



YES

NO

Commissioner Fricks

" Jennings

" Bennett

Chairman Hufstetler

Motion Carried

**FIRST READINGS**

**(PUBLIC HEARING TO BE HELD**

**JULY 26, 2005 AT 6:00 PM):**

- 1. FILE #23-2005Z, REQUEST REZONING FROM S-R (SUBURBAN RESIDENTIAL) TO D-R (DUPLICATE RESIDENTIAL) TO MARKET PROPERTY FOR DUPLICATE RESIDENTIAL USE ON PROPERTY LOCATED AT 667 AND 669 MAYS BRIDGE ROAD. ZONING MAP E14-084. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 8 – 0]):**
- 2. FILE #40-2005Z, REQUEST REZONING FROM S-R (SUBURBAN RESIDENTIAL) TO C-C (COMMUNITY COMMERCIAL) FOR MARKETING PURPOSES FOR PROPERTY LOCATED ON HINE ROAD. ZONING MAP L15-091. (PLANNING COMMISSION RECOMMENDATION: DENY [VOTE: 8 – 0]):**
- 3. FILE #41-2005Z, REQUEST REZONING FROM M-R (MULTI-FAMILY RESIDENTIAL) TO S-R (SUBURBAN RESIDENTIAL) TO CONSTRUCT SINGLE FAMILY RESIDENCE DWELLING ON PROPERTY LOCATED AT 140 DRUMMOND DRIVE. ZONING MAP I13M-047. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 7 – 1]):**
- 4. FILE #42-2005Z, REQUEST REZONING FROM M-R (MULTI-FAMILY RESIDENTIAL) TO L-I (LIGHT INDUSTRIAL) FOR OFFICE AND WAREHOUSE STORAGE USE ON PROPERTY LOCATED AT 1158 CHULIO ROAD. ZONING MAP K16-121. (PLANNING COMMISSION RECOMMENDATION: TABLE [VOTE: 8 – 0]):**
- 5. FILE #44-2005Z, REQUEST REZONING FROM S-R (SUBURBAN RESIDENTIAL) TO A-R (AGRICULTURE RESIDENTIAL) TO CONSTRUCT A BILLBOARD SIGN ON PROPERTY LOCATED AT ROCKMART HIGHWAY, 101 SOUTH AT PLEASANT VALLEY ROAD. ZONING MAP J16W-144. (PLANNING COMMISSION RECOMMENDATION: WITHDRAWN BY APPLICANT):**

Chairman Hufstetler stated these files will be on the Agenda for Public Hearings on July 26, 2005 at 6:00 PM.

**PUBLIC HEARINGS**

**FIRST READING HELD  
(JUNE 28, 2005):**

**CABLE TELEVISION FRANCHISE ORDINANCE.**

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

	YES	NO
Commissioner Fricks		
" Jennings		
" Bennett		
Chairman Hufstetler		

Motion Carried

Chairman Hufstetler stated the Public Hearing is open and we have a representative from Comcast here today if he would like to address this.

**Andy Macke, 2925 Courtyard Drive, Norcross,** Director of Government and Community Affairs for Perimeter System which serves Rome and the rest of Floyd County. Mr. Macke stated they appreciate the opportunity to extend their relationship with Floyd County and gave a brief overview of services provided by Comcast. Mr. Macke stated in 2004 they paid \$ 470,000 in franchise fees, \$16,000 in sales taxes and an additional sum in property tax in Floyd County in addition to some of their capital improvement dollars, and they have 52 employees in the Rome Area. Chairman Hufstetler asked if the \$470,000 is just for the unincorporated area. Mr. Macke stated this was just unincorporated area, and they paid about another \$250,000 to the City of Rome.

Chairman Hufstetler asked if there is anyone who wishes to speak on the public hearing. Seeing none, he called for a motion to close the public hearing. Commissioner Fricks made a MOTION to close the public hearing. SECOND by Commissioner Bennett. VOTING:

	YES	NO
Commissioner Fricks		
" Jennings		
" Bennett		

Chairman Hufstetler

Motion Carried

**Discussion:** Chairman Hufstetler stated to County Attorney Tommy Manning that the County Attorney may want to be involved in the motion. He knows that there is a correction that needed to be made and a recommendation to have the attorney review it. County Attorney Manning stated he would propose that the Commission authorize the adoption of the Cable Television Franchise Ordinance subject to review and revision by the County Attorney. Commissioner Fricks made a MOTION to approve subject to review and revision by the County Attorney. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**ULDC REVISIONS**

**(FIRST READING HELD JUNE 14, 2005  
NO ACTION TAKEN AT PUBLIC HEARING HELD  
JUNE 28, 2005):**

- 1. REVISE ARTICLE 6 CONCERNING CLUSTER SUBDIVISION OPTION. (PLANNING COMMISSION RECOMMENDATION: POSTPONE [VOTE: 8-0]).**
- 2. REVISE ARTICLE 4.1.12 CONCERNING MANUFACTURED HOMES. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 6-0]). REMOVE - CITY**
- 3. REVISE ARTICLE 2.2.6 CONCERNING DEVELOPMENTS OF REGIONAL IMPACT. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 8-0]).**

Chairman Hufstetler stated that one item has previously had a public hearing, Article 2.2.6 concerning Developments of Regional Impact, and called for a motion. Commissioner Bennett made a MOTION to approve the revision of Article 2.2.6 in the ULDC. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**CHAIRMAN'S REPORT:**

No Report

**COMMISSIONER'S REPORT:**

**1. ADMINISTRATIVE/FINANCE COMMITTEE – COMMISSIONER FRICKS, CHAIRMAN**

Commissioner Fricks stated the he had no report.

**2. PUBLIC SAFETY COMMITTEE – COMMISSIONER MAYES, CHAIRMAN**

**a. DISCUSS ASSISTANT 911 DIRECTOR POSITION.  
(DEFERRED FROM JUNE 28, 2005 MEETING.)**

Chairman Hufstetler stated Commissioner Mayes is out of town and this item will be discussed at the next meeting.

**3. PUBLIC WORKS COMMITTEE – COMMISSIONER BENNETT, CHAIRMAN**

Commissioner Bennett stated he had no report.

**4. WATER COMMITTEE – COMMISSIONER JENNINGS, CHAIRMAN**

**a. DISCUSS REQUEST FROM LEDBETTER  
PROPERTIES REGARDING GLENWOOD  
WATER TANK (DEFERRED FROM  
JUNE 28, 2005 MEETING):**

**b. AMEND WATER LINE EXTENSION POLICY.**

Commissioner Jennings stated both items on the Water Committee Report have been deferred for further study.

**5. SPECIAL COMMITTEE REPORTS**

**a. Consolidation Task Force (Fricks/Hufstetler)**

**1) DISCUSS SCHOOL MERGER STUDY**

Chairman Hufstetler stated this was discussed extensively in Caucus and he will await a motion at this point. Commissioner Jennings stated after extensive review of their choices in this regard, he is prepared to offer three motions.

Commissioner Jennings made a MOTION to authorize the spending of additional monies to complete the studies that have been initiated on consolidation, either consolidation of services or complete consolidation of the school systems. SECOND by Commissioner Fricks. VOTING:

	YES	NO
Commissioner Fricks		
" Jennings		Commissioner
Bennett		
Chairman Hufstetler		

Motion Carried

**Discussion:** Chairman Hufstetler stated that some discussion he would like have at this point is that they have all wrangled with this issue. Chairman Hufstetler stated he thinks that in the short term consolidation probably will not happen, but he thinks that the study could be important in the long run. Chairman Hufstetler stated the Board certainly look at dollars, and they spend them carefully and he thinks that is evident by the fact that the Floyd County Government is the smallest item on anybody's tax bill whether you are in the City of Rome, Cave Spring or in the unincorporated area, and they have used studies to eliminate duplication of services with the City and had paybacks in the past. Chairman Hufstetler stated he is hopeful that there will be a payback on this study.

Commissioner Jennings stated that the Board has made a commitment to the Consolidation Task Force and the Education Subcommittee that they would fund this study and they had some responsibility, great responsibility, in the whole consolidation process. Commissioner Jennings stated the Committee has asked for them to continue the study and he thinks this motion honors their request and also the work that the Committee has undergone over several years in this process.

Commissioner Bennett stated he feels he is going to need to vote against this motion, not because he is not in favor of more efficiency in government, including the School Board, but he feels like this is not an improper, but he does not know that it is a proper, expenditure of general county revenue that they as citizens should express their concerns and desire for any government to be more efficient, and that the government that is effected – that would be their responsibility to do these studies. Commissioner

Bennett stated he would be hopeful, if in fact the study is done, that there would be some benefits to the two systems but since they do not have the authority, except as individual citizens, he just does not think that he can vote for this to be expended by Floyd County. Commissioner Bennett stated he is not so sure that the governments did request that they do this – he thinks they indicated that if we did the study that they would certainly study the study to see if anything could be done. Commissioner Bennett stated he thinks that this would be an expenditure of the school systems and not Floyd County Government.

Commissioner Jennings stated the second issue that was discussed in Caucus was a proposal to ask local legislative delegation to explore and initiate legislation that would allow us to separate the consolidation of government and the consolidation of school question essentially allowing them, if the voters so desire, to maintain a Rome City School System and a Floyd County School System with the potential of a consolidated government. Commissioner Jennings made a MOTION that they ask the legislative delegation to explore and initiate a legislation that would allow for the continuation of the Rome City School System and a Floyd County School System with the potential of a consolidated government. SECOND by Commissioner Bennett. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

Commissioner Jennings stated the third motion is that their goal would be to have the consolidation in question to be determined, as these other issues get resolved, to have the consolidation in question on the November 2006 ballot. Commissioner Jennings made a MOTION to seek the support of our legislative delegation to initiate a November 2006 vote on consolidation. Commissioner Bennett stated he did not know that if this is a second, that is an admirable goal. Commissioner Bennett stated that will require two things in the legislature for the 2006 legislature. Number one would be legislation to separate the school consolidation from government consolidation and in that same legislation, if he is not mistaken they would also have to approve the language of the question to go on the ballot. Commissioner Bennett stated he does not know if a motion has any impact, but certainly he thinks it would be their desire and it has been for some time in studying the consolidation or the unification issue of the government, that the legislature see if they could help them enact legislation to get it on the ballot before the people as had been previously agreed.

Chairman Hufstetler asked rather than a motion, should they try to set up a meeting with the legislators. Commissioner Bennett stated he thinks maybe a resolution of their support and for them doing that would be good and of course if they could get the other bodies of the City of Rome and Cave Spring to participate in that resolution, he

thinks that would be helpful too. Commissioner Bennett stated as a little background, he can not speak with complete authority only from what he has gathered from the meeting, Georgia is one of only a few, if not only two states in the United States that requires if you have separate schools systems within a government entity like the county, that in order for the county and city governments to unify, that the schools must unify also. Commissioner Bennett stated that is the reason he voted for the initial study on the school study that they just voted for tonight was in that first phase, hopeful that they would get some information in a report from the consultants which would point this out to them and give them some guidance to where they might could have state legislation to enable the governments to discuss unification and the schools be out of the mix if they desire to. Commissioner Bennett stated if they wanted to participate that was fine too but they could join that effort but if for any reason they did not want to participate, did not want to discuss unification of school systems that they would not be required to. Commissioner Bennett stated that is his own way of saying he thinks that a resolution is more in order here to our legislators than trying to pass a motion because the effect of their motion he does not think carries any authority anyway.

Chairman Hufstetler asked if they should work on a resolution, is that a recommendation. Commissioner Bennett stated that would be his recommendation if that suits the authority. Commissioner Jennings stated he is willing to WITHDRAW his MOTION to work toward a resolution. Commissioner Bennett stated again, in conjunction with the city and the county or the City of Rome and the City of Cave Spring to join in that resolution with them to reaffirm their original agreement to the study. Commissioner Jennings questioned where that would take place, would that be discussed in Joint Services Committee. Commissioner Bennett stated he thinks that would be a good place to initiate it.

**b. SPLOST Committee**

**1) DISCUSS SPLOST COMMITTEE**

Commissioner Jennings stated they discussed in Caucus the potential of establishing a SPLOST Committee of citizens that can help them look at the potential of another SPLOST package going to the voters. Commissioner Jennings stated it really does make good sense for them to have a 1% special purpose sales tax for this community for the growth and change in this community and so they have agreed to initiate that discussion in Joint Services Committee with the City of Rome, the City of Cave Spring and Floyd County to establish such a committee. Commissioner Jennings stated they would ask that they have a broad representation both within the unincorporated Floyd County and the incorporated City of Rome and City of Cave Spring so they could get a variety of ideas and opinions and perspectives in pulling together the next round of proposed projects.

**CLERK'S REPORT**

## CONSENT AGENDA

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

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

### 1. Tax Refunds:

a. Ricky L. and Nellie R. Brooks, 34 Boulder Drive, \$33.44.

### 2. Approve removal of tax bills in the amount of \$6,393.10 from the Tax Commissioner's Roll for property exposed at July 5, 2005 Tax Sale, and release of 2005 taxes on same.

## MANAGER'S REPORT:

### 1. AWARD BID FOR SWAT COMMAND TRUCK. (DEFERRED FROM JUNE 28, 2005 MEETING):

Assistant County Manager Sammy Rich stated the first item is a recommendation to award bid for the SWAT Command Truck. Assistant Manager Rich stated the low bid was from Custom Works in the amount of \$85,750 and that is submitted for approval. Chairman Hufstetler stated for the record, it will be paid 50/50 by the City of Rome and Floyd County. Commissioner Jennings made a MOTION to approve the bid. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

### 2. DISCUSS BIDS RECEIVED FOR STORAGE AREA

**AND DRESSING ROOMS AT THE FORUM.  
(DEFERRED FROM JUNE 28, 2005 MEETING.):**

Assistant Manager Sammy Rich stated item #2 will be deferred to the next meeting.

**3. AGREEMENT BETWEEN FLOYD COUNTY AND  
NORTHWEST GEORGIA REGIONAL HOSPITAL  
TO PROVIDE AN INMATE WORK CREW:**

Assistant Manager Sammy Rich stated item #3 is an Agreement for a one year period with Northwest Georgia Regional Hospital to provide an inmate work crew, and recommended that the Chairman be authorized to execute this Agreement. Commissioner Bennett made a MOTION to accept the Assistant Manager's recommendation. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**4. AWARD OF BID FOR ELECTRONIC FINGERPRINT  
SYSTEM AT JAIL:**

Assistant Manager Sammy Rich stated item #4 is a recommendation to award the bid for an Electronic Fingerprint System at the jail to the low bidder, Paragon Total Solutions, in the amount of \$33,135, that was under the budgeted amount of \$40,000 and that is submitted for approval. Commissioner Bennett made a MOTION to accept the Assistant Manager's recommendation for the Electronic Fingerprint System. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**5. AWARD OF BID FOR TRAFFIC PAINT AND  
SIGN MATERIAL AT PUBLIC WORKS:**

Assistant Manager Sammy Rich recommended that bids for traffic paint and sign material for Public Works be awarded per recommendation from the Purchasing Director as set forth in the attachment given to each commissioner. Commissioner Bennett made a MOTION to award the bid for the traffic paint and sign material in accordance with the Assistant Manager's recommendation. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**6. CONSIDER REQUEST FROM MICHAEL SKEEN,  
PUBLIC WORKS DIRECTOR TO AMEND  
EQUIPMENT BUDGET:**

Assistant Manager Sammy Rich stated item #6 is a request from the Public Works Director to amend the Equipment Budget in the amount of \$3,300 to allow the purchase of a Freon Recovery System. Commissioner Bennett made a MOTION to accept the Manager's recommendation for the purchase of the Freon Recovery System for Public Works. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**7. APPROVE CHANGE ORDER ON THE JUDICIAL CENTER  
1<sup>ST</sup> FLOOR RENOVATIONS PROJECT IN THE AMOUNT  
OF \$5,190 WITH CDB CONSTRUCTION, INC:**

Assistant Manager Sammy Rich stated item #7 is a change order on the Judicial Center in the first floor renovations. Assistant Manager Rich stated there are two changes, one in the amount of \$4,700 to extend a couple of walls that will help serve as smoke barriers, and the second is HVAC work in the amount of \$490 for a total change order of \$5,190, and this is submitted for approval. Commissioner Bennett made a MOTION to accept the Assistant Manager's recommendation for the change order at the Judicial Center in the amount of \$5,190. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**ATTORNEY'S REPORT:**

County Attorney Tommy Manning stated he had nothing to report.

**ADJOURNMENT:**

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

YES NO

Commissioner Fricks  
" Jennings  
" Bennett  
Chairman Hufstetler

Motion Carried

**COMMISSIONERS**

**FLOYD COUNTY BOARD OF**

**CHUCK HUFSTETLER,  
CHAIRMAN**