

July 10, 2001

**REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
July 10, 2001 2:00 P.M**

PRESENT: Chairman John Mayes, Commissioners Chuck Hufstetler, Garry Fricks, Jerry Jennings, and Tim Mahanay.

OTHERS PRESENT: County Manager Kevin Poe, County Attorney Wade Hoyt, County Clerk Michele Fountain, and Assistant County Manager Tom Tully.

CALL TO ORDER: Chairman Mayes called the meeting to order.

INVOCATION: Commissioner Hufstetler led the Invocation.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Commissioner Jennings.

ADOPTION OF MINUTES: Commissioner Hufstetler made a MOTION to adopt the minutes of the Regular meeting of June 26, 2001 as presented. SECOND by Commissioner Mahanay. VOTING:

	YES	NO
Commissioner Hufstetler		
" Fricks		
" Jennings		
" Mahanay		
Chairman Mayes		

Motion Carried

FIRST READING

FILE #15-2001Z, 2619 SHORTER AVENUE, ALABAMA HIGHWAY, GEORGIA HIGHWAY #20. TAX MAP #666C, AREA #01, PARCEL(S) #001, AND #002; REQUEST A SPECIAL USE PERMIT FOR USED CAR SALES IN C-C COMMUNITY COMMERCIAL ZONING DISTRICT.

**(PLANNING COMMISSION RECOMMENDATION: APPROVE: VOTE – UNANIMOUS)
(SECOND READING/PUBLIC HEARING TO BE HELD JULY 24, 2001 AT 6:00 P.M.)**

Chairman Mayes called for a Motion to place these items on First Reading. MOTION was made by Commissioner Hufstetler. SECOND by Commissioner Fricks. VOTING:

YES	NO
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Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

**REVISED UNIFIED LAND DEVELOPMENT CODE.
(SECOND READING/PUBLIC HEARING TO BE HELD
JULY 24, 2001 AT 6:00 P.M.)**

Chairman Mayes called for a Motion to place these items on First Reading. MOTION was made by Commissioner Jerry Jennings. SECOND by Commissioner Mahanay. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

SECOND READING/PUBLIC HEARING

VOTE ONLY

**AMEND FLOYD COUNTY CODE, ARTICLE
II ENTITLED SELF-SERVICE FUEL DISPENSING
PUMPS, SECTION 2-10-20, 2-10-22, 2-10-23, AND
2-10-24.
(DEFERRED FROM JUNE 26, 2001 MEETING)
(SECOND READING/PUBLIC HEARING HELD
JUNE 26, 2001)**

Chairman Mayes called for a Motion to adopt. MOTION was made by Commissioner Hufstetler.

SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

**FILE #04-2001SUP, CHATEAU DRIVE,
TAX MAP #262, AREA #00, PARCEL(S)
#5C AND #12, REQUEST A SPECIAL USE
PERMIT IN A SUBURBAN RESIDENTIAL
ZONING DISTRICT TO CONSTRUCT
DUPLEXES AT TOTAL OF 40 UNITS IN
PHASES.
(DEFERRED FROM JUNE 26, 2001 MEETING)
(PLANNING COMMISSION RECOMMENDATION:
DENY – [VOTE – 3 FOR, 6 AGAINST])
(SECOND READING/PUBLIC HEARING HELD
JUNE 26, 2001)**

No action taken.

CHAIRMAN'S REPORT

APPOINTMENTS.

No action taken.

PUBLIC PARTICIPATION.

Mr. G.T. Baird, 114 Teat Street, Lindale, Georgia addressed the Commission regarding his concerns about cleanup, widening, and resurfacing streets in the Forest Park Subdivision. Mr. Baird had previously met with the Public Works Committee and presented a petition.

Commissioner Fricks explained the process of approval regarding the petition presented to the Commission. He stated that the item was on today's agenda and action will be taken at this meeting. Mr. Baird will receive a letter explaining the process and the time frame regarding the petition. Commissioner Fricks explained to Mr. Baird that the Public Works department has a back log of about a year so therefore work will not begin until such time. The Commissioners thanked Mr. Baird for addressing the Commission.

COMMISSIONER'S REPORT

ADMINISTRATIVE/FINANCE COMMITTEE

Commissioner Hufstetler, Committee Chairman, stated that DMG Maximus has evaluated three positions and recommended a pay upgrade. **Director/Receiver Jury Management – pay grade 24, Assistant Director/Receiver Jury Management – pay grade 14, and the Accountant in the Tax Commissioners office – pay grade 12.** MOTION was made by Commissioner Hufstetler to approve the reclassification of the three positions. SECOND by Commissioner Jennings.

County Manager Poe asked Commissioner Hufstetler to add an effective date to his MOTION. Commissioner Hufstetler recommended that the reclassification begin on the next pay period. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

PUBLIC SAFETY COMMITTEE

DISCUSS STAFFING PROPOSAL FOR NEW PRISON

Commissioner Mahanay, Committee Chairman, made a MOTION, effective immediately, to add three correctional officers in preparation for the new prison that is currently under construction. He stated that Anne Brinkley, Warden at the Correctional Institute, had presented a proposal for this request during today's Caucus. MOTION was made by Commissioner Mahanay to add three correctional officers at the prison. SECOND by Commissioner Hufstetler.

Commissioner Jennings asked Commissioner Mahanay to include in his MOTION that Warden Anne Brinkley would report back to the Commission in October 2001 so they may assess where they stand, as far as staffing, then they could consider the next phase. Commissioner Mahanay indicated that he would like to include this in his MOTION. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

PUBLIC WORKS COMMITTEE

**DISCUSS PROPOSED CHANGES TO REMOTE COLLECTION SITE OPERATIONS.
(DEFERRED FROM JUNE 26, 2001 MEETING)**

Commissioner Fricks stated that no action would be taken at this time. He indicated that there was discussion during Caucus of conducting a survey regarding reducing the hours of the remote sites' operations to find out what the most convenient hours of reduction would be for the people that utilize the facilities.

County Manager Poe also stated that the County is pursuing a pilot project to convert one of our sites to a co-mingled recyclable processing area.

ACKNOWLEDGE PETITION FOR ROAD IMPROVEMENTS FOR TEAT STREET, CLIFFBRINK STREET, SUMMIT DRIVE, OAK STREET, NORTH PINE STREET AND WILLOW STREET IN LINDALE, AND APPROVE ADDING THEM TO THE COUNTY ROAD RE-SURFACING LIST.

Commissioner Fricks, Committee Chairman, made a MOTION to add Teat Street, Cliffbrink Street, Summit Drive, Oak Street, North Pine Street and Willow Street in Lindale to the County road re-surfacing list. MOTION was made by Commissioner Fricks to add these streets to the road re-surfacing list. SECOND by Commissioner Hufstetler. VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

WATER COMMITTEE

Commissioner Jennings, Committee Chairman, stated that during the last Water Committee Meeting, the issue of relocating water lines at Hwy. 140 & Floyd Springs Road (location of new Armuchee Middle School) was discussed. Commissioner Jennings stated that County Manager Kevin Poe was pursuing discussions with the DOT regarding a traffic signal at that location. Jennings indicated that the Water Committee would like to meet with the school board to initiate regular communication with them and also to welcome the new Floyd County School Superintendent, Kelly Henson, to the community.

Commissioner Mahanay asked what the estimated cost would be for re-working the water at the location. Commissioner Jennings indicated that relocating the water lines would be estimated at over \$200,000; the entire project could cost over \$1,000,000.

CLERK'S REPORT

CONSENT AGENDA

County Clerk Michele Fountain stated there are six items on the Consent Agenda, which she submitted for approval if there were no additions or deletions. MOTION was made by Commissioner Hufstetler to approve the Consent Agenda. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

1. Authorize execution of Public Defender's Grant for Juvenile Court. (CN-0208)

Authorize execution of year three of Juvenile Prosecutor Grant in the amount of \$37,988, County funding of \$7,047. (CN-0206)

3.

Tax Refunds:

- a. Teresa J. Justice, 134 Miller Mountain Road, Lindale, \$29.60
- b. Eddie L. Osborne, P.O. Box 454, Cave Spring, \$114.91
- c. Rome Rental Housing LP, 348 Enterprise, Drive, Valdosta, \$172.42
- d. Robert L. Moss, 12 Horseshoe Bend, SW, \$339.89
- e. Robert L. & David Lee Moss, 12 Horseshoe Bend Road, SW, \$25.28
- f. Marilyn R. Elrod, 17 Graben Drive, \$68.06
- g. Arnold & Barbara Ann West, 44 Barbara Lane, Adairsville, \$47.72
- h. Mrs. Eva Cordle, 1456 Little Texas Valley, \$31.73
- i. Barbara Welsh Austin, 1 Shorter Circle, \$15.82
- j. Kathleen R. & Shepard D. Cole, 13704 Harbour Wood Road, Midlothian, VA., \$2.85
- k. Ronald G. & Martha A. Vaughn, 83 Dogwood Drive, SW, \$146.61
- l. Tom F. & Mary B. Caldwell, 1958 Little Texas Valley Road, NW, \$14.93
- m. Myra L. Payne, 206 Barker Road, SW, \$137.40
- n. William T. Clayton, 261 Lemont Drive, SE, \$86.20
- o. Martha M. McElmurray, 179 Featherston Road, SW, \$12.05
- p. Joseph R. Watters, 1474 Mt. Alto Road, \$1505.22
- q. Joe Albert Early, Jr., 4 Christopher Place, \$30.21
- r. Larry Hight, 4915 Vermack Drive, Dunwoody, \$17.81
- s. Larry & Elaine Robbins, 130 Lull Road, \$49.00
- t. Gina Marie Terry Wesson, 6 Greer Drive, \$345.84
- u. Thomas & Eleanor Hamby, 18 Hardin Drive, P.O. Box 74, Silver Creek, \$24.79
- v. Ethel Rains Sutton, 229 Black Bluff Road, \$31.65
- w. Anne Segraves, 228 Boyd Road, SW, \$245.43
- x. Lance G. & Cindy B. McDonald, 3743 Old Dalton Road, NE, \$8.75
- y. Winfred L. & Margaret F. Smith, P.O. Box 774, Shannon, \$124.57
- z. Donald A. & Lucinda Murphine, 2847 Everett Springs Road, NE \$56.48
- aa. Anne K. Jackson/Marion Shaw/Marshall Jackson, 9 ½ Shorter Circle, \$65.32
- bb. Barbara J. Allred, 1366 Spout Springs Road, Cave Spring, \$265.05
- cc. Martha McChesney Berry/Walstad, P.O. Box 5146, \$52.64
- dd. Edward Lee, Jr., & Cynthia Dollar, 23 Lakeview Drive, SE, Lindale, \$65.96
- ee. Martha B. Walstad, 421 E. 8th Street, \$101.44
- ff. Joe G. & Martha B. Walstad, 421 E. 8th Street, \$101.44
- gg. Larry & Bryan Hix & Andrea Prytula, P.O. Box 2182, \$1.63
- hh. Robert L. Moss, 12 Horseshoe Bend Road, SW, \$29.20
- ii. James W. & Jacob J. Kelley, 3 Ridgehaven Drive, \$34.22
- jj. Marilyn & Barbara Harrison, P.O. Box 592, Lindale, \$75.63
- kk. O.W. Self, P.O. Box 179, Shannon, \$31.79
- ll. Angela S. Sanford, 17 Amberwood Trail, \$233.07
- mm. Betty Ann Davis, 103 Piedmont Avenue, \$18.83
- nn. Joan L. Hodges, 15 Leisure Drive, \$91.36

- oo. A.C. White, D/B/A White's Garage, 203 Cave Spring Street, SW, \$17.49
- pp. Allen & Mary Shropshire, 196 Shropshire Road, SW, \$63.71
- qq. Larry Nix, P.O. Box 2182, \$9.78
- rr. Donald E. Jr., & Melissa W. McDermont, 31 Parkwood Circle, NE, \$51.94
- ss. James E. & Dorothy E. Lloyd, 167 Donahoo Road, SE, Silver Creek, \$7.71
- tt. W.K. McAbee, 203 Leland Avenue, NW, \$58.106
- uu. A.C. Corbin Estate, 963 Turner Rod, NE, \$9.41
- vv. Jeannie & Jack B. Roberts, Jr., 230 Kerce Road, Kingston, \$5.24
- ww. Doyle Clifford McCoy, 460 Haywood Valley Road, NE, Armuchee, \$168.07

- 4. Self-Service Fuel Application:
 - a. Narinder K. Gupta, Rock Store, Inc., 3403 Kingston Highway
- 5. Authorize Chairman to execute state grant for Camp Good Times in the amount of \$25,000. (CN-0212).
- 6. Enter into Minutes Amendment to the Georgia Greenspace Program Grant Award Agreement in amount of \$953. (CN-0203)

MANAGER'S REPORT

DISCUSS MEMORANDUM OF AGREEMENT BETWEEN THE PLANNING COMMISSION, CITY OF ROME AND FLOYD COUNTY REGARDING JOINT PLANNING SERVICES. (DEFERRED FROM JUNE 26, 2001 MEETING)

No action taken.

APPROVE ESCROW AGREEMENT WITH THE DEPARTMENT OF ARMY REGARDING PAYMENTS TO FLOYD COUNTY FOR THE LOCK AND DAM PROJECT

County Manager Kevin Poe stated that the Department of Army is requiring that the County set up a formal agreement with them to establish an escrow account from which Federal funds have been designated for the Lock and Dam project. Commissioner Fricks made a MOTION to approve the escrow account. SECOND by Commissioner Hufstetler. VOTING:

	YES	NO
Commissioner Hufstetler		
" Fricks		
" Jennings		
" Mahanay		
Chairman Mayes		

Motion Carried

**AWARD CONTRACT FOR ON SITE MATERIALS
TESTING SERVICES RELATED TO THE AIRPORT
IMPROVEMENT PROJECT**

County Manager Kevin Poe presented for approval a contract with an engineering firm to do quality assurance testing on the materials that will be placed on the project at the Airport for taxiway improvements. The engineering firm of Mayes, Sudderth, & Etheredge has received four proposals to provide the work. Cal-Tech was the low bid on the project and County Manager Poe recommended the Commission to authorize the hiring of Cal-Tech for these services. The FFA will fund the services 90%, State DOT 5%, and the County will be responsible for 5% and the estimated cost of the work is approximately \$24,000. Commissioner Mahanay made a MOTION to award the contract to Cal-Tech for on site testing. SECOND by Commissioner Hufstetler. VOTING:

	YES	NO
Commissioner Hufstetler		
" Fricks		
" Jennings		
" Mahanay		
Chairman Mayes		

Motion Carried

**REQUEST FROM RODGER SWAIM, PUBLIC
WORKS DIRECTOR, TO REPLACE A
COMPUTER IN THE SIGN SHOP AND
ENGINEERING DEPARTMENT**

County Manager Kevin Poe presented a request from Public Works Director Rodger Swaim to replace one computer in the Public Works Sign Shop and one computer in the Engineering Department. County Manager Poe recommended the Commission to authorize an amendment to the equipment budget in public roads and in the Engineering Department for the purchase of computers not to exceed \$3,000 each. Commissioner Garry Fricks made a MOTION to replace the computers. SECOND by Chuck Hufstetler. VOTING:

	YES	NO
Commissioner Hufstetler		
" Fricks		
" Jennings		
" Mahanay		
Chairman Mayes		

Motion Carried

**REQUEST FROM RODGER SWAIM, PUBLIC
WORKS DIRECTOR, TO AMEND THE EQUIPMENT
BUDGET RELATED TO THE PURCHASE OF A**

LIFT JACK.

County Manager Kevin Poe presented an additional request from Public Works Director Rodger Swaim to amend the Public Works equipment budget for an additional \$178 to the money allocated toward the purchase of a 14,000 pound Air End Lift Jack. County Manager Poe recommended that the Commission approve this amendment. Commissioner Garry Fricks made a MOTION to amend the Public Works equipment budget. SECOND by Chairman Mayes.

VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

REQUEST FROM COUNTY POLICE TO SURPLUS BUS.

County Manager Kevin Poe presented a request from County Police Chief Jim Free that the Commission declare surplus the bus that was donated to the department several years ago, and use the proceeds from the sale to purchase equipment for the SWAT team. County Manager Poe recommended that the Commissioner approve this amendment. Commissioner Jerry Jennings made a MOTION to declare the bus surplus and use the proceeds to purchase new equipment for the SWAT team. SECOND by Commissioner Mahanay.

VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

REQUEST FROM EMERGENCY MANAGEMENT FOR A BUDGET AMENDMENT OF \$5,000 TO PURCHASE EQUIPMENT FOR THE WILDLAND FIREFIGHTING TEAM.

County Manager Kevin Poe presented a request from Emergency Management Director Hugh Atkins to amend the budget to purchase a water tank for the volunteer firefighting team (Wildland Firefighting Team). County Manager Poe recommended that the Commission approve this amendment. Commissioner

Tim Mahanay made a MOTION to amend the budget to purchase a water tank for the Wildland Firefighting Team. SECOND by Commissioner Hufstetler.

VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

**APPROVE METHOD OF PAYMENT FROM
UNITED STATES DEPARTMENT OF AGRICULTURE
FOR SECURE RURAL SCHOOLS AND COMMUNITY
SELF DETERMINATION ACT PAYMENTS.**

Assistant County Manager Tom Tully presented a proposal from the United States Department of Agriculture. He explained that the issue is whether to continue to accept the payment structure for federal lands that are within Floyd County under the current structure, or to accept a full payment option. Under the current payment structure the County is committed for two years, whereas if the full payment option is accepted it will extend through 2006. Assistant County Manager Tully recommended that the Commission approve the full payment option. Commissioner Chuck Hufstetler made a MOTION to accept the full payment option. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

**APPROVE THE AIRPORT 5-YEAR
CAPITAL IMPROVEMENT PROGRAM.**

County Manager Kevin Poe presented the 5-Year Capital Improvement Plan for the Richard B. Russell Airport. A list of projects was presented to the Commission. Commissioner Jerry Jennings made a MOTION to approve the 5-Year Capital Improvement Plan for the Floyd County Airport. SECOND by Commissioner Hufstetler. VOTING:

YES NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

ADJOURNMENT:

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

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

COMMISSIONERS **FLOYD COUNTY BOARD OF**
JOHN MAYES, CHAIRMAN