

Chairman Hufstetler

Motion Carried

RESOLUTIONS:

FLOYD COUNTY SCHOOL DISTRICT
GENERAL OBLIGATION (GO) SCHOOL BONDS
SERIES 2004.

Chairman Hufstetler called for a Motion to approve the Resolution of the Commission regarding the Floyd County School District General Obligation (GO) School Bonds Series 2004. Commissioner Fricks made MOTION to approve. SECOND by Commissioner Mayes. VOTING:

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

Motion Carried

FIRST READING
SECOND READING/PUBLIC HEARING
(TO BE HELD OCTOBER 12, 2004 AT 2:00 PM):

FILE #49-2004Z, REQUEST REZONING FROM A-R (AGRICULTURE RESIDENTIAL TO L-I (LIGHT INDUSTRIAL) TO ALLOW EXISTING USE AS SLEEVE KNITTING AND COTTON WAREHOUSE FACILITIES ON PROPERTY LOCATED AT 2407 KINGSTON ROAD AND 3448 KINGSTON ROAD. ZONING MAP L14W-199; ZONING MAP M14-921. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 6-0]

FILE #50-2004Z, REQUEST ZONING FROM S-R (SUBURBAN RESIDENTIAL) TO C-C (COMMUNITY COMMERCIAL) TO MARKET FOR COMMERCIAL USE ON PROPERTY LOCATED ON HIGHWAY 411 EAST AT CHULIO ROAD. ZONING MAP J15W-462; 463; ZONING MAP K15X-279, 280, 281, 282, 283. (PLANNING COMMISSION RECOMMENDATION: MOTION FAILED. [VOTE: 1-6] NOTE: REQUEST FOR ZONING MAP J15W-462, 463, K15X 279, 280, 282, 283 WAS WITHDRAWN PRIOR TO BEING HEARD BY PLANNING COMMISSION

Chairman Hufstetler stated that there are two items on First Reading and the Second Reading/Public Hearing will be held on October 12, 2004 at 2:00 p.m.

CHAIRMAN'S REPORT

1. APPOINTMENTS.

Chairman Hufstetler stated there are two Appointments to be made; the Airport Commission and the Floyd County Library Board/Sara Hightower Regional Board, and recommendations are as follows:

Airport Commission –Post 3, David Ashbaugh (4 year term, expires June 30, 2008) *replaces Hans Rogers*; Post 4, reappoint Howard Lowden (4 year term, expires June 30, 2008)

Floyd County Library Board/Sara Hightower Regional Library Board of Trustees – reappoint Jeff Brown (3 year term, expires June 30, 2007); reappoint Bryan Shealy (3 year term, expires June 30, 2007)

Commissioner Jennings made MOTION to appoint David Ashbaugh and reappoint Howard Lowden to the Airport Commission, and reappoint Bryan Shealy and Jeff Brown to the Floyd County Library Board and the Sara Hightower Regional Library Board of Trustees. SECOND by Commissioner Fricks. VOTING:

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

Motion Carried

2. DISCUSS COUNTY'S BACKING OF DEVELOPMENT AUTHORITY LOAN.

Chairman Hufstetler stated that there is a Development Authority which promotes economic development in the community and they are purchasing land for industry and will be taking out a loan. They have asked the County to back that loan. They don't anticipate any money needed from the County, but would like us to be the co-signer on that loan. The proposal is for the Development Authority of Floyd County to issue an RFP with regard to a loan not to exceed \$2,000,000 by both of the Development Authorities jointly, with the County guaranteeing the loan which would be for a term of thirty-five months. Chairman Hufstetler recommended that the County approve the issuing of an RFP by the Development Authorities where the County would agree to guarantee a loan not to exceed \$2,000,000 according to the draft RFP. Commissioner Jennings made MOTION to approve the RFP for lending institutions to bid on this loan and that the County provide guarantees in this loan. SECOND by Commissioner Fricks. VOTING:

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

Motion Carried

**3. APPOINT VOTING DELEGATE
FOR ACCG FALL POLICY CONFERENCE.**

Chairman Hufstetler stated it is the recommendation of the Board that Commissioner Jerry Jennings be appointed the voting delegate for the upcoming ACCG Conference. Commissioner Mayes made MOTION to approve. SECOND by Commissioner Fricks. VOTING:

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

Motion Carried

COMMISSIONER'S REPORT

1. Administrative/Finance Committee – Commissioner Fricks

Committee Chairman Fricks stated the Administrative/Finance Committee will be meeting tomorrow, *September 15th* at 1:00 p.m.

2. Public Safety Committee – Commissioner Mayes, Committee Chairman – No report.

3. Public Works Committee – Commissioner Bennett, Committee Chairman

**A. REQUEST TO PURCHASE TANDEM TRUCK
TO REPLACE TRUCK TOTALED IN ACCIDENT
APRIL 15, 2004 (NO NET INCREASE IN BUDGET)**

County Manager Poe stated a truck was totaled in an accident earlier this year and we have settled with the insurance company for a little over \$47,000 to have that dump truck replaced. For the total cost of replacement, they would need an additional \$31,000 Mr. Poe noted Public Works has come in under budget on other equipment purchases so there would be no net increase in budget.

**B. REQUEST TO UPDATE SOFTWARE PACKAGE
FOR INVENTORY MANAGEMENT, FLEET
MANAGEMENT, FUEL MANAGEMENT, AND
WORK ORDER MANAGEMENT FOR PUBLIC
WORKS DEPARTMENT:**

County Manager Poe stated there is a software package that runs our Inventory Management, Fleet Management, Fuel Management, and Work Order Management systems at the Public Works Warehouse and that software package is very old and we cannot get updates from the company anymore. Michael Skeen, Public

Works Director, has requested that \$8,800 be allocated in his equipment budget for the purchase of the software. Mr. Poe stated it is the recommendation of the Public Works Committee to approve the request, noting there will be no net increase in budget. Commissioner Jennings made a MOTION to approve the requests, Items A & B, as presented by the Manager. SECOND by Commissioner Fricks. VOTING:

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

Motion Carried

4. Water Committee- Commissioner Jennings, Committee Chairman

Commissioner Jennings stated we have been in negotiations to purchase the water treatment plant at Galey & Lord, and our County Attorneys are completing a Letter of Intent. Commissioner Jennings made a MOTION to authorize the Chairman to sign that Letter of Intent to purchase this water treatment plant subject to the County Attorney's review. SECOND by Commissioner Mayes. VOTING:

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

Motion Carried

(Letter of Intent not executed per meeting of September 24th)

5. SPECIAL COMMITTEE REPORTS.

**a. LOCK & DAM PROJECT
AWARD BID FOR PHASE I**

County Manager Poe reported that bids for Phase I of this project have been received and reviewed by Staff and by the State of Georgia, who is providing a grant to help with construction on this project, and the recommendation is that the bid be awarded to Adams Brown Services of Huntsville, Alabama in the amount of \$150,000. Commissioner Mayes made MOTION to approve the recommendation. SECOND by Commissioner Jennings. VOTING:

	Yes	NO
Commissioner	Fricks	
"	Mayes	
"	Jennings	
"	Bennett	

Chairman Hufstetler

Motion Carried

**6. SEARCH COMMITTEE FOR
NEW POLICE CHIEF (MAYES/BENNETT).**

Chairman Hufstetler stated that Police Chief Jim Free has retired, and it is the recommendation of the Search Committee to appoint Bill Shiflett, the current Assistant Police Chief, into the Police Chief position. County Manager Poe recommended approval of the employment contract contingent on the County Attorney's review. Commissioner Mayes made a MOTION the contract be approved pending County Attorney's review. SECOND by Commissioner Jennings. VOTING:

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

Motion Carried

CLERK'S REPORT.

CONSENT AGENDA.

County Clerk, Kathy Arp, stated there are two items on the Consent Agenda which have been reviewed and are submitted for approval. MOTION made by Commissioner Jennings to approve the Consent Agenda as presented. SECOND by Commissioner Fricks. VOTING:

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

Motion Carried

1. Tax Refunds

- a. Stanley and Gloria Morson, 26 Pine Valley Road, \$ 4.92
- b. Johnny and Carol Trotter, 105 Hooper Avenue, Lindale, \$158.89
- c. Laura L. Treglown, 230 Alfred Avenue, SE, \$59.46
- d. Pisgah Baptist Church, 5603 Alabama Highway, Coosa, \$99.22
- e. E. James and Jennifer Smith, 362 Brewer Road, Kingston, \$7.38
- f. Michael and Kellie Earle, 84 Zona Kay Circle, Sliver Creek, \$71.33
- g. Sherman and Emerye Waits, 18 Greer Drive, \$16.62
- h. Jeffery and Lynn Mullen, 49 Conns Lake Road, Lindale, \$321.10

- i. Jacolyn G. Jones, 710 Cedar Avenue, \$91.60
- j. Jeffery and Lynn Mullen, 49 Conns Lake Road, Lindale, \$307.14
- k. George Jr. and Linda Holder, P.O. Box 32, Cedartown, \$1071.74
- l. Lillie and Donald Satcher, 49 Cliffbrink Drive, Lindale, \$25.01
- m. Advanced Steel Technology, 300 West Hermitage Road, \$3510.42

- 2. Approve Amended Resolution for Juror Free Donation Program.

MANAGER'S REPORT

1. APPROVE REVISED FY2004 BUDGET

County Manager Poe stated that the revenues and expenditures have been reviewed and proposed revisions have been made. Mr. Poe stated that originally we were going to spend about \$2.96 million dollars. With the proposed revisions, we are reducing that amount by \$722,413. Revisions were based on recommendations made at our Board Retreat held a couple of weeks ago and recommended approval of the revised FY 2004 budget as presented. Commissioner Fricks made MOTION to approve the revised FY2004 budget as presented. SECOND by Commissioner Mayes.

VOTING:

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

Motion Carried

(Revised Budget on file in Clerk's Office)

2. DISCUSS LICENSE AGREEMENT BETWEEN FLOYD COUNTY AND BATTEY DOWNTOWN, LLC FOR USE OF COUNTY PROPERTY FOR PARKING LOT

County Manager Poe recommended approval pending approval from the other party (*Batthey Downtown, LLC*) Attorney Tommy Manning recommended approval subject to legal review and revision by the County Attorney in that we might get some comments back from that. Chairman Hufstetler called for a Motion to authorize the County to enter into a License Agreement with Batthey Downtown, LLC, subject to review by the County Attorney. Commissioner Jennings made MOTION to approve as stated by Chairman Hufstetler. SECOND by Commissioner Mayes. VOTING:

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

Motion Carried

3. APPROVE CHANGE ORDER #1 WITH WARE MECHANICAL IN AMOUNT OF \$475.00 FOR ADDITIONAL WORK AT 4TH AVENUE COURTHOUSE (2003 SPLOST)

County Manager Poe stated we are currently doing renovation work at the 4th Avenue Courthouse as part of a SPLOST Project. We are going to be moving our Administrative Offices out of the new Courthouse into the 4th Avenue Courthouse and as part of that project, we have a contract with Ware Mechanical to renovate the heating and air conditioning system in the amount of \$765,725. County Manager Poe recommended approval of Change Order #1 in the amount of \$475 for additional work. Commissioner Mayes made MOTION to approve Change Order #1 as presented. SECOND by Commissioner Jennings. VOTING:

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

Motion Carried

4. DISCUSS REQUEST FROM AIRPORT COMMISSION FOR THE COUNTY TO PROVIDE 'UP-FRONT' FUNDING FOR RUNWAY 1/19 GROOVING PROJECT (PHASE I) NOT TO EXCEED \$119,700

5. AWARD BID FOR 2004 AIRFIELD MARKING IMPROVEMENTS AT AIRPORT

Assistant County Manager Sammy Rich stated that as was discussed in Caucus, Item 4 deals with finishing up our 2004 entitlement funding project to fund the amount not to exceed \$119,700 so that we can finish out Phase I of the project. Mr. Rich stated Item #5 can be done at the same time, and the recommendation is to award the bid for marking improvements to Runway 1/19 to Highlights Marking Incorporated in the amount of \$43,723 and for the runway 1/19 Grooving, to Cardinal International Grooving and Grinding in the amount of \$76,624. Commissioner Jennings made MOTION to approve funding of both these projects at the Airport. SECOND by Commissioner Bennett. VOTING:

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

Motion Carried

6. AWARD BID FOR DUCT AND HVAC CLEANING AT LAW ENFORCEMENT CENTER

County Manager Poe reported that unfortunately we had a fungus growing in the air conditioning at the Law Enforcement Center that is requiring us to hire a contractor to go in and clean out all the ductwork. We put that work out for bids and received two bids. Low bid was from Air Quality Systems in the amount of \$38,850 and he recommended award of the bid to Air Quality Systems. Commissioner Mayes made MOTION to approve. SECOND by Commissioner Fricks. VOTING:

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

Motion Carried

7. APPROVE PURCHASE OF AUTOMATED PARKING CONTROL EQUIPMENT FROM ITR TO BE INSTALLED AT THE FORUM PARKING LOT

County Manager Poe stated we have a proposal to purchase automated parking control equipment from ITR to be installed at the parking lot adjacent to The Forum. This proposal is in the amount of \$33,815 to purchase equipment that would allow us to put in a fully automated parking control system and would make the parking lot a paid parking lot. He stated we had some discussions in regard to that as to how we would proceed. Chairman Hufstetler stated the security should be reviewed but they could go ahead and have a motion on it pending review by the County Manager. Commissioner Fricks made MOTION that we authorize this expenditure pending review by the County Manager to make sure security issues will be worked out. SECOND by Commissioner Mayes. VOTING:

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

Motion Carried

8. APPROVE AMENDMENT #4 TO COOPERATIVE AGREEMENT BETWEEN FLOYD COUNTY, POLK COUNTY, AND NATURAL RESOURCES CONSERVATION SERVICES:

County Manager Poe stated that for several years we have had an agreement between Floyd County, Polk County, and the Natural Resource Conservation Services to help pay for a Technician position that the NRCS uses within Floyd and Polk counties. This amendment would give that employee a 2% cost of living raise, and we share the salary. Basically, NRCS pays 50% and then Floyd and Polk share in the other half of the salary. This would basically be a 2% increase in salary to the current Technician in that position. Commissioner Jennings made a MOTION to approve. SECOND by Commissioner Mayes. VOTING:

	Yes	NO
Commissioner	Fricks	

" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

9. APPROVE LETTER OF INTENT BETWEEN FLOYD COUNTY AND GALEY & LORD FOR THE PURCHASE OF A WATER TREATMENT PLANT & ASSOCIATED EQUIPMENT, PROPERTY, AND ACCESSORIES:

County Manager Poe stated this item was covered in the Water Committee Report.

XIII. ATTORNEY'S REPORT

No report.

XIV OTHER BUSINESS

There was a brief question and answer session between the students and the Board. Chairman Hufstetler thanked Principal Frank Pinson for allowing the Board to conduct the meeting at Pepperell.

XIV. ADJOURN

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

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

Motion Carried

FLOYD COUNTY BOARD OF COMMISSIONERS

CHUCK HUFSTETLER, CHAIRMAN

