

paid off in calendar year 2005, in case tax revenue were to run short on an interim basis of time and the County needed in the short term additional revenues to meet expenses on a temporary basis. He stated this would not require the County to move forward and borrow money, but it gives the County the ability to do so if there were to be an immediate need for such without necessity of having a special meeting if there were to be an immediate need for such.

Chairman Hufstetler stated that in the past there has been what is called TANS (Tax Anticipation Notes) that have been used by the County, because property taxes do not come in until November and the budget year begins January 1, to allow bills to be paid while the taxes are coming in. He stated beginning in the year 2000 the County has had enough of a surplus to where they have not since then had any Tax Anticipation Notes. He thinks they were previously done every year, and while it has been close in past years they have still managed to avoid the borrowing and paying of interest. He stated this is almost the same thing as a Tax Anticipation Note, only it is for a much shorter period of time – it could be a week or two. He stated he does not think they anticipate doing this, but they do like to have it in place, and this is just a contingency similar to what they have done in the past.

Chairman Hufstetler called for a motion. Commissioner Mayes made a MOTION to approve the Resolution. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

**RESOLUTION TO AMEND THIRD RESTATED
PLAN (DEFINED BENEFIT PENSION PLAN):**

Chairman Hufstetler stated this is a Resolution to Amend the Defined Benefit Pension Plan according to IRS Guidelines, and asked County Manager Poe to give the details.

County Manager Kevin Poe stated this is a document that would make sure that the County Plan is in compliance with all IRS Regulations and Requirements. He stated it is something that they are doing as a recommendation from the ACCG and the Pension Board of Trustees. He stated this is being done as well as all the other counties that participate in the plan as a volume submitter so the County can get a favorable determination from the IRS that their Pension Plan does meet all of their rules and

regulations. He stated this has no material impact on their current Pension Plan as far as how you make a determination of what each individual's pension payments would be.

Commissioner Jennings made a MOTION to authorize the Resolution concerning Amending the Third Restated Plan or Defined Benefit Pension Plan. SECOND by Commissioner Bennett. VOTING:

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

Motion Carried

**FIRST READING
(PUBLIC HEARING TO BE HELD,
AUGUST 23, 2005 AT 6:00 P.M.):**

- 1. FILE #42-2005Z, REQUESTS 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: NO RECOMMENDATION [VOTE: 4 – 4]).**
- 2. FILE #51-2005Z, REQUESTS REZONING FROM O-I (OFFICE INSTITUTIONAL) TO S-R (SUBURBAN RESIDENTIAL) FOR USE AS SINGLE FAMILY RESIDENTIAL DWELLING ON PROPERTY LOCATED AT 1160 MORRISON CAMPGROUND ROAD. ZONING MAP M13-009. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 8 – 0]).**
- 3. FILE #52-2005Z, REQUESTS REZONING FROM S-R (SUBURBAN RESIDENTIAL) TO D-R (DUPLEX RESIDENTIAL) TO CONSTRUCT DUPLEX ON PROPERTY LOCATED AT 313 AND 315 OLD SUMMERVILLE ROAD. ZONING MAP J12X-100B. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 8 – 0]).**
- 4. FILE #53-2005Z, REQUESTS REZONING FROM S-R**

(SUBURBAN RESIDENTIAL) TO C-C (COMMUNITY COMMERCIAL) TO MARKET PROPERTY FOR COMMERCIAL USE ON PROPERTY LOCATED AT MARTHA BERRY HIGHWAY (US27N) AND RUSSELL FIELD ROAD, ARMUCHEE, ZONING MAP J10Y-023. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 8 – 0]).

Chairman Hufstetler stated Public Hearings on these items would be held on August 23, 2005 at 6:00 p.m.

PUBLIC HEARINGS:

**MALT BEVERAGE APPLICATION:
ANDREW JUSTIN HIGHT, HANDY SHOP,
17 HALSTEAD-SMITH ROAD, ROME
(CONVENIENCE STORE, NEW):**

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

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

Motion Carried

Chairman Hufstetler asked if there was anyone present wishing to speak in support or opposition of this item. Seeing none, he called for a motion to close the Public Hearing. Commissioner Mayes made a MOTION to close the Public Hearing. SECOND by Commissioner Bennett. VOTING:

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

Motion Carried

Chairman Hufstetler called for a motion. Commissioner Jennings made a MOTION to approve the Malt Beverage Application of Andrew Justin Hight for the Handy Shop on 17 Halstead-Smith Road. SECOND by Commissioner Bennett. VOTING:

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

Motion Carried

ULDC REVISIONS

**FIRST READING HELD JUNE 14, 2005
NO ACTION TAKEN JUNE 28, 2005,
JULY 12, 2005, AND JULY 26, 2005):**

**REVISE ARTICLE 6 CONCERNING CLUSTER
SUBDIVISION OPTION. (PLANNING
COMMISSION RECOMMENDATION:
APPROVE [VOTE: 6 – 2]).**

Chairman Hufstetler stated the Public Hearing was held on this on June 28, 2005 and this is to Revise Article 6 Concerning Cluster Subdivision Option. Chairman Hufstetler stated they had some discussion in the Caucus with Sue Hiller.

Chairman Hufstetler called for a motion. Commissioner Bennett made a MOTION to approve the Revision of Article 6 of the ULDC Concerning the Cluster Subdivision Option. SECOND by Commissioner Jennings. VOTING:

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

Motion Carried

CHAIRMAN’S REPORT:

Chairman Hufstetler made the following appointments, as required by county policy, to serve on a Firearms Discharge Review Board, in reference to a shooting Captain Tom Ewing was involved in on August 4, 2005: Major Houston Freeman, Captain Mike Brook, Sgt. Greg Dobbins, Lt. Dana Collum and Patrolman Jerome Poole.

COMMISSIONER’S REPORT:

1. ADMINISTRATIVE/FINANCE COMMITTEE – COMMISSIONER FRICKS, CHAIRMAN

Commissioner Fricks stated he had no report.

2. PUBLIC SAFETY COMMITTEE – COMMISSIONER MAYES, CHAIRMAN

Commissioner Mayes stated that he does not have a report, but would like to announce that the 100 Black Men of Rome will be hosting a Health Initiative on August 27, 2005 from 9 – 12 at the Fielder Center. He stated that Floyd Hospital, Redmond Hospital, Harbin Clinic, many doctors and health care professionals will be present and they are hoping to have as many as 200 men to come and be tested. He stated that last year they had about three that actually tested for prostate problems that probably would not have been detected as quickly as they did if the 100 Black Men had not had the Health Initiative last year so they are hoping for this year to be a success.

a. Discuss Assistant 911 Director Position.

County Manager Kevin Poe presented a recommendation to change some job titles based on the organizational chart submitted by Pat Smith, E911 Director. He stated the recommendation is that the Lead Supervisor Position be changed to Assistant Director, the Lieutenant Position be changed to Supervisor Position and the Sergeant Position be changed to Assistant Shift Supervisor.

Chairman Hufstetler called for a motion. Commissioner Mayes made a MOTION to approve the Manager’s recommendation. SECOND by Commissioner Bennett. VOTING:

YES

NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

3. PUBLIC WORKS COMMITTEE – COMMISSIONER BENNETT, CHAIRMAN

Commissioner Bennett stated he had no report.

4. WATER COMMITTEE – COMMISSIONER JENNINGS, CHAIRMAN

Commissioner Jennings stated he had no report.

5. SPECIAL COMMITTEE REPORTS

- a. **Consolidation Task Force (Fricks/Hufstetler)**
- b. **Parking Committee (Fricks/Bennett)**
- c. **SPLOST Committee**

There were no Special Committee Reports.

CLERK’S REPORT

CONSENT AGENDA:

County Clerk Kathy Arp stated there is one item on the Clerk’s Consent Agenda which has been reviewed and is submitted for approval. Commissioner Bennett made a MOTION to approve the Clerk’s Consent Agenda as presented. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

1. Tax Refunds:

- a. Donald R Peace, 17 Covered Springs Rd NE, 198.30.

MANAGER’S REPORT:

1. AWARD BID FOR INSTALLATION OF

PHONES IN VISITATION AREA AT THE JAIL:

County Manager Kevin Poe stated the staff at the Jail has received bids on a new phone system for the visitation area, and the bids came in under \$10,000, therefore they only require three written quotations. He stated the lowest bid was in the amount of \$9,371 and was from Weizel Security, and based on the discussion in the Caucus Session, he thinks they are all okay with them proceeding with that purchase. He recommended that the Equipment Budget be amended to allow them to do this, and this money will come out of the Capital Projects Fund where they have already allocated an additional \$150,000 for Jail Renovations.

Commissioner Jennings made a MOTION to approve the bid from Weizel Security for \$9,371 for phones at the Jail. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

2. DISCUSS COLLECTION OF \$1.00 SURCHARGE PER MONTH TO MANAGE INMATE MONEY ACCOUNTS AT THE JAIL:

County Manager Kevin Poe stated they have discussed the \$1.00 surcharge per month that the jail can charge certain inmates to manage their inmate money accounts. He stated this is something that does not particularly require action by this Board, that they are allowed to go ahead and implement that, but as far as allocating funds to be set aside to use for inmate purposes he would recommend that they allow them to set up the Jail Commissary Commissions as a separate fund that would be managed by the Sheriff's Department and that they could use it for these purposes. County Manager Poe stated the \$1.00 surcharge would go back into the General Fund to offset the management of the inmate money accounts.

Chairman Hufstetler made a MOTION to approve the Manager's recommendations. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings

" Bennett
Chairman Hufstetler

Motion Carried

**3. DISCUSS REQUEST FROM MICHAEL SKEEN,
PUBLIC WORKS DIRECTOR, TO AMEND
RECYCLE CENTER'S EQUIPMENT BUDGET TO
PURCHASE TWO (2) TRAILERS FOR
COLLECTION OF RECYCLABLE ITEMS:**

County Manager Kevin Poe stated he has received a memo from Michael Skeen requesting that they shift some money in the Recycling Center Budget from money that they saved on their Household Hazardous Waste Day project, over to the Equipment line item in order to purchase a couple of trailers to help with the plastics recycling. He stated they are making more of an emphasis to deal with recyclables, and at one site where they think they can be collecting a lot of recyclables they do not have a trailer that people can dispose of those. He stated they would also like to get an additional trailer because now they have to pick up the trailer from one site and haul it all the way to the recycling center and then have to return it. He stated if they have an extra trailer, they can just swap trailers and eliminate one additional trip. He stated Michael also notes in his memo the revenue he projects that can be generated by collecting these plastics, and it shows less than a year payback. County Manager Poe recommended approval of the transfer of money from the Household Hazardous Waste Day line item to the Equipment line item to allow the purchase of these trailers.

Chairman Hufstetler called for a motion. Commissioner Bennett made a MOTION to allow the Public Works Director to amend the Recycle Equipment Budget to purchase two trailers for collection of recyclable items. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

**4. DISCUSS COUNCIL OF JUVENILE COURT
JUDGES, PURCHASE OF SERVICES GRANT
APPLICATION:**

County Manager Kevin Poe stated Catherine Fricks, Juvenile Court Administrator, has requested authorization to submit an application to the Council of Juvenile Court Judges for a Purchase of Services Grant in the amount of \$4,930. He stated that in the past monies from the grant have paid for psychological evaluations and group counseling for their probationers. He stated based on this action, the County will be the fiscal agent for the grant.

Chairman Hufstetler called for a motion. Commissioner Fricks made a MOTION to approve the pass through grant on the Juvenile Court Judges. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

ATTORNEY'S REPORT:

County Attorney Tommy Manning stated he had nothing to report.

OTHER BUSINESS:

County Attorney Tommy Manning also recognized two representatives from his office, Jason Sanker, who has just completed the bar and Travis Canova who will intern in their office this summer.

ADJOURNMENT:

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

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

COMMISSIONERS

FLOYD COUNTY BOARD OF

**CHUCK HUFSTETLER,
CHAIRMAN**