

" Fricks
" Jennings
" Mahanay

Chairman Mayes

Motion Carried

Chairman Mayes asked Commissioner Mahanay if he would like to stay on the Commission for Children and Youth. Commissioner Mahanay agreed to stay.

County Clerk Michele Fountain stated the commissioners have already re-appointed the Coosa Valley Regional Development Committee.

Chairman Mayes then mentioned the Administrative Appointments.

Commissioner Mahanay wanted clarification on the appointments already made.

Chairman Mayes stated the re-appointment of Coosa Valley Regional Development Center Board of Directors as Jerry Jennings and Kevin Poe.

The commissioners already re-appointed to the Development Authority of Floyd County Johnny Johnson, Kevin Poe and Al Leonard to the Rome/Floyd County Fire Overview Committee, and to the Rome/Floyd Urban Transportation Study Citizens Advisory Committee Peter Ouseley, Tracy Page, Sue Soules, and Bobby Payne.

They previously re-appointed Tim Mahanay to the Rome/Floyd Commission on Children and Youth, Linda Hughes to the Solid Waste Task Force and Bryan Shealy to the Sara Hightower Regional Library Board of Trustees.

Chairman Mayes stated that's all that we have at this time. We need to go back to the Administrative Appointments.

Those appointments usually are made at the first Commission Meeting of the new year. County Clerk Michele Fountain wanted to know, for clarification, what the procedure is. Would the new chairperson take over the meeting then or would it be the next meeting? Commissioner Fricks stated that it could be done either way. County Manager Kevin Poe stated that actually, there is not an official chairman for the first meeting. The County Attorney will open the meeting and a vote will be given. The Board will have to vote on the new chairman and at that time he would take over. The only reason that the Chairman retains the title until the meeting would be for the signing of checks or documents.

County Manager Kevin Poe mentioned that from an administrative standpoint, the sooner the names are known the sooner things can be changed in the computer system. It can take several weeks for changes to be made.

FLOYD MEDICAL CENTER.

Chairman Mayes has asked County Attorney Wade Hoyt, III to write a letter in layman's terms about the Bond Agreement with Floyd Medical Center.

County Attorney Wade Hoyt, IV was present to explain anything that might not be clear.

Chairman Mayes entertained the motion for approval for the Bond. MOTION was made by Commissioner Hufstetler to approve the Bond. SECOND was made by Commissioner Mahanay.

Commissioner Fricks discussed that there are two seats of representation on the Board of Trustees for the hospital, and these are on a temporary basis only. The appointments run concurrent with office. If one of the commissioners decided not to run for office next year, then there would be only one representative on the Board for a single year. Commissioner Hufstetler stated he would like to see a permanent representative on the Board.

Chairman Mayes brought up that the County is co-signing on \$35,000,000 (thirty five million dollars) worth of bonds, and he feels uncomfortable that there are no guarantees of their control over the issue.

Commissioner Hufstetler said that we do have control. There are two bonding companies that will be watching over these bonds. These contracts will expire in 2011. After 2011, the County will take over and if payments are missed, they will control things. If the monies are misspent, or payments are missed, they will be able to step in. Commissioner Hufstetler stated he sees this as no cost to the taxpayers to provide millions of dollars in indigent care to the community.

Attorney Hoyt said that, over the years, the commissioners have been asked to provide indigent care and this contract does address that issue.

Commissioners Hufstetler and Mahanay agreed that the indigent care coverage is addressed and covered well.

Commissioner Mahanay said that over the years, there has been a good turn around from years of deficit to profits the next year. A lot of issues have been addressed such as personnel, computer programs and even the C.F.O. The newest C.F.O. is a strong person, with the interest of the hospital and the community in mind. Commissioner Mahanay stated that if he didn't know the issue as well as he does, he would have some questions as well. But he feels confident that things are on the right track.

Commissioner Fricks noted that it would be critical to go the same way as years past.

Commissioner Mahanay said things are better with the new C.F.O. and new programs they have implemented. There are legitimate reasons for losses in the past, such as new government regulations that hit several hospitals hard. But things are much better with the changes that have been made.

Commissioner Hufstetler said that he feels things are better now as well. Commissioner Fricks stated he feels there has been a tremendous turn around. Commissioner Mahanay said he feels that the bond contracts have things pretty well covered in the event of future problems. There are ways to catch issues before they become problems.

Commissioner Hufstetler stated he has served on the Hospital Board for over a year now and he sees good changes being made. There is no way to predict what the federal government will issue in the future, but the County needs to take advantage of ways to cut costs and provide quality care for the community.

Commissioner Fricks hopes the hospital realizes the savings of revenues with this bond issue with regard to the indigent care package. They have asked for 1.9 million dollars. They have to look at the fact that this puts revenue back for them.

Commissioner Mahanay stated that, for the record, they are asking for the 1.9 million dollars, but they also know where the \$400,000. (four hundred thousand dollars) goes.

Commissioner Hufstetler said that the Hospital Board is asking other counties to help since they do help with indigent care for their communities as well.

VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

" Mahanay

Chairman Mayes

Motion Carried

(Bond Documents on pages)

APPROVE NEATON ROME PILOT
AGREEMENT WITH ROME/FLOYD
DEVELOPMENT AUTHORITY.

County Attorney Wade Hoyt, IV presented a document known as a pilot agreement, basically a contract entered into between Rome/Floyd Development Authority and Neaton Rome, Inc. which is the Suzuki Plant.

The Development Authority routinely handles the tax abatements and the bond issues and runs the bond issues through the Development Authority. Technically, the Development Authority can do this themselves, but the companies and their lawyers like for the Chairman of the County Commission sign on to the bonds. It is not something that has to be done, so our Commissioners may have never seen these documents.

There was a discussion that Neaton Rome, Inc and the Suzuki Plant are two separate entities. County Attorney Hoyt apologized for the confusion.

With these bonds being run through the Development Authority, the company gets a tax abatement. The property is leased to the Development Authority. This agreement is for 5 (five) years. The Development Authority has approved the agreement due to the fact that all of their criteria have been met.

Commissioner Mahanay wanted a clarification that the Development Authority does not need the approval of the Board due to the fact that the Board has already agreed to the concept and ideas previously. He stated that he is unhappy with the way that things are; that the Commissioners are out of the loop once they agree to the original concepts. There is a lack of communication after the original agreement, so there is no way for anyone to follow up on details or changes.

Per County Manager Kevin Poe, this is the way things happen. Chairman Mayes stated he thinks the Committee should work with the Commission closer. There should be more communication.

Commissioner Mahanay said he would like for the County Attorney to investigate avenues to correct the follow up on these types of issues. No one should be able to commit the County to something without the approval of the Board. There should at least be phone calls or communications as to what is happening.

Per County Manager Kevin Poe, the Development Authority can do things that the Board of Commissioners can't simply because that is the way they are set up.

County Comptroller Al Leonard joined the meeting. Chairman Mayes asked if the Neaton, Inc. business had been discussed at the last Development Authority meeting. Mr. Leonard stated that it was discussed. The Bond Resolution was approved by the Authority and signed.

Commissioner Mahanay explained to Mr. Leonard why they were discussing this issue. Per Mr. Leonard, tax abatement can be done without the consent of the Commissioners.

Comptroller Leonard left the meeting.

County Attorney Hoyt explained that the company attorneys don't have to have or even need the Chairman's signature, it is not necessary. They just like it to show that the county is in agreement for them being there.

The State Constitution gives the Rome/Floyd Development Authority the right to abate taxes. The Authority has both City and County Commissioners on their Board. That is where the City and County have influence on the Authority.

County Manager mentioned that the County needs to be careful who is appointed to this Authority as they represent the interests of the community. The Development Authority to date has not made a judgment that the Commissioners were against, but that could happen. The only control the Commissioners have is in the appointments they make and the funding given to the Authority. They can generate revenue through a percentage of the bonds.

Chairman Mayes brought up the fact that when industry's come into the county, they usually come through the Chamber of Commerce, and there is communication to all entities needed.

Commissioner Hufstetler made the MOTION to accept the Pilot Agreement with Rome/Floyd Development Authority and Neaton Rome, Inc. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

" Mahanay

Chairman Mayes

Motion Carried

(Agreement on pages)

AUTHORIZE EXECUTION OF DEPARTMENT
OF TRANSPORTATION CONTRACT FOR
PIRELLI DRIVE (D.O.T. #PR 973-2 [115]).
(4/5 vote required)

MOTION made by Commissioner Hufstetler to place on the agenda. SECOND by Chairman Mayes. VOTING:

4/5 vote

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

Chairman Mayes, the item is now on the agenda.

Per County Manager Kevin Poe, we have received an additional contract from the D.O.T. related to Pirelli Drive. The original contract has been amended and some items have been deleted. They came up with a new contract that gave the County an additional \$60,000. (sixty thousand) to go towards the construction of Pirelli Drive. The County will be operating off of two different contracts to make sure that all work is completed. They have to have a notice to proceed before they will authorize payment. They need to go ahead and get this submitted so that the D.O.T. can run this through the various departments.

Commissioner Mahanay wanted to know if that is the total sum. County Manager Poe said no. We started at \$101,000. (one hundred and one thousand) and now they are up to \$160,000. (one hundred and sixty thousand). They had committed \$300,000. (three hundred thousand). They need to authorize this document and any other that might be forth coming for Pirelli Drive and the County's opportunities to receive additional D.O.T. funds for this project.

Commissioner Hufstetler made MOTION to Authorize execution of D.O.T. contract. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

(Contract on pages)

County Manager Kevin Poe spoke about the overtime policy. Effective January 1, 2002, all non-essential overtime must be pre-approved by the county manager for payment. All overtime related to emergency activities including on-call personnel being

dispatched or the use of overtime to fill a vacancy in a central public safety position such as patrol officers, jail/prison officers and 911 dispatchers would be exempt from the pre-authorization requirement. However, they would have to document the use of overtime and submit that with their bi-weekly payroll forms. In the event the previous statement omits a situation that needs to be exempt, any department head that has particular activities that need to be addressed or exempt from this policy may submit a request to the County Manager asking for such an exemption. Denial of such exemption by the County Manager may be appealed to the County Board of Commissioners. All county departments under the financial administration of the Floyd County Board of Commissioners must comply with this policy.

Commissioner Mahanay wanted to know if there is an overtime policy currently in force. County Manager Poe stated the only policy in force concerns the way overtime is paid.

MOTION was made by Commissioner Hufstetler to place the adoption of the overtime policy on the agenda. SECOND was made by Commissioner Jennings. VOTING:

4/5 Vote

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

MOTION was made by Commissioner Hufstetler to adopt the overtime policy. SECOND was made by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler
" Fricks
" Jennings
" Mahanay
Chairman Mayes

Motion Carried

(Policy on pages)

ADJOURNMENT:

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

YES

NO

Commissioner Hufstetler

" Fricks

" Jennings

" Mahanay

Chairman Mayes

Motion Carried

FLOYD COUNTY BOARD OF

COMMISSIONERS

JOHN MAYES, CHAIRMAN