 9, 2001 at 2:00 p.m..

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

SECOND READING/PUBLIC HEARING

VARIANCE:

**FILE #014-00V, JEFF BARNETT, 2960 MARTHA
BERRY HIGHWAY, VIOLATION OF MINIMUM
SETBACK.**

OPEN PUBLIC HEARING

Vice Chairman Fricks called for a Motion to open the Public Hearing. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

SUPPORT

Jeff Barnett, thanked the Commissioners for their patience in helping him get the matter resolved. He stated that he had two requests, one being the actual building setback and the other is carwash support equipment which will be outside the building, such as vacuums, air compressors, surveillance cameras. On the support equipment, he requested a variance on the setback. He stated that he has talked with Georgia Power and they have agreed for him to put lights and surveillance cameras on the light poles which will be on the property line, so he will need a zero setback to put the cameras on the poles. Regarding the building setback, he presented a letter from Donnie Kendrick, owner of property on the north side of this property, stating he is agreeable to putting the building closer to the property line. This will give more room next to Glenwood Avenue. Mr. Barnett stated he is asking for a zero setback for support equipment and a three foot setback on the north property line. Mr. Barnett stated there had been concern about the building being too close to the Highway 27, if the building is located as he is requesting, he will be 48 feet from the property line and there is approximately another 40 feet to the actual pavement. **Mike Ashley, Building Inspection**, stated that the light and camera being placed on the light pole is not an issue of concern. Regarding support equipment, there are standards in place to keep structures away from right-of-ways for safety issues. The structure issue would need to be considered. Commissioner Jennings mentioned two lights on the plans which are located on Glenwood Avenue, on the property line. It was noted that Glenwood Avenue is not an open road. Assistant County Manager Tom Tully noted that the only issue to be addressed is the proposed vacuums which are on the property bordering the right-of-way of Highway 27. Mr. Barnett noted that he had changed the plans and the vacuums would not be near the right-of-way since Mr. Kendrick does not have a problem with the building being within three feet of the north property line. Vice Chairman Fricks recommended that the request be delayed until Mr. Barnett could work with the Building Inspection Department on a plan and showing specifically where the variances are needed.

MOTION was made by Commissioner Hufstetler to close the Public Hearing, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

VOTE ONLY

**FILE #010-2000SUP, 3128 HIGHWAY 411,
REQUEST A SPECIAL USE PERMIT IN A
C-C (COMMUNITY COMMERCIAL) ZONING
DISTRICT TO BUILD A COMMUNICATION
TOWER, TAX MAP #572, AREA #0, PARCEL(S) #017.
(PLANNING COMMISSION RECOMMENDATION:
DENY [VOTE – 5 AGAINST, 3 FOR])
(FIRST READING HELD JULY 11, 2000 AT 2:00 P.M.)
(SECOND READING/PUBLIC HEARING HELD JULY 25, 2000
AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD AUGUST 8,
2000 AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD AUGUST 22,
2000 AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD
SEPTEMBER 12, 2000 AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD
SEPTEMBER 26, 2000 AT 6:00 P.M. [NO ACTION])**

(SECOND READING/PUBLIC HEARING HELD
OCTOBER 3, 2000 AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD
OCTOBER 24, 2000 AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD
NOVEMBER 14, 2000 AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD
NOVEMBER 28, 2000 AT 6:00 P.M. [NO ACTION])

No action was taken.

**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])
(SECOND READING/PUBLIC HEARING HELD JUNE 13, 2000
AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD JUNE 27, 2000
AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD JULY 11, 2000
AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD JULY 25, 2000
AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD AUGUST 8, 2000
AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD AUGUST 22, 2000
AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD SEPTEMBER 12,
2000 AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD SEPTEMBER 26,
2000 AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD OCTOBER 3,
2000 AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD OCTOBER 24,
2000 AT 6:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD NOVEMBER 14,
2000 AT 2:00 P.M. [NO ACTION])
(SECOND READING/PUBLIC HEARING HELD
NOVEMBER 28, 2000 AT 6:00 P.M. [NO ACTION])**

No action taken.

PUBLIC HEARING ONLY

**ABANDON A SECTION OF GOVERNOR'S
BOULEVARD IN FLOYD COUNTY
INDUSTRIAL PARK REQUESTED BY
THE DEVELOPMENT AUTHORITY
OF FLOYD COUNTY AND F & P GEORGIA
MFG., INC.**

Vice Chairman Fricks called for a Motion to open the Public Hearing. MOTION was made by Commissioner Hufstetler, SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

There being no one present to speak for or against this matter, MOTION to close the Public Hearing was made by Commissioner Jennings, SECOND by Commissioner Hufstetler. VOTING:

YES NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

Vice Chairman Fricks called for a Motion. MOTION to abandon a section of Governor's Boulevard in Floyd County Industrial Park, the section that has been requested by the Development Authority of Floyd County and F & P Georgia Mfg., Inc. SECOND by Commissioner Hufstetler. VOTING:

YES NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

**2000 LOCAL LAW ENFORCEMENT
BLOCK GRANT.**

MOTION to open the Public Hearing was made by Commissioner Hufstetler, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

County Manager Kevin Poe stated that the purpose of the Public Hearing is to consider a recommendation from the Advisory Committee on how to use the proceeds from the 2000 Local Law Enforcement Block Grant. The grant award amount is \$73,436 and Floyd County's matching amount is \$8,160. The Advisory Committee has recommended that the funds be spent for a computer aided dispatch system for Emergency Services/E911. MOTION to close the Public Hearing was made by Commissioner Hufstetler, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

MOTION was made by Commissioner Mahanay that the 2000 Local Law Enforcement Block Grant funds be spent for a computer aided dispatch system for Emergency Services/E911 as recommended by the Advisory Committee. SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

COMMISSIONER'S REPORT

ADMINISTRATIVE/FINANCE COMMITTEE

CURBSIDE PICK-UP POLICY AND CLEAN AND LIEN.

Commissioner Hufstetler, Committee Chairman, stated that these items are being addressed in the first hearing on the policy so will not need to be discussed.

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

JUVENILE COURT.

Commissioner Hufstetler stated that this item had been discussed during the Caucus Session.

**LENGTH OF TERM FOR TAX
ASSESSOR BOARD.**

Commissioner Hufstetler made a MOTION that the future terms for anyone appointed to the Tax Assessor Board be for a term of three years. SECOND by Commissioner Mahanay. Commissioner Jennings stated that he agrees with reducing it from a six-year term, but understands there is some lead way between three and six years in terms of that. He questioned if they should go to a four-year term. A new appointee to the board has to go through a training process, and it will take them at least a year to obtain the knowledge to get acclimated to the job. Vice Chairman Fricks stated that with the three-year term, a Commissioner would have an opportunity to reappoint them, if they were doing a good job. It was noted that they are under state law and therefore not subject to the county limit of two terms. County Attorney Wade Hoyt stated that the Motion needs to include the fact that the three-year change only applies to newly appointed members of the Board of Tax Assessors and that the law requires that this change be done by resolution. Commissioner Hufstetler amended his Motion to indicate that the three-year change only applies to newly appointed members of the Board of Tax Assessors and to direct the Clerk to prepare a resolution to this affect and to authorize the Chairman to sign the resolution. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**PUBLIC SAFETY COMMITTEE.
RECOMMENDATION TO AUTHORIZE
TRANSFER OF \$35,000 TO LIBRARY
FOR BUILDING IMPROVEMENTS.**

Commissioner Mahanay, Committee Chairman, stated that the Regional Library has a roof leak which is compounding and manifesting to a damaging situation. They need to move forward quickly on a new roof. It was noted that the funds for this has already been budgeted and they will be obtaining bids for the project. It was also noted that the County Facilities Manager is now involved in reviewing this project.

Commissioner Mahanay reported that the next Public Safety Committee meeting will be held January 10, 2001 at 2:00 p.m.

PUBLIC WORKS COMMITTEE

Vice Chairman Fricks, Committee Chairman, stated that the next meeting will be held on January 3, 2001 at 9:00 a.m.

**PROPOSED OPTION FOR POSSIBLE
LAND PURCHASE IN THE ARMUCHEE
AREA.**

County Manager Kevin Poe stated that the site is 52.9 acres. The option is for purchase at \$10,500 per acre, with a 90-day option and \$5,000 up-front money will be paid which will be applied to the purchase. They have completed the Phase 1 Environmental Study on the property and everything checks out. Along with the option, the property owner is looking for an agreement related to other issues, which will be put in letter form of agreement. The County is to build an access road into the property including accel/decel lanes on Highway 27. Cash Construction, the property owner, will provide to the County the construction plans which they have already completed for the entrance road and will also provide the Wetlands Delimitation Study which they had prepared. The County will coordinate the installation of drainage pipe under the roadway, Cash Construction is looking to install 500 feet of pipe, 80 feet of which will be under the entrance road which will be County responsibility. The County would provide water to the property, with Cash Construction paying for the meter and water charges as well as other items. The County would coordinate the installation of a sewer line with the City of Rome under the roadway as it is being constructed. Cash Construction is responsible for any cost involved with installation of the sewer line. The County would provide a letter acknowledging that a portion of the 7.9 acre tract, of the total of 52.9 acres, was a donation based between the difference on the appraised cost and the actual purchase price. County Manager Poe stated action is needed to approve the option with the terms stated and approve the drafting of a Letter of Agreement to go along with the option at the stated purchase price. MOTION was made by Commissioner Hufstetler that these items be placed on the Agenda, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Fricks

“ Hufstetler
" Jennings
" Mahanay

Motion Carried

MOTION was made by Commissioner Hufstetler to approve the Option with the terms as presented and the terms of the Letter of Agreement as recommended by the County Manager, SECOND by Commissioner Mahanay. Commissioner Jennings requested clarification on the 7 acres. County Manager Poe stated that if the tract appraises at \$30,000 per acre, we will be purchasing it at \$10,500 so we will be acknowledging that we are purchasing it for less than what it is appraised for and Cash Construction can show that as a donation for tax purposes. If the property appraises for less than the \$10,500, then they will not have to accept the option, which would mean the \$5,000 will be lost. Commissioner Jennings also noted that the Greenspace proposal requires two appraisals. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings
" Mahanay

Motion Carried

WATER COMMITTEE

PROPOSED WATER PROJECTS.

Commissioner Jennings, Committee Chairman, presented several proposals which had been discussed in a previous Caucus Session. During the Caucus Session two meetings ago, a proposal had been

presented by **Utility Service**, which is currently renovating four County water tanks. The proposal is for eleven additional water tanks over the next ten years. An agreement with Utility Service is needed for this proposal, at a total cost for \$861,924, which involves renovation of water tanks and maintenance over the ten year period. Discussion was held on the cost after the ten-year period. It was noted that originally water tank maintenance had been put out for bids and bids were received from two companies, with Utility Service being the low bidder.

Commissioner Jennings stated the second project is the development of **telemeters for the water tanks** with a centralized monitoring of water levels within those tanks. Telemeters will affect the ability to pump water into the tanks and know when the tanks are full. Also in the proposal is the **fencing of a variety of water tanks**. This proposal amounts to \$500,000 and consists of 19 projects. This also includes the rebuilding of the **Highway 20 pump station** and adding a **chemical room at the Old Mill Spring pump station**.

The third project is the **water line at the Richard B. Russell Airport**. This project has been discussed previously. The estimated cost is \$175,780 and we will be working with Mr. Tebo regarding water lines in the area. This is basically to get the 10-inch line from Highway 27 to the Airport.

The fourth project is the **Green Acre Subdivision project**, which is 5,330 feet at a cost of \$346,620. This will be upgrading the subdivision from a 2-inch main to a 6-inch ductile iron, which helps the flow and provides for fire protection.

The last project is the **Old Dalton Road project**, which is 5,066 feet of 8-inch ductile iron line at a cost of \$203,516.

Commissioner Jennings stated that the cost of these projects will come from the Renewal and Extension Fund, most of this being renewal, with some being extension. Commissioner Hufstetler noted that the Green Acre Subdivision is over \$4,000 per customer and he questioned the payback. Commissioner Jennings stated that on most renewals, there is not a particular payback, other than that you are trying to cut down on the breaks of the main and are trying to provide better service to the area and provide for fire protection. He noted that the Green Acre Subdivision also supports the Swan Lake Mobile Home Park which is a sizable park and it is important to have better fire protection in the area. After discussion, it was noted that with the exception of the first project, all projects will be bid out. These are the areas with the greatest need.

MOTION was made by Commissioner Jennings to accept these five proposed water projects and that the Utility Service Tank Maintenance Program be continued on the 10-year plan and that the four other projects which are part of the Renewal and Extension Fund be bid out. **SECOND** by Commissioner Hufstetler. **VOTING:**

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

CLERK'S REPORT

CONSENT AGENDA.

County Clerk Sue Broome stated there are six items on the Consent Agenda and they are in order and presented for consideration. Upon MOTION of Commissioner Hufstetler, SECOND by Commissioner Jennings, the Consent Agenda was approved. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

1. Request from Tax Commissioner to release from the 1999 Digest 128 bills totaling \$58.33 under \$1.00 and 1,011 bills totaling \$3,194.74 under \$5.00 from 1999 and back years.
Tax Refunds:

- a. William D. Leach, 4039 Alabama Highway, NW, \$7.06
- b. Rome Tool & Die Company, 113 Hemlock Street, \$11,004.83
- c. Spacenet, Inc., %Eric Legge, P.O. Box 211507, Bedford, TX, \$24.99
- d. Daniel F. Deangelis, 5 Fox Chase, SW, \$19.88
- e. Russell Keith Atkinson, 245 Old Dalton Road, NE, \$6.67
- f. Bruce Van Hoorn, 45 Lovell Road, SE, \$20.45
- g. Kemp Owens, 12 East Valley Road, NE, \$63.68
- h. Andrea Covington, 905 North 5th Avenue, \$20.78
- i. RSB Construction, Inc., 137 Acadia Drive, \$144.71
- j. Kevin C. Evans, P.O. Box 576, Silver Creek, \$25.55
- k. Jett Puckett, 1401 Mount Alto Road, \$2.30
- l. Gary Freeman, 128 Acadia Drive, \$27.66
- m. Thomas L. Mason, 5 Fairhaven Drive, NW, \$32.91

3. 2000 Self-Service Fuel License:

- a. Golden Gallon LLC, d/b/a Golden Gallon #88, 3129 Maple Street, Lindale
- b. Golden Gallon LLC, d/b/a Golden Gallon #103, 2006 Redmond Road, Rome
- c. Golden Gallon LLC, d/b/a Golden Gallon #109, 4814 Alabama Highway, Rome
- d. Golden Gallon LLC, d/b/a Golden Gallon #110, 4350 Martha Berry Highway, Rome
- e. Golden Gallon LLC, d/b/a Golden Gallon #161, 3070 Cedartown Highway, Rome

4. Malt Beverage License Renewals for 2001.

5. Self-Service Fuel License Renewals for 2001.

6. Precious Metals License Renewals for 2001.

MANAGER'S REPORT

**AUTHORIZE EXECUTION OF AGREEMENT
FOR PROFESSIONAL SERVICES BETWEEN
FLOYD COUNTY BOARD OF COMMISSIONERS
AND THE LPA GROUP, INC FOR AIRPORT
PROJECTS.**

County Manager Kevin Poe presented an agreement for professional services from the LPA Group, Inc., which had been approved at a previous meeting. County Manager Poe recommended authorization for execution of the agreement. Vice Chairman Fricks called for a Motion. MOTION was made by Commissioner Mahanay to authorize execution of the agreement between LPA Group, Inc. and Floyd County, SECOND by Commissioner Jennings. Commissioner Hufstetler asked for clarification on the financial arrangements. Assistant County Manager Tom Tully replied that it will be handled by invoice on a project by project basis. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**SUBMIT FY 2001 RECOMMENDED BUDGET
TO BE ON FILE IN CLERK'S OFFICE.**

County Manager Kevin submitted to the Board the FY2001 Manager's Recommended Budget. The Budget will be on file in the Clerk's Office. They are currently reviewing the recommended budget and the final budget will be approved in January.

**DISCUSS LOCAL GOVERNMENT
PROJECT AGREEMENT WITH
D.O.T. (PROJECT #NH-012-1 (102)
LP FLOYD COUNTY PI #650610 –
TURN LANES SR1 LP @ CR 296/
OLD CALHOUN ROAD IN ROME).**

County Manager Kevin Poe stated that at the last meeting a local government project agreement with the D.O.T. for turn lanes at the Calhoun Road and the by-pass had been discussed. He has had calls from several D.O.T. employees since that meeting inquiring if we are going to execute the agreement. So they need to know in order to make project plans. County Manager Poe noted that the County can support the project, but choose not to commit any funding, but this may delay the project until additional funding can be found. One option is to write a letter in lieu of signing the agreement stating that the County will commit a certain amount of money to the project. The estimate for right-of-way and utility relocation is \$248,000. After discussion, it was decided that a letter would be written agreeing to provide construction costs. County Manager Poe asked for a Motion to agree to fund the project in the amount of \$66,598. MOTION was made by Commissioner Hufstetler to accept the Manager's recommendation, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

**AUTHORIZE CONTRACT WITH WILLIAMS,
SWEITZER AND BARNUM TO PROVIDE
STORMWATER MANAGEMENT SERVICES
FOR PRISON CONSTRUCTION PROJECT.**

County Manager Kevin Poe stated there is new stormwater compliance monitoring required through the State of Georgia on any project which has significant grading work. He had obtained two proposals to have engineering firms to provide those services on the Prison Construction Project. One proposal is from Williams, Sweitzer and Barnum in the amount of \$42,500 and the other from NOVA Engineering and Environmental in the amount of \$52,000. County Manager Poe stated that his recommendation would be to hire Williams, Sweitzer and Barnum on an hourly basis, at costs not to exceed \$42,500. MOTION was made by Commissioner Mahanay to authorize a contract with Williams, Sweitzer and Barnum to provide Stormwater Management Services for the Prison Construction Project not to exceed \$42,500, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

AUTHORIZE EXECUTION OF LAND PURCHASE OPTION FOR WELL SITE.

County Manager Kevin Poe stated they have been looking for sites for well exploration in the southeast part of the county. They have negotiated with a number of property owners and there is one property owner willing to deal with the county. The property owner is Bruce Litton, on Bidly Road. This is a one acre site with an appraisal of \$15,000 for two acres or \$7,500 per acre. The property owner is suggesting that he would sell an acre for \$15,000. This is twice the appraisal, but consideration would have to be given to the fact he is taking out an acre of his property and allowing them to potentially install a well there. He stated that he was not sure a better deal would be available if they continue to look for a site. This would also give us an easement to the property if the site chosen is not on the road. County Manager Poe recommended purchasing two acres and noted that if they do not hit water, they do not pursue the project. County Manager Poe recommended approval to proceed with putting together a Land Purchase Option on the site on Bidly Road owned by Bruce Litton at \$15,000 an acre. MOTION was made by Commissioner Jennings that they execute the Land Purchase Option as outlined by the County Manager, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Jennings

" Mahanay

Motion Carried

AUTHORIZE AWARD OF BID FOR DENTAL EQUIPMENT AT THE JAIL.

Assistant County Manager Tom Tully presented information on recent bids for dental equipment for the Jail. The package had been sent to nine or ten companies, with three responses being received. He noted that in addition to the equipment, there were also supplies and smaller hand tools included. They will go through the bids and purchase the different items from the vendor with the low bid. The exception will be the three items highlighted, which even though lower, were not to the original specifications. MOTION was made by Commissioner Mahanay to award the bid for the dental equipment at the Jail to the

lowest bid meeting specifications, for a total of \$32,783, SECOND by Commissioner Hufstetler.
VOTING:

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

**DISCUSS ADDING AUDIO VISUAL
EQUIPMENT IN COMMISSIONER'S
MEETING ROOM.**

County Manager Kevin Poe stated that at the last meeting improving the sound system in the Commissioners Meeting Room was approved and audio visual equipment had been discussed. Assistant County Manager Tully stated that Bentley Audio recommends there be a screen on both sides of the room and possibly a monitor for the Commissioners. This project could be done gradually, with a proposal for a screen, a pedestal and power point projector which will allow input from a laptop so that it can be used during zoning applications or for presentations to the Board by departments or vendors. Proposal for one screen, projector and labor would be approximately \$7,300. To install two screens and the monitor, the cost would be approximately \$10,700. Not installing the monitor would be approximately \$9,500. It was noted that these will be pull down screens. After discussion, the decision was for one screen centrally located.

SET DATE FOR NEXT ULDC MEETING

County Manager Kevin Poe stated there had been a request to have another ULDC Meeting on January 8, 2001 at 2:00 p.m. He noted there is also a Budget Hearing that morning.

**AWARD BID FOR TAX COMMISSIONER'S
OFFICE RENOVATION.**

County Manager Kevin Poe stated that bids had been taken for renovations in the Tax Commissioner's Office. Assistant County Manager Tom Tully stated that bid requests had been sent to eight vendors with two bids being received. One received was from C.D. Dangler of Adairsville and the other from M & N Millwork. The low bid was from M & N Millwork in the amount of \$24,233, including \$900 for the removal of existing cabinets. County Manager Poe noted that the amount budgeted for the project was \$30,000. Assistant County Manager Tully recommended that the bid be awarded to M & N Millwork in the amount of \$24,233, for counter renovation for the Tax Commissioner's Office. MOTION was made by Commissioner Jennings to accept the bid from M & N Millwork, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

APPEAL FROM COUNT RECYCLING

ON BID SUBMITTED FOR RECYCLING EQUIPMENT.

County Manager Kevin Poe stated that an appeal had been received from Count Recycling Systems regarding a bid they had submitted on recycling equipment. Bids had been accepted on November 29, 2000 for recycling equipment and their bid came in at 3:10 p.m. The bid had been sent through FedEx. They claim it was late due to problems at FedEx with their delivery equipment. Based on our normal procedures, we rejected the bid and have copies of the letters, which were sent. They felt they would like to appeal and we have no written appeal system, so they were told that within a reasonable period of time they could appeal to the Board. From the decision that the staff had made, County Manager Poe recommended that the appeal be denied. It was noted that the bid is still sealed. County Manager Poe stated if they want it back, it will be sent back unopened, if they do not request it back, then it becomes property of the County and at some point in time could be unsealed. He stated that the only other option is that it be re-bid to give everybody the same opportunity. County Attorney Wade Hoyt stated that this is a matter of policy and the only example which would be set is that if anyone else can prove there was a malfunction in the airplane and their bid was received late, you would probably be obligated to reopen your bidding system. Other than that you are probably not setting a precedence by making this determination. This is not necessarily a legal issue, it is your policy and you have a right to vary the policy if you deem it appropriate. From the staff standpoint, County Manager Poe stated that being consistent is their best defense.

County Attorney Hoyt stated that in fairness, it should be put by 4/5 vote on the Agenda and then discuss it and make a decision then.

After discussion, it was determined that no action will be taken.

County Manager Kevin Poe stated that he had one other item which would also be a 4/5 vote. Al Leonard, Comptroller, has submitted a **Revised Budget** for the Board's review. One of the main revisions made to the budget dealt with the cost of living increase which was approved in October. He stated that most of the increases dealt with salaries and then reviewed the revisions:

- a. There is an increase of \$494,000 on taxes. Based on recommendations from Paul Glick who reviewed the Chart of Accounts, he recommended classifying easements from franchise fees from the cable company easement into taxes. It was previously in Miscellaneous so it shows a reduction of \$358,000. He noted a slight increase in taxes, but the majority is for reclassifying the Franchise Fees.
- b. Superior Court Collection Fees, under Expenditures, increase of \$220,000. This is basically taking the funds allocated out of Superior Court for Jury Management and putting it in Superior Court Collections, since they took over Jury Management during the year.
- c. Culture and Recreation – increase of \$113,500. This includes the \$35,000 for the Library roof, the \$55,000 for Alto Park Tennis Courts, which was approved earlier in the year, and the \$8,000 longevity pay which will be given to the employees at the end of the year.
- d. Recycling Center Fund – increase in revenue sales and under Seminars and Conferences – a \$1,000 increase. This is for travel expenses to be reimbursed through a GEFA loan we have. A line item has been added under Environmental Testing in the amount of \$18,000 to cover required environmental testing earlier in the year, which had been approved earlier in the year.
- e. Fund Balance Allocation – increase of \$31,774. This amount is from December 19 Revised Budget to October 24 Budget.

MOTION was made by Commissioner Hufstetler that this item be added to the Agenda, SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks
" Hufstetler
" Jennings
" Mahanay

Motion Carried

MOTION was made by Commissioner Hufstetler that the 2000 Proposed Budget for 2000 for the General Fund, 911 Fund, Fire Fund, Law Library Fund, Forum Fund, Animal Control, Recycling, Workers Comp, SPLOST and Prison Construction be adopted, SECOND by Commissioner Mahanay. VOTING:

YES NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

ATTORNEY'S REPORT

AUTHORIZE CHAIRMAN TO SIGN QUIT-CLAIM DEED TO F & P GEORGIA MANUFACTURING CONCERNING THE ABANDONED ROAD (GOVERNOR'S BOULEVARD)

County Attorney Wade Hoyt stated this has been discussed during the Public Hearing and called for a 4/5 vote to add this item to the Agenda. MOTION was made by Commissioner Hufstetler that the Quit-Claim Deed be placed on the Agenda, SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks
" Hufstetler
" Jennings
" Mahanay

Motion Carried

County Attorney Wade Hoyt called for a Motion authorizing the Chairman to execute the Quit-Claim Deed to F & P Georgia Manufacturing concerning the abandoned road (Governor's Boulevard). MOTION was made by Commissioner Hufstetler to authorize the Chairman sign the Quit-Claim Deed to F & P Georgia Manufacturing for the southern portion of Governors Boulevard, SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

**AUTHORIZE EXECUTION OF MEMORANDUM
OF UNDERSTANDING FOR SUZUKI.**

County Attorney Wade Hoyt presented a Memorandum of Understanding between the Suzuki Motor Corporation and a number of other entities including Floyd County, City of Rome, Development Authority, Coosa Valley Tech, Berry College and the Greater Rome Chamber of Commerce. Similar to the Pirelli situation, this has been negotiated for a number of months. All of the parties have joined together in a Memorandum of Understanding. He noted that the County has less of an impact in this Memorandum of Understanding than they did in Pirelli. County Manager Kevin Poe stated the County will be providing a tax abatement and inspection fees. This plant will be in the Berry Corporate Center so the City is more involved. County Attorney Hoyt requested authorization, acknowledgment and approval of the Memorandum of Understanding for the Suzuki Corporation. MOTION was made by Commissioner Hufstetler to authorize the Memorandum of Understanding between Suzuki and all parties involved, SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

**CONDEMNATION ON RAILROAD PROPERTY
ADJACENT TO FORUM.**

County Attorney Wade Hoyt stated that this is regarding the Marriott Hotel problem and involves approximately 2,178 square feet of a railroad right-of-way that is situated basically in the parking lot between where the parking deck and hotel will be located. It is a railroad which has been abandoned and it leads to nowhere. It had been expected that Central of Georgia Railroad would donate the property, but that has not happened. The 2,178 square feet were appraised by Paul Camp at \$8,715, the Central of Georgia Railroad has demanded \$50,000. He stated negotiations are still going on. Central of Georgia Railroad sent a negotiator here, but they are now trying to deal with someone else. In case the negotiations do not work, he and the County Manager are requesting that the Board approve and authorize the County Attorney's Office to begin condemnation proceedings on the Central of Georgia railway property next to the Forum, if in fact the negotiations fail. As a part of this authorization for the Chairman to sign the resolution to that affect is also requested. MOTION was made by Commissioner Mahanay for authorization and approval for the County Attorney's Office to file condemnation proceeding and to authorize the Chairman to sign the resolution, SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler
" Jennings
" Mahanay

Motion Carried

OTHER BUSINESS

Commissioner Jennings stated that TMDLs, Total Maximum Daily Loads refers to pollutants that can be placed in our rivers from a variety of sources. There is a creek in the northern part of Floyd County, Lavender Creek, which is on the EPD's 303D list of problematic creeks. We are required to have a plan in place to deal with the alleged pollution in this creek by March 31, 2001. There are probably three sources of the pollutants, wild animals in the area; septic tanks; and cattle which are allowed to go into the creek in several places. He noted that the State of Georgia had been placed under a Consent Order to provide TMDL plans. Most of them are required in 2003, but this one creek in Floyd County has a requirement for March 31, 2001. The Coosa Valley RDC has a grant from the State to work with counties, that are affected by this, to come up with a plan. Commissioner Jennings has been working with a representative of Coosa Valley RDC and they have scheduled a meeting for January 30 at 7:00 at New Armuchee Baptist Church, in the Armuchee area. They are inviting a variety of people to that meeting, including the Commissioners, to review the problems with this creek and to develop a plan. Once the plan is developed they will meet again on February 17 at 7:00 p.m. at the New Armuchee Baptist Church to present the plan to the community. He noted that this is a small creek and is not a major problem creek in this area. They suspect that the EPD put the creek on an accelerated path because it will give the community some practice in terms of how to develop a plan for remediating the problem on a creek. There are a number of rivers in Floyd County which are on the list. Vice-Chairman Fricks stated that he has a video tape on TMDL if anyone is interested in additional information.

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 W. MAYES, CHAIRMAN