

Commissioner Hufstetler
" Mayes
" Jennings
" Bennett
" Fricks

Motion Carried

APPOINTMENT OF VICE-CHAIRMAN.

Chairman Fricks called for nominations for Vice Chairman. MOTION was made by Commissioner Bennett to nominate Commissioner Hufstetler. SECOND by Commissioner Jennings. VOTING:

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

Motion Carried

Chairman Fricks thanked the Board for their support and congratulated Vice-Chairman Hufstetler.

**RECOGNITION OF FORMER
COMMISSIONER TIM MAHANAY.**

Chairman Fricks stated that they would like to recognize someone who served the County well for three years.

The Commissioners individually thanked Mr. Mahanay for his service to the citizens of Floyd County and it was noted that he continued his service until December 31, even though he did not run for office again. Chairman Fricks stated that he appreciated Mr. Mahanay's service to Floyd County and presented him with a plaque and a painting and best wishes for enjoying the additional time he will have for traveling. Mr. Mahanay replied that he appreciated this recognition and thanked the Board.

PROCLAMATIONS

NATIONAL MENTORING MONTH.

Commissioner Jennings presented the Proclamation recognizing January as National Mentoring Month, to Nancy Griffin from Rome/Floyd Schools, Angie Roberson from Big Brothers and Sisters, and Daphnie Morrison from Alpha Kappa Alpha. Commissioner Jennings noted that this is a City of Rome and Floyd County Proclamation. Commissioner Jennings thanked them for all that they do. Ms. Griffin thanked the Board and stated that they were in good company, since President Bush had made the same Proclamation on January 2 for National Mentoring Month. She presented to the Clerk a copy of the Proclamation from President George W. Bush.

RESOLUTIONS

MATTERS RELATED TO COLLECTION OF TAXES.

County Manager Kevin Poe stated that this is a typical resolution required at the beginning of the year related to the Tax Commissioner of Floyd County and his responsibilities in collecting taxes. MOTION was made by Commissioner Hufstetler to approve the Resolution. SECOND by Commissioner Mayes. VOTING:

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

Motion Carried

HIRING RESOLUTION – COUNTY MANAGER, COUNTY PHYSICIANS, AND AUDITORS.

Chairman Fricks noted that the Physician contracts are not complete. MOTION was made by Commissioner Mayes for approval of the Hiring Resolution for the County Manager and the Auditors. SECOND by Commissioner Hufstetler. VOTING:

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

Motion Carried

ADOPTION OF

MINUTES:

Commissioner Hufstetler made a MOTION to adopt the minutes of the

Regular

Meeting of December 10, 2002 and Called Meeting of December 19, 2002 as presented.

SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

FIRST READING

(SECOND READING/PUBLIC HEARING

TO BE HELD JANUARY 28, 2003 AT 6:00 P.M.)

AMENDMENT TO PERSONNEL CODE

REGARDING RESIDENCY REQUIREMENT.

FILE #01-2003Z, 2331 HORSELEG CREEK ROAD, SW, TAX MAP #616, AREA 00, PARCELS 21, 54, 96, REQUEST REZONING FROM S-R TO A-R FOR AGRICULTURE AND FORESTRY USE.

(PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE – 8-1])

FILE #02-2003Z, 1865 CUNNINGHAM ROAD, SW, TAX MAP 736, AREA 00, PARCEL 16D, REQUEST REZONING FROM C-C TO A-R, TO CONTINUE EXISTING USE.

(PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE – UNANIMOUS])

FILE #05-2003Z, 123 HALSTEAD SMITH ROAD, TAX MAP #620, AREA 00, PARCEL – PART OF 30 AND PART OF 30A, REQUEST REZONING FROM S-R TO M-R TO BUILD DUPLEXES.

(PLANNING COMMISSION RECOMMENDATION: DENY [VOTE – 7-2])

**FILE #06-2003Z, 309 OLD SUMMERSVILLE ROAD,
TAX MAP #504, AREA 00, PARCEL – PART OF 88,
REQUEST REZONING FROM S-R TO D-R TO
BUILD ANOTHER DUPLEX.
(PLANNING COMMISSION RECOMMENDATION:
APPROVE [VOTE – UNANIMOUS])**

**REVISE OR DELETE ARTICLE 6.13b OF THE
UNIFIED LAND DEVELOPMENT CODE
REGARDING EROSION AND SEDIMENT
CONTROL.
(PLANNING COMMISSION RECOMMENDATION:
ADOPT CHANGE TO READ “...MINIMUM
REQUIREMENT OF THIS DEVELOPMENT
CODE...” [VOTE – UNANIMOUS]).**

**REVISE OR DELETE ARTICLE 6.10.2a OF THE
UNIFIED LAND DEVELOPMENT CODE
REGARDING DRIVEWAY ACCESS.
(PLANNING COMMISSION RECOMMENDATION:
ADOPT THE CHANGE TO READ “MEASURED
AT THE RIGHT-OF-WAY LINE.” [VOTE – UNANIMOUS]).**

Chairman Fricks stated that these seven items are placed on First Reading.

**SECOND READING/PUBLIC HEARING
(FIRST READING HELD DECEMBER 10, 2002
AT 2:00 P.M.)**

**FILE #87-2002Z, OLD SUMMERSVILLE ROAD,
MAP #506C, AREA 06, PARCEL 24, REQUEST
REZONING FROM S-R (SUBURBAN RESIDENTIAL)
TO D-R (DUPLEX RESIDENTIAL), TO BUILD
TWO DUPLEXES.
(PLANNING COMMISSION RECOMMENDATION:
APPROVE [VOTE – UNANIMOUS])**

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

YES NO

Commissioner Hufstetler
" Mayes
" Jennings
" Bennett

Chairman Fricks

Motion Carried

Chairman Fricks asked for a report from the Planning Commission. **Sue Hiller, Rome/Floyd Planning Commission**, stated the parcel is currently zoned S-R (Suburban Residential) on three sides. There is a manufactured home to the north and to the east, there are single-family residences to the north and a large church, parsonage and cemetery complex across Old Summerville Road to the west. To the south are also single-family residences. There are duplexes along Hidden Valley and Hidden Glen Drive south of this property, which are individual duplexes on lots surrounding, what she believes, is a public street. She presented a picture of the lot, stating there is an abandon manufactured home on the lot, as well as pictures of the area.

Chairman Fricks asked if there was anyone present wishing to speak in support or opposition to the issue.

SUPPORT

Jeff Barnett, Armuchee, Georgia, stated he wants to build two duplexes on this property. By the Unified Development Code, if you put one duplex, you are required to have 8,500 square feet. If you build multiple duplexes, it goes down and you can put only six units per acre. Roughly that means that each duplex will have to have 14,520 feet. He will have to have 70% more property just because he is not just doing one duplex, he is doing two. So even though the code does not address as large a buffer for multiple duplexes as it would in an M-R zone, he thinks the square footage requirement does address that somewhat. The extra square footage will be put in sod. Mr. Barnett asked to again show the picture of the current use. He has had a few calls from people in the community with questions about the sign and what they are doing. Members of the Church had called also. Their biggest concern is that there not be anymore trailers put on the property. He stated that he has not purchased the property yet and unless he gets a positive vote tonight, he will not purchase the property. If they do vote in favor, he will be purchasing the property immediately and the dilapidated mobile home will no longer be an eyesore to our community. Mr. Barnett offered to answer any questions.

Commissioner Jennings asked for clarification on Mr. Barnett's comments regarding square footage. Mr. Barnett pointed out the section of the code regarding this. If one duplex is put on the property, there has to be at least 8,500 square feet, which they have. He stated that it has been the concern of the staff that they do not have the buffers in D-R as set forth in the M-R zone. Mr. Barnett noted that the code, by these calculations, talks about six units per acre and then the minimum lot size for one duplex is 8,500 square, yet you calculate the units per acre, which is three duplexes, that ups it 14,520 square feet. He contends that even though they do not have the appropriate buffers that the M-R zone has, they address the greenspace issue by making him have so much more, 70% more, square footage to do multiple. Commissioner Jennings restated what Mr. Barnett had said and asked him to let him know if he understood it.

Commissioner Jennings stated that Mr. Barnett is saying that if he puts more than one duplex on a piece of property, the code requires him to have more space, over and above the duplexes, than it does if he puts a single duplex. Mr. Barnett replied that was correct, by the code.

Ms. Hiller said that the code stated that one duplex can go on 8,500 square feet. Mr. Barnett stated that is the minimum lot size and the minimum lot size for multiple is no more than six units per acre. Ms. Hiller stated that is a general estimate, but if you had 17,000 square feet, that would be two units. Mr. Barnett stated that could not be done and meet the code, because you can only put six units per acre. Two duplexes is four units. You can't put two duplexes on 17,000 square feet and meet the code. *(Response comments by Ms. Hiller were not audible)* Mr. Barnett stated that it is meant to establish minimum lot size. *(Response by Ms. Hiller was not audible)* Commissioner Jennings asked if Mr. Barnett was agreeable with the one duplex on this piece of property. Mr. Barnett replied that he will be exceeding all of the criteria. Commissioner Jennings asked if he would have more greenspace or more property than is the minimal requirement.

Commissioner Bennett stated he is building two duplexes, which is four units, and asked Mr. Barnett his definition of units, is a unit an apartment or a living unit. Mr. Barnett replied, "that is correct." Commissioner Jennings asked if two duplexes can go on this piece of property. Ms. Hiller stated that, as lot and area, yes it can, but *(other comments not audible)*. Mr. Barnett stated that he is not going to build a regular duplex, this will be the best duplex he has ever built. It is a great location and he plans to build it in a manner for it to blend in with the area. Commissioner Jennings asked if this property is on sewer or septic tank. Mr. Barnett replied that he would only build a duplex which would be on sewage. He noted that nothing in the area perks.

There being no others in attendance wishing to address this matter, MOTION was made by Commissioner Hufstetler to close the Public Hearing. SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

MOTION was made by Commissioner Hufstetler to **approve** the rezoning request from S-R to D-R on 309 Old Summerville Road. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Hufstetler
" Mayes
" Jennings
" Bennett
Chairman Fricks

Motion Carried

**FILE #88-2002Z, 3018 MAPLE ROAD, LINDALE,
MAP #370, AREA 04, PARCEL 005A, REQUESTS
REZONING FROM H-TR (HIGH DENSITY-
TRADITIONAL RESIDENTIAL) TO O/I
(OFFICE-INSTITUTIONAL), FOR USE AS DOCTOR'S
OFFICE AND PERSONAL CARE HOME.
(PLANNING COMMISSION RECOMMENDATION:
APPROVE [VOTE – UNANIMOUS])**

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

YES NO

Commissioner Hufstetler
" Mayes
" Jennings
" Bennett
Chairman Fricks

Motion Carried

Chairman Fricks asked for a presentation from the Planning Commission. **Sue Hiller, Rome/Floyd Planning Commission** stated that the property in question fronts on Maple Road. The property was developed as a personal care home and would be considered more as an assisted living instead of for people with disabilities. Ms. Hiller noted that there are single-family residential dwellings around it. Across the street is a gas station and a church further down. The zoning surrounding this property is all H-TR. The request is to return it to O-I (Office Institutional) which would allow it to be used again as the type of facility it is currently, assisted care type of facility or a doctor's office. Other uses would be offices. The Planning Commission's recommendation was unanimously to approve.

Commissioner Jennings asked if this is the personal care home that is already there. Ms. Hiller presented a picture of the property. She stated that it actually looks like a single-family residence, but it has a fair amount of parking. Pictures were also presented of the surrounding area. She also stated that even though it looks like a single-family residence,

it has six bedrooms. It was constructed to be that type of facility. There was question as to whether it was built for this purpose or remodeled for this purpose. Ms. Hiller stated that it is currently for sale and in order to market it as either a doctor's office or that type of facility, the request is to rezone for that. Commissioner Bennett asked if this would be a doctor's office and/or a personal care facility. Ms. Hiller replied that it could be either/or. It could be both. It would depend on the how much space a doctor's office needed in the building. It is a large dwelling, and is actually a two story building since it opens up down below on the back. Chairman Fricks stated that if the zoning change is approved, it will allow any uses in the O/I.

Chairman Fricks asked if there was anyone wishing to speak in support or opposition of this issue.

SUPPORT

Tom Wise, Toles, Temple & Wright, stated that it meets code for O/I and there is a lot of commercial in the general vicinity.

There being no others present wishing to speak regarding this issue, MOTION was made by Commissioner Mayes to close the Public Hearing. SECOND by Commissioner Hufstetler. VOTING

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

Motion Carried

MOTION was made by Commissioner Mayes for **approval**. SECOND by Commissioner Hufstetler. VOTING:

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

Motion Carried

FILE #89-2002Z, 521, 525, 534 AND 570 BUTTERMILK

**ROAD, SW, CAVE SPRING, MAP #828, AREA 00,
PARCELS 12, 12D, 12F, 38, REQUESTS REZONING
FROM S-R (SUBURBAN RESIDENTIAL) TO A-R
(AGRICULTURAL RESIDENTIAL), TO CONTINUE
CURRENT FARM USE.
(PLANNING COMMISSION RECOMMENDATION:
APPROVE [VOTE – UNANIMOUS])**

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

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

Chairman Fricks stated that the Public Hearing is open and asked for the presentation from the Planning Commission. **Sue Hiller, Rome/Floyd Planning Commission**, stated there is Suburban Residential on three sides of the property and Agricultural Residential to the South. There is some Suburban Residential, single-family residential development that has occurred in this area, however it is still predominately rural. Much of the land is used for raising cattle, horses and crops. She noted on the map that lots have been cut out of it so that the Suburban Residential type development, have all joined in this decision. These are members of an extended family, they own the suburban residential in the area, they have all signed the application requesting that this be returned to Agricultural Residential. There had been previous discussion regarding what it means to go from S-R to A-R. She stated that it mostly has to do with livestock, and she thinks that is an important distinction, because in Suburban Residential, you can raise livestock with a Special Use Permit. If you were doing that before, it means that you can continue to do that, there are no prohibitions on that. You cannot have an animal feeding operation without a Special Use Permit. You cannot raise hogs in S-R, where in A-R you can raise hogs with a Special Use Permit. You can have an animal feeding operation if you raise livestock. She thinks that is an attempt, where there has been suburban residential development happening, not to go back to a situation where something offensive might not be next to a subdivision or a lot of suburban residential development. In this particular case there does not appear to be any real subdivision development around it and, because the single-family residences that are in that area joined in the petition, the Planning Commission recommendation was to approve the petition as requested. Chairman Fricks stated that Buttermilk Road seems to be one of the, what he considers, fringe roads between Suburban Residential and Agricultural Residential. Residential is tied in with most agricultural because that is where the home

place is. (*Comments from Ms. Hiller were not audible*) Chairman Fricks asked if she were determining the designation of that area now, if she had a clean map, would it be Suburban Residential or Agricultural Residential. Ms. Hiller replied that, personally, probably Suburban Residential. In parts of it there is lot after lot and she would say that is pretty clearly Suburban Residential. On this property, when you drive by, it is indistinguishable from what you see in the immediate area, because there are houses lining both sides of the road, which are all members of the same farming family. What you are seeing from the road is not necessarily indicative of what is going on behind these houses.

Commissioner Jennings stated that if it remains Suburban Residential, the farming operations that exist there could continue. Ms. Hiller stated they could continue raising livestock, however they couldn't begin with things they are allowed to own in A-R. Chairman Fricks stated that, as he had mentioned in Caucus, for some reason if you are carrying it on as a farming operation it has some bearing on the ability to finance, or insurance purposes. Ms. Hiller stated that she had heard that also but she cannot confirm or deny that. It sounds like a reasonable explanation for wanting to go back to A-R. In a lot of the cases, she feels this is almost an emotional issue. These are family farms and have been in a family for a long time and they do not want to develop anything other than agricultural.

Chairman Fricks asked if there was anyone wanting to speak in support or opposition of this issue.

SUPPORT

Donnie Terry, 570 Buttermilk Road, stated that his father was unable to attend and he would answer any questions. Commissioner Jennings stated that regarding the questions about animal feeding operations and poultry operations, typically what they have been doing in circumstances like this is putting the amendment to Agricultural Residential requiring a Special Use Permit should you desire to have any animal feeding operations, such as poultry operation, on the property. He stated that is what he would recommend in the situation. Commissioner Jennings stated that he understands that Mr. Terry is a neighbor of this property and that the neighbors surrounding this property, family members, have signed off on the petition which might suggest that they understand the implications of moving to Agricultural Residential. He asked Mr. Terry if he has any problems with requiring a Special Use Permit, for example, with establishing a poultry operation. Mr. Terry replied that if it is rezoned, "no."

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

YES

NO

Commissioner Hufstetler
" Mayes

" Jennings
" Bennett
Chairman Fricks

Motion Carried

MOTION was made by Commissioner Jennings to approve the rezoning from Suburban Residential to Agricultural Residential with the restriction that an animal feeding operation, including poultry operations would require a Special Use Permit on these properties. The Motion died for lack of a Second. MOTION was made by Commissioner Hufstetler to **approve** the rezoning request from S-R to A-R to continue current farm use as the Planning Commission recommended. **SECOND** by Commissioner Mayes. **VOTING:**

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

Motion Carried

VOTE ONLY
(FIRST READING HELD NOVEMBER 12, 2002
AT 2:00 P.M.)
(SECOND READING/PUBLIC HEARING HELD
NOVEMBER 26, 2002 AT 6:00 P.M.)

REVISE OR DELETE ARTICLE 3.4 (TABLE 3.2)
REGARDING THE LOCATION OF ADULT
ENTERTAINMENT USES.
(PLANNING COMMISSION RECOMMENDATION:
REVISE [VOTE – UNANIMOUS])

REVISE OR DELETE ARTICLE 6.4.2d REGARDING
THE REQUIREMENT FOR CONSTRUCTION
OF SIDEWALKS IN THE CITY AND IN
UNINCORPORATED AREAS OF FLOYD COUNTY.
(PLANNING COMMISSION RECOMMENDATION:
LEAVE AS IS [VOTE – UNANIMOUS])

REVISE OR DELETE ARTICLE 6.6.3a REGARDING
THE REQUIREMENT FOR CONSTRUCTION OF
SIDEWALKS IN THE CITY AND IN UNINCORPORATED

**AREAS OF FLOYD COUNTY.
(PLANNING COMMISSION RECOMMENDATION:
REVISE [VOTE – 8-1])**

**REVISE OR DELETE ARTICLE 4.1.2b(3) REGARDING
THE LIMITATION ON LOCATING AUTO REPAIR
BUSINESSES ADJACENT TO RESIDENTIAL PROPERTY.
(PLANNING COMMISSION RECOMMENDATION:
TABLED [VOTE – 8-1])**

**ADD ARTICLE 1.4.3(a)2(d) CONCERNING
NON-CONFORMING USES.
(PLANNING COMMISSION RECOMMENDATION:
LEAVE AS IS [VOTE – 6-3])**

**REVISE OR DELETE ARTICLE 3.4 (TABLE 3.1)
REGARDING THE LOCATION OF CONCENTRATED
ANIMAL FEEDING OPERATIONS.
(PLANNING COMMISSION RECOMMENDATION:
LEAVE AS IS [VOTE – 8-1])**

No action was taken on the above six items.

CHAIRMAN’S REPORT.

Items in Chairman’s Report were taken care of earlier in the meeting.

COMMISSIONER’S REPORT

ADMINISTRATIVE/FINANCE COMMITTEE.

Commissioner Hufstetler, Committee Chairman, stated that it is his understanding that there would not be a meeting next Monday due to the Budget Hearings.

WATER COMMITTEE.

Commissioner Jennings, Committee Chairman, noted that there are water conservation billboards around town. Obviously we are out of the drought period and our water supplies are up, but as a community and as a state we need to conserve our water resources. As the Water Committee in Floyd County, they are trying to promote conservation. The Water Committee will meet on Wednesday at 2 p.m.

SPECIAL COMMITTEE REPORTS:

BASEBALL STADIUM

A. HISTORY OF BASEBALL DISPLAY COMMITTEE

NEW HEALTH DEPARTMENT FACILITY

Commissioner Jennings stated that they have a Request for Proposals for architectural plans for the Health Department facility and a report had been received from an architect who did a Space Needs Analysis. The architect had done a good job defining how much space is needed for a variety of programs. The architect who did the Space Needs Analysis chose to do a rendering of what the exterior of the building might look like, including plazas and open air areas that we all question in terms of their efficiency, but that is simply that architect doing a space needs analysis coming up with a dream of what it might become. We will have architectural plans. It will be a facility that we can all be proud of here in Rome and Floyd County and will be an inviting facility. He invited representatives from the local newspaper to take a look at these plans.

EXISTING PRISON USE

DOWNTOWN PARKING DECK

SPLOST PROJECTS

County Manager Kevin Poe stated that when the Budget Hearings are complete, workshops need to be scheduled with the full Board to discuss the issues further.

CLERK'S REPORT.

County Clerk Michele Fountain stated there were two items on the Consent Agenda which she submitted for approval. MOTION was made by Commissioner Hufstetler to approve the Consent Agenda. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Hufstetler
" Mayes
" Jennings
Chairman Fricks

Motion Carried

Commissioner Bennett abstained on voting on the Consent Agenda because his name appears on the Tax Refund list.

1. Tax Refunds:

- a. The Earth Grains Company, 8400 Maryland Avenue, St. Louis, MO \$1,400.12
- b. Samuel W. & Tamara Davis, 26 Conns Lake Road, \$38.07
- c. Virgil Rodney Shannon, 209 Harrison Road, \$103.62
- d. Johnnie L. & Pearlie Higgins, 45 Vann Road, NW, \$15.77
- e. Lowes Investment Corporation, P.O. Box 1111, N. Wilkesboro, NC \$2,940.83
- f. Zartic Inc./John Nida, 438 Lavender Drive, \$2,715.35
- g. Heriberto Alcantar Reyes, 15 Sproull Street, \$171.20
- h. Nathan T. & Juanita Davis, P.O. Box 576, \$14.90
- i. Joyce B. Ledbetter, 5 E. Valley Road, \$37.43
- j. Thomas C. Bennett, P.O. Box 1471, \$112.98
- k. Clifford & Rebecca Cromer, 5 Ash Street, \$75.85
- l. John P. Dempsey, 5 Bells Ferry Road, \$63.28
- m. Ronald & Rhonda Wallace, 23 Nicklaus Drive, NW, \$75.54
- n. William & Rita Griffin, 10 Twin Court, \$107.71
- o. William Cromer, 205 East 11th Street, \$38.84
- p. Gene W. Winters, P.O. Box 488, Lindale \$628.92
- q. Marjorie & Charles Smith, 34 Mathis Road, NE, \$52.93
- r. John L. Watkins, 145 Shadow Lane, \$63.90
- s. Marlin & Kathy Teat, 3 Benvenue Drive, \$9.27
- t. B & S Construction, 242 Price Road, NE, \$49.51

2. License Applications:

- a. Precious Metals – Pauline I. Roberson, Polly’s Plant Room – Polly’s Gems,
571 Old Lindale Road, SE, Lindale.

MANAGER’S REPORT

County Manager Kevin Poe requested putting items one and two together.

**AUTHORIZE EXECUTION OF DEPARTMENT
OF TRANSPORTATION GRANT APPLICATION
FOR AIRPORT PAVEMENT REPAIRS/
MAINTENANCE – TAXIWAY “B”
REHABILITATION AND OVERLAY
(WEST OF RUNWAY 1/19).**

**AUTHORIZE EXECUTION OF DEPARTMENT
OF TRANSPORTATION GRANT APPLICATION
FOR AIRPORT PAVEMENT REPAIRS/
MAINTENANCE – TAXIWAY “C” AND “E”
REHABILITATION AND OVERLAY
(WEST OF RUNWAY 1/19).**

County Manager Kevin Poe stated that basically these are grant applications for Airport Pavement Repairs/Maintenance to Taxiway "B", "C" and "E" Rehabilitation and Overlay. This a grant application to try to obtain 75% funding from the Georgia Department of Transportation. He recommended authorizing the Chairman to execute these grant applications. MOTION was made by Commissioner Hufstetler to accept the Manager's recommendations. SECOND by Commissioner Bennett. VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

**DISCUSS PLAZA IMPROVEMENTS
FOR BASEBALL STADIUM.**

County Manager Kevin Poe presented a proposal which was submitted and discussed during the Caucus Session to make some changes to the Entry Plaza into the Baseball Stadium. He had reviewed with the Commissioners the design and concept of the changes. The estimated total cost to implement the changes is \$68,000. He recommended approval of the changes. MOTION was made by Commissioner Jennings to approve the changes to the design for the Baseball Stadium. SECOND by Chairman Fricks. It was noted that this is an enhancement to the Stadium and they are within budget.

VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

DISCUSS JAIL SERVICES CONTRACT.

County Manager Kevin Poe stated that they had been presented a memo from City Manager John Bennett regarding the renewal of the Rome/Floyd County Jail Agreement. In response to that, his recommendation would be that they modify Paragraph 11 regarding the

contract to where the County require that the combination of the per diem and add-on fines come to the equivalent of what other counties are charged. We currently charge other counties \$35 per day. At the end of year when they look at how much they have paid, if the combination of the per diem and add-on fines does not equate to \$35 per inmate day, they would be required to make an additional payment for it to reach that point. He recommended approving the change and send it back to the City Commission. MOTION was made by Commissioner Hufstetler to accept the Jail Services Contract contingent upon the changes recommended by the Manager. SECOND by Commissioner Mayes. Commissioner Bennett asked if this is just to the \$35 or had they discussed that there may be further adjustments. County Manager Poe replied that was just an example. It would be based on the amount charged other counties. It was also noted that this is a five-year contract.

VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

**AUTHORIZE CHAIRMAN TO SIGN
AMENDMENT TO FY2003 CAPACITY
AGREEMENT WITH DEPARTMENT OF
CORRECTIONS.**

County Manager Kevin Poe presented a Capacity Agreement with the Department of Corrections for the additional inmates that will be housed at the new Floyd County Prison. It calls for an additional 128 State Inmates to be housed at the Prison daily. He recommended dating the document February 1, 2003 and asked that the Chairman be authorized to execute the contract. MOTION was made by Commissioner Hufstetler to accept the Manager's recommendation. SECOND by Commissioner Bennett. VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

**DISCUSS PROPOSAL FROM J & D GRADING
FOR WORK AT NORTH FLOYD RECREATION
PARK.**

County Manager Kevin Poe presented a proposal from J & D Grading, the company currently doing work at the North Floyd Recreation Park, for a proposed Change Order to construct the entrance road into the park off of Highway 27. This would include all of the improvements to the intersection of Highway 27 and the new entrance road as well as going into the park property. The price stated will be reduced somewhat, based on some work already done and if we can haul some material. There is a DOT contract that would cover approximately \$66,000 of this cost. MOTION was made Commissioner Hufstetler to accept the Manager's recommendation for J & D Grading. SECOND by Commissioner Jennings. VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

**APPROVE CONTRACT WITH GREG
LOVELL, CLINICAL ASSESSOR, FOR
SERVICES AT FLOYD COUNTY JAIL.**

County Manager Kevin Poe presented a Contract of Employment between Floyd County and Greg Lovell as a Clinical Assessor at the Floyd County Jail. He recommended approval of this Contract of Employment pending review by the new County Attorney and Dr. Jerry Jennings. Commissioner Jennings stated that he feels there will be changes in the contract, and he does not know if they want to, at this point, defer this for two weeks so that we can iron out the elements of the contract and explore the licensing issue for this individual. He asked if they would be without services. County Manager Poe stated that he thought they still have limited services from Dr. Baranchok for a few more weeks until the change is made. This item was deferred until the contract can be worked out.

**APPROVE ASPHALT CONTRACT
WITH CASH CONSTRUCTION.**

County Manager Kevin Poe presented an Amended Contract and Agreement with Cash Construction for the purchase of asphalt. He had reviewed the changes during the Caucus Session. Basically it was the dates included in paragraph 2 and the wording in paragraph 3 regarding extension of the contract and renewal of the annual asphalt prices.

He recommended authorizing the Chairman to execute the contract as submitted pending review by the new County Attorney. MOTION was made by Commissioner Mayes to accept the Manager's recommendation to approve. SECOND by Commissioner Hufstetler. VOTING:

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

County Manager Kevin Poe presented one other item, which does not require a vote. He stated that they need to schedule more Budget Hearings and also are required to have a Public Hearing at least one week before the Budget is adopted. He recommended having a Budget Hearing on January 21 and incorporate the Public Hearing also or have the Public Hearing later in the evening before the Chamber Dinner. He stated that a Budget Hearing is schedule for the following day but he anticipates they will need at least one more Budget Hearing. It was determined that the Public Hearing will be at 2 p.m. and the Budget Hearing will follow.

County Manager Kevin Poe stated that if there is an opportunity, they do want to try to make a proposal to the Board regarding reorganization of the Forum. They have been working on that and they have a proposal to submit which reorganizes and saves about \$68,000 in personnel cost. This was to be discussed during Budget Hearings the following day.

ATTORNEY'S REPORT.

County Attorney Tom Manning stated that his firm, Smith, Shaw & Maddox would like to thank the County Commission for allowing them to serve as County Attorneys. They look forward to it and they have already received tasks to work on. They hope to give the County good service and they look forward to serving. Chairman Fricks thanked them for their interest.

The Board recognized a group from Leadership Rome who were in attendance.

ADJOURNMENT:

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

YES

NO

Commissioner Hufstetler

" Mayes

" Jennings

" Bennett

Chairman Fricks

Motion Carried

**FLOYD COUNTY BOARD OF COMMISSIONERS
GARRY E. FRICKS, CHAIRMAN**