

Commissioner Jennings presented a Proclamation recognizing September 8, 2005 as International Literacy Day to Sam Freeman, Director of the Rome/Floyd County Alliance for Illiterate Workforce. Mr. Freeman provided background information regarding the program and expressed appreciation to the Board for their support.

(Resolution/Proclamation Book, Page 49)

RESOLUTIONS:

**ADOPT RESOLUTION TO AMEND FEE
SCHEDULE BOOK REGARDING TOWING
SERVICE CHARGES:**

Chairman Hufstetler stated the Resolution is to Amend the Fee Schedule Book regarding Towing Service Charges. Chairman Hufstetler stated this was discussed in Caucus, and asked if there was any other discussion needed or is there a motion.

Commissioner Fricks made a MOTION to approve the Resolution.
SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

**FIRST READING
(PUBLIC HEARING TO BE HELD,
SEPTEMBER 13, 2005 AT 2:00 P.M.):**

**AMENDMENT TO FLOYD COUNTY CODE,
SECTION 2-9-74 REGARDING HOTEL/MOTEL TAX:**

Chairman Hufstetler stated the Public Hearing will be held on September 13, 2005 at 2:00 p.m.

**PUBLIC HEARINGS
(FIRST READING HELD
AUGUST 9, 2005):**

- 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]):**

Chairman Hufstetler called for a Motion to open the Public Hearing.
Commissioner Bennett made a MOTION to open the Public Hearing on File # 42-2005Z.
SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks

" Mayes

" Jennings

" Bennett

Chairman Hufstetler

Motion Carried

Chairman Hufstetler stated for those who may not have been to their meetings, up to ten minutes is allowed for those who wish to speak in support to present their case, up to ten minutes for those in opposition, and an additional ten minutes for those in support to speak only in rebuttal of items that had been brought up by the opposition. Chairman Hufstetler stated he would ask if there was anyone present wishing to speak in support or opposition of this issue but first he asked Sue Hiller, Director, Rome/Floyd Planning Department to give a brief presentation.

Ms. Hiller stated the subject property is zoned M-R and the property immediately to the north of it is developed as assisted living, with surrounding properties zoned S-R. She stated these S-R properties are developed as a nursing home and as single-family residences. Ms. Hiller stated looking north from the property, back toward Chulio Road, it is a very narrow local street; agricultural land to the west and south, mainly undisturbed land; and to the north-west, single-family residences. She stated there was some question about utilities that are available to this property. She thinks she said that water and sewer are available but not to the property; however, water is available but not to the property. Sewer is not available to this property at this time. Commissioner Jennings asked how wide the road is and stated that it does not look like it is wide enough for two vehicles. Ms. Hiller stated she can not read the writing there but you can compare it to Chulio Road and it looks like it is roughly half the width, and she believes Chulio Road is 60 feet, so just eyeballing it she would say it is from 30 – 45 feet. Ms. Hiller stated because of the fact that any Light Industrial needs about a 7 acre tract it is likely to have some impact on surrounding property concerning the traffic in and out, noise, dust, etc.. She stated the staff recommendation was to deny this request. Ms. Hiller stated discussion came up at the Planning Commission Meeting whether there was a way to take this to a less intensive zoning classification with the type of usage proposed here, which is a janitorial contract cleaning service that involves some trucks and involves employees probably coming there leaving their cars and leaving out in trucks. It involves some

storage and it involves likely some cleaning of materials such as carpet, furniture, drapes on the property. These are things that are considered by the ULDC to be a Light Industrial use. She stated they explained to the Planning Commission that before they should do that it would require an amendment to their vote, when the vote come up again, the vote was 4 – 4 and since it was a tie vote, this comes to you with no recommendation.

Chairman Hufstetler thanked Ms. Hiller for her presentation and asked for those who wish to speak in support of this to stand. Chairman Hufstetler stated that there is one person to speak in support and asked if there is anyone who wishes to speak in opposition. Seeing none, he stated there will be no rebuttal time. Chairman Hufstetler asked the speaker to step to microphone and state their name and address.

Larry Alford, 2479 Chulio Road, stated he is the owner of Service Master and they are trying to get this property zoned for their business. Mr. Alford stated he does have a letter from Leigh Ross that says that they can get sewage there if they needed it. Mr. Alford stated he knows that John (*Mayes*) is one of his competition, but they are looking for a location to put their building on. Mr. Alford stated he knows that it does not show on the map, and he does not know if there is a building that shows the sight plan because they made a big buffer around that whole land, and he does not know exactly the footage on it, but there is a buffer all the way around it that is pretty much where their building is going to be. Mr. Alford stated the building is going to be to the middle of the land up toward the front of the road. It is not going to be any consideration of the problem of housing or anything like that. Mr. Alford stated there is probably less than ten employees in their office that work for them, there is not a huge amount of employees that come in and out there. Mr. Alford stated other than that, they will store some furniture and stuff like that from fire losses and stuff like that.

Chairman Hufstetler thanked Mr. Alford for his comments and asked if there were any questions. Being 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

Discussion: Chairman Hufstetler asked if there is any discussion or if there is a motion. Commissioner Jennings stated that he is troubled by a spot-zoning of a Light Industrial property. He stated he realizes that you have institutional, at least on one side of the property, but he is troubled that they have primarily a Suburban Residential

area and we (*Commissioners*) are considering plopping right down in the middle of that a Light Industrial usage with a road that goes into it that is basically a driveway that looks to him like a one lane road. Commissioner Jennings stated there is the safety factor of people coming to and from the nursing home and also the single-family residences there. He is troubled by this zoning request.

Chairman Hufstetler questioned the length of that road. Mr. Alford stated it is about an eighth of a mile. Commissioner Bennett stated it looks like most of the right of way on the road is to the east of those trees as we saw along these lines, so it is mostly along the personal care nursing home side or pretty close, in the event that it needed to be widened at some point in the future. He stated he is also having a little bit of trouble with it being Light Industrial, but the information we have is that that is the only thing that will fit within the code, and we may have some ability to restrict it to Light Industrial to the cleaning service that has been proposed here. He stated that would keep it from having other Light Industrial use that may have heavier truck traffic than this sort of thing so that might be for consideration too. He stated even if it were developed as Multi-Family, the way it is zoned now, you would still have the road problem getting back to it.

Commissioner Jennings asked if the right of way exists to put a sewer line back to it. Ms. Hiller stated as long as there is a public right of way, it can be used as an easement to put water and sewer through. She stated the concern early on was that the Floyd County Water Department felt that this was not an open publicly maintained road and that water and sewer could not be run to the property; however, it turns out that it could. Commissioner Bennett stated that this would be their (*the owners*) problem, but depending on the size of the building, it is going to be required to be sprinkled which is also going to be more than a three quarter inch or one inch water line up there, but again, that would be something that they would need to address when they were getting the building permit so that is not for us to address either.

Chairman Hufstetler asked if there is a motion. Commissioner Bennett stated he would make a MOTION, although he has concerns with it being Light Industrial but he does not want to deprive a man's use of his property especially since it had at one time been developed as a commercial type enterprise, may have been zoned O-I, but since they can not do that he makes a MOTION that they approve the Light Industrial zoning with the condition that it its Light Industrial use be restricted to a janitorial contract cleaning service. He stated he does not mean to be putting their attorney on the spot, but asked would that be an appropriate motion. County Attorney Manning stated he thinks that he (*Commissioner Bennett*) would have the ability to condition the approval. Chairman Hufstetler asked Mr. Alford what he would consider his business to be, does that sound right, a janitorial and cleaning business? Mr. Alford stated that sounds right. Commissioner Bennett stated that would be his MOTION if that is in order. County Attorney Manning stated that would be an appropriate motion.

Chairman Hufstetler asked if there is a second. MOTION died for lack of SECOND.

Commissioner Fricks stated that one thing that continually concerns him is the road width, that the usage does not really concern him as much as the access does. Chairman Hufstetler stated he looked at it and saw that the length of the road is not very long.

Chairman Hufstetler called for another motion. Commissioner Jennings made a MOTION to deny the rezoning request for File #42-2005Z. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Fricks

"

Jennings

Commissioner Bennett
Chairman Hufstetler

Commissioner Mayes Abstained

Chairman Hufstetler stated that they have a 2-2 tie so he will refer to the County Attorney. County Attorney Manning stated under the ULDC on page 22, a motion to deny must be approved by an affirmative vote of at least a quorum of the members in order for the motion to be approved. He stated there is a provision that contemplates a tie vote on a motion for approval of an application shall be deemed a denial of the application, but a tie vote on any other motion shall be deemed to be no action, and another motion would be in order.

Commissioner Bennett made a MOTION to approve to Light Industrial zoning conditioned upon the property being used as a janitorial contract cleaning service only with a further provision that the adequacy of the road be addressed in the building permit process. Chairman Hufstetler stated there is a motion and asked if there is a second to that motion. County Attorney Manning stated the rules are, if there is an affirmative motion to approve a zoning change that results in a tie that is deemed to be a denial, and he just wanted everyone to understand that. Commissioner Bennett stated that he would like to withdraw the motion for discussion.

Commissioner Jennings stated that his thought is certainly that the road issue is a major factor for him, as well as the spot zoning. Commissioner Jennings stated that he is also concerned about what the zoning would do to the surrounding property and the value, the health and safety of the persons in the surrounding areas but the road he thinks is an important issue. He stated that he is not sure that building inspection deals with the issue of the road. He thinks that it is our Public Works Department and that they need to determine how much right of way they have out there, what could be done with that road, who would pay for what is done to that road and what about sewer line, is there enough easement there to increase the size of the road and to put the sewer. Right now they do not know what the size of the water line is out there either. He stated it seems to him there is some additional information needed.

Commissioner Fricks stated they have not seen a sight plan and they said there was a site plan. Commissioner Bennett referred back to the overview and stated that he was not sure if everything was to scale. Chairman Hufstetler stated the two things that he was looking at are the traffic and the public comment. Chairman Hufstetler stated were the zoning Multi-family, it probably would be heavier traffic than what it is going to be with this zoning, and he would think that is less than the traffic up here. Chairman Hufstetler stated the second factor is, nobody in this neighborhood is objecting to it. He stated that if they table it, the Public Hearing survives and they can see if they have enough information to take action at the next meeting and if they do not, they can refer it back. Chairman Hufstetler stated to Mr. Alford that they do not like leaving him in the middle like this, but there are some questions that need to be answered.

No action taken on item #1.

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]):

Chairman Hufstetler called for a Motion to open the Public Hearing. Commissioner Mayes made a MOTION to open the Public Hearing on File # 51-2005Z. SECOND by Commissioner Jennings. 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 issue. Seeing none, Chairman Hufstetler asked Sue Hiller to give a presentation.

Sue Hiller stated the subject property is on the north side of Morrison Campground Road. She stated the surrounding zoning is S-R and A-R, all developed with single-family residences, and the subject property itself is developed with a single-family residence. Ms. Hiller stated the S-R zoning would not only be appropriate for the existing use on the property, but it would be appropriate and compatible with the uses and the

zoning on the surrounding properties and this comes to you with a staff recommendation to approve and a Planning Commission unanimous recommendation to approve.

Chairman Hufstetler called for a motion to close the Public Hearing. Commissioner Bennett made a MOTION to close the Public Hearing. SECOND by Commissioner Jennings. VOTING:

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

Motion Carried

Chairman Hufstetler called for a motion. Commissioner Bennett made a MOTION to approve rezoning from O-I to S-R on the property represented by File #51-2005Z. SECOND by Commissioner Jennings. VOTING:

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

Motion Carried

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]).

Chairman Hufstetler called for a Motion to open the Public Hearing. Commissioner Bennett made a MOTION to open the Public Hearing on File # 52-2005Z. SECOND by Commissioner Jennings. 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 issue. Seeing none, Chairman Hufstetler asked Sue Hiller to give a presentation.

Ms. Hiller stated this property is surrounded by S-R zoning, although there is some commercial zoning and O-I zoning to the east along the Martha Berry Hwy Corridor. Ms. Hiller stated although this would be a spot zoning of D-R to allow duplexes, it would not be a spot use because there are some duplexes located on property to the north, they are just zoned S-R. She stated for that reason the Planning Commission and the staff recommend approval of this and the Planning Commissions recommendation was 8 – 0. She pointed out that the predominant land use in this area is residential, single-family and duplexes, and Old Summerville Road is classified as a local street but it is a wide striped two lane street. The maps indicate that the property is partially within the flood plain but not within a flood way, so it is developable and service and utilities are available to this property.

Chairman Hufstetler 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

" Mayes

" Jennings

" Bennett

Chairman Hufstetler

Motion Carried

Chairman Hufstetler called for a motion. Commissioner Bennett made a MOTION to approve the rezoning from S-R to D-R on File #52-2005Z. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks

" Mayes

" Jennings

" Bennett

Chairman Hufstetler

Motion Carried

- 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 called for a Motion to open the Public Hearing. Commissioner Fricks made a MOTION to open the Public Hearing on File # 53-2005Z. 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 issue. Seeing none, Chairman Hufstetler asked Sue Hiller to give a presentation.

Ms. Hiller stated to the north is C-C zoning, the immediate north plot is undeveloped, although the further north plots do have some commercial businesses on them. Ms. Hiller stated on every other side of this property the lots are zoned S-R and are developed with single-family residential structures. She stated because this property is within the corridor of Martha Berry Highway, she thinks the Planning Commission felt that it had limited potential to be developed with a single-family residential structure. She stated the staff recommendation was that they perhaps consider a less intensive zoning district such as O-I. The size of the lot and the surrounding land uses would indicate that maybe an office use would be more appropriate than something more intensive like a convenience store or something like that, but she thinks that the Planning Commission also felt that there was already a fair amount of traffic through this neighborhood, noting that the road there does go to the airport. Ms. Hiller stated this is in an area that does have all services and utilities available, it is not in a flood plain, Martha Berry Highway is an arterial whereas Russell Field Road is actually classified as a local street. Ms. Hiller stated to the north along Martha Berry you can see the Russell Field sign there; to the south across the road and further down, there is some more commercial use; to the west, residential across Martha Berry Highway; along Russell Field Road there is residential

use; and the property to the north is still wooded and undeveloped. Ms. Hiller stated this comes with a recommendation to approve and that motion was approved on an 8 – 0 vote.

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

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

Motion Carried

Chairman Hufstetler called for a motion. Commissioner Mayes made a MOTION to rezone the property represented by File #53-2005Z from S-R to C-C (Community Commercial). SECOND by Commissioner Fricks. VOTING:

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

Motion Carried

CHAIRMAN’S REPORT:

COMMISSIONER’S REPORT:

1. ADMINISTRATIVE/FINANCE COMMITTEE – COMMISSIONER FRICKS, CHAIRMAN

a. Discuss Proposed Changes to Injury Leave Policy.

Commissioner Fricks stated this item is deferred.

a. Discuss Proposal from GE to Cap Landfill “C”.

Commissioner Fricks stated a Public Hearing was held Tuesday of last week (*August 16*), regarding GE's proposal or remedy for Landfill "C", and that he and a couple of the other Commissioners attended, and it is his opinion that the Board needs to take a position on the matter. He stated one of the areas of concern that he had was the lack of testing to find out what the issues are under the existing Cap. Commissioner Fricks made a MOTION that the Board send a letter to the EPD and that the letter of position basically state that the Board feels like there should be further tests done before the permit is issued.

Discussion: Commissioner Jennings stated certainly this is complicated by the fact that they have had some additional detects throughout the community along Horseleg Creek and Big Dry Creek that he does not think have been detected previously and so there is still some substances that are leaving the property and this just merits further investigation. Commissioner Bennett stated he had a comment, it does not have anything to do with the motion, but he thinks that it would be appropriate to invite GE and the EPD to maybe address them at their retreat that they are going to have next week, Monday and Tuesday, if they could come and make a presentation where all of them are in the room at the same time and maybe not be quite as formal setting as they had at that hearing. Commissioner Bennett stated some of the questions that he and Commissioner Fricks asked really were not a part of the discussion at that hearing that they had, and they were addressing a Public Hearing on a specific remedy and their understanding of some things that happened subsequent to the testing of the site could not necessarily be addressed at that meeting because that is not what they were there to talk about, but in their retreat he thinks it would be a perfectly legitimate question and they could ask the question and hopefully get an answer that would be in order. Commissioner Fricks stated he talked shortly about this in Caucus. This scenario could either make the situation better or worse; for example, in Landfill "A" after the testing was done it required an additional Pump and Treat System to secure the area, as well as the Cap and vice versa, and with the comments that were said the other day that it was just construction material, you would hopefully run into a situation that it might have less contamination than they actually anticipated and then they could look at a permanent resolution such as removal or something, and he is not defining that, but it could go either way and he thinks that would merit the testing to find out if either way could be done. Chairman Hufstetler stated if there is no problem with doing that at the retreat, or seeing if it can be done, he will ask Assistant Manager Sammy Rich if he can try to coordinate that and see if it is a possibility.

Chairman Hufstetler stated they still have the original motion to vote on, so if there is no other discussion they will move to the vote.

SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks
" Mayes

" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

Commissioner Fricks requested to add one more thing, and stated that the deadline for any kind of submission of any kind of public notice is on Friday (August 26) at 4:00 PM and it needs to be in to the Georgia EPD by then.

2. PUBLIC SAFETY COMMITTEE – COMMISSIONER MAYES, CHAIRMAN

Commissioner Mayes stated he has no report.

3. PUBLIC WORKS COMMITTEE – COMMISSIONER BENNETT, CHAIRMAN

Commissioner Bennett stated he has no report, but a comment that they discussed in Caucus, that being some consideration as to the location of an additional river crossing on the Oostanaula. He stated that he does not know if Public Works is the real place to do this but it is on several agendas and they invite the public, if they have any comments, to contact some of them because they are interested in that.

4. WATER COMMITTEE – COMMISSIONER JENNINGS, CHAIRMAN

a. Review Proposed Changes to Water Line Extension Policy.

Commissioner Jennings stated there is a proposed change to the Water Extension Policy, that has been amended based upon discussion and concerns of Commissioners. He made a MOTION that the new Water Line Extension Policy be adopted as presented. SECOND by Commissioner Mayes.

Discussion: Commissioner Mayes asked if they have talked to any developers about this to see what they thought about it. Commissioner Jennings stated that as a result of developers coming to them, they determined that the existing policy addressed water line extension but did not distinguish between water line extension and a newly developed area, so the thought was that they make the policy separate and that is basically what has resulted. For example, if the water line ends half way down a county road and they have four or five residences that want to tie onto the line and we extend it, the policy has addressed that particular issue. What it has not addressed clearly is what would happen in a new development and that is what this kind of spells out. Commissioner Jennings stated that he does not know that they have run it by any developers in order to do that but the thinking is that they want to clearly specify what is required of someone going into a new development. For example ducttile iron piping, adequate size of pipe, that the county verify who is doing the engineering for the project, that they be a certified engineer. He stated those are the kinds of things that are in this policy that spells out exactly what must take place in a new development. Commissioner Bennett stated in a

new development, typically where a subdivision has been platted and approved, the developer is responsible for the full cost of installment which is not in that formula and is not taken into account. It would not be effected if the developer is providing the full cost and then deeding it to the water system. Commissioner Jennings stated they have had issues where developers have come to them and applied the policy for Water Line Extension to the new development and so they are making that distinction.

VOTING:

YES

NO

Commissioner Fricks

" Mayes

" Jennings

" Bennett

Chairman Hufstetler

Motion Carried

- a. **Enter into Contract with Graves Service Company to install new casing at the Fulton Road Well Site (estimated cost \$15,000).**

Defer

2. SPECIAL COMMITTEE REPORTS

Chairman Hufstetler stated the following Commissioners are appointed to serve on the Alternative Jail Committee: Commissioners Garry Fricks, John Mays and Jerry Jennings who will chair the committee.

- a. **Consolidation Task Force (Fricks/Hufstetler)**
- a. **Parking Committee (Fricks/Bennett)**
- a. **SPLOST Committee**
- a. **Alternative Jail 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. Marsha Salmon Carter, 2425 Flannery Street SE, Rome, \$23.95.
- b. Georgia Front Wheel Drive, 1813 Maple Street, Rome, \$39.86.
- c. Richard M Lester, 111 Rolling Oaks Drive, Rome, \$674.63.
- d. Mike Ware, 587 E Troutman Road, Rome, \$301.81.

MANAGER'S REPORT:

**5. REQUEST FROM FAY FRANKLAND,
COURT REPORTER, TO AMEND SEMINARS
& CONFERENCE BUDGET:**

Assistant County Manager Sammy Rich stated a request has been received from Court Reporter, Fay Frankland, to Amend the Seminars and Conference Budget to include \$35 to be moved from the Supplies Account over to Seminars and Conferences and is submitted for your approval.

Commissioner Mayes made a MOTION to approve the request. SECOND by Commissioner Bennett. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

6. AWARD FOOD SERVICE CONTRACT FOR JAIL:

Assistant County Manager Sammy Rich stated proposals were accepted for the Food Service Contract for the Jail. He stated that he personally served on the committee to review proposals, and the committee in addition to the sheriff, recommends Trinity Service Group be awarded the contract. He stated they are currently paying approximately \$.92 a meal and Trinity proposed \$.79 a meal, so they are looking at a savings for the Floyd County taxpayers about \$100,000 a year on feeding the inmates.

Chairman Hufstetler stated as they discussed in Caucus, that this is actually the second reduction. Chairman Hufstetler that he is usually pretty good with numbers but he can not remember, but thought it was \$1.05 or \$1.08 originally when it was reduced when the inmates started doing some of the labor in the jail some months back. Assistant Manager Rich stated this would be a continuation of utilizing inmates to work in the cafeteria which has proven to be successful in cost savings. Commissioner Fricks stated there have been questions asked about the quality of maintaining a certain nutritional value, and he thinks it is a concern. The calorie intake is pretty sufficient. He stated that it is amazing that they were able to save this much money, and one question he might ask about the contract is if in a case they found out the food was not suitable or created an issue, is there an out clause in the contract. Assistant Manager Rich stated he does not have an immediate answer, that he would have to review for the out clause. He stated the contract will take effect in October. He stated that Trinity is established in several jails, and the reviews and the references on Trinity came back exceptional. Assistant Manager Rich stated to address the nutritional issue, there are guidelines that all food service providers must follow and they were within that range. Commissioner Mayes asked if they may allow the County Attorney to look over the contract and make sure the contract has an out clause in it for quality. Assistant Manager Rich stated if that is a concern then he would recommend they approve it subject to Attorney review.

Commissioner Bennett made a MOTION to approve the Assistant Manager's recommendation of awarding the Jail Food Service Contract to Trinity subject to Attorney's review. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

7. CONSIDER REQUEST FROM HERITAGE HOLIDAYS TO USE THE FORUM AT NO CHARGE:

Assistant County Manager Sammy Rich stated item three is a request from Advertising Dynamics to utilize the Forum during Heritage Holidays. He stated this was discussed in Caucus, and he recommended that they do allow use of the Forum to host the Georgia Art Exhibit, subject to the client paying for a house supervisor in lieu of a rent charge.

Commissioner Mayes stated his MOTION is that they provide it free of charge, but they do not charge the organization for the house supervisor.

Discussion: Commissioner Bennett stated so it is completely free, is that his understanding. Commissioner Mayes stated that is correct. Chairman Hufstetler questioned what the hours would be. Assistant Manager Rich stated he has not reviewed the hours, but they are talking minimal cost either way and it is even possible that if they do not have a house supervisor they can possibly get a volunteer to work. Assistant Manager Rich stated first choice would be to get paid but if they have to go back they could be credited. Commissioner Jennings stated typically they do that, if waiving the fee is done then they do charge for whoever has to be there during that time. Assistant Manager Rich stated there has been a question and that is correct that they have done that. Commissioner Bennett stated that might get us into a contribution problem too if there is not at least some charge for the facility. Chairman Hufstetler asked if there is an alternative motion since he did not hear a second on Commissioner Mayes' motion.

Commissioner Bennett made a MOTION to accept the Assistant Manager's recommendation. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

8. APPROVE LETTER OF AGREEMENT BETWEEN UGA, CARL VINSON INSTITUTE AND FLOYD COUNTY FOR GENERAL GIS DATA CREATION, CONVERSION AND CONSULTING SERVICES (ESTIMATED COST \$16,000):

Assistant County Manager Sammy Rich stated item #4 is a recommendation to approve a Letter of Agreement between Floyd County and the University of Georgia's ITOS Division of the Carl Vinson Institute, and as they discussed in Caucus, this would be for the conversion of their GIS Data as they are moving away from a CAD environment into a true GIS environment. Assistant Manager Rich stated the cost of the contract would not exceed \$16,000 and they basically hire them on a per hour basis.

Chairman Hufstetler called for a motion. Commissioner Bennett made a MOTION to approve the Letter of Agreement between the UGA Carl Vinson Institute and Floyd County for the GIS Data Creation at a cost not to exceed \$16,000. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Mayes
" Jennings
" Bennett
Chairman Hufstetler

Motion Carried

ATTORNEY'S REPORT:

9. AUTHORIZE EXECUTION OF QUIT CLAIM DEED AND EASEMENT AGREEMENT BETWEEN INLAND PAPERBOARD AND PACKAGING, INC. AND FLOYD COUNTY REGARDING MAYS BRIDGE ROAD:

County Attorney Tommy Manning stated he has one item that actually has two components. First, a Quit Claim Deed regarding the finalization of the closing of Mays Bridge Road from Alabama Highway to Turners Bend Road, and he recommended that the Commission authorize the Chairman and the Clerk sign the Quit Claim Deed between Floyd County and TIN, Inc. Secondly, County Attorney Manning recommended that the Board also authorize the Chairman and Clerk to execute the Easement Agreement with TIN, Inc. that would allow the county to maintain a water line on the property.

Chairman Hufstetler called for a motion. Commissioner Bennett made a MOTION to approve the Attorney's recommendation. SECOND by Commissioner Jennings. VOTING:

YES NO

Commissioner Fricks

" Jennings
" Bennett
Chairman Hufstetler

Commissioner Mayes Abstained

Motion Carried

**10. AUTHORIZE EXECUTION OF EASEMENT AGREEMENT
BETWEEN FRED CLARK AND FLOYD COUNTY
REGARDING LEISURE DRIVE:**

No action taken.

OTHER BUSINESS:

Chairman Hufstetler announced that the Board will be having their annual board planning retreat at Winn's Lake Lodge in Rockmart on Monday and Tuesday, August 29 and 30, and they will be meeting with the City Commissioners Monday at 4:00. He also recognized a group from the Junior Service League who attended the meeting.

Commissioner Jennings recognized Brian Sapp, a member of the Rome High ROTC Unit and asked him to share with them a little bit about what they do and what benefit that is to him. Brian stated he has participated for about three months, counting summer leadership school, and it has been a good experience. He stated they teach you a lot of life learning lessons there. They teach you how to be respectful toward your elders and your superiors, and teach you a lot of manners. He stated that he is in the Drill Team and Color Guard, and there are a lot of services they do for the community. Commissioner Jennings stated that Brian won a pretty significant award this summer as a result of the Leadership Program. Brian stated he received a Prestigious Award called the Outstanding Cadet Award, and you receive it basically because you show leadership and are responsible. Commissioner Jennings stated they are proud of Brian and what he is doing at school. Brian thanked the Commissioners for inviting and allowing him to sit in on the meeting.

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
" Mayes
" Jennings

" Bennett
Chairman Hufstetler

Motion Carried

COMMISSIONERS

FLOYD COUNTY BOARD OF

**CHUCK HUFSTETLER,
CHAIRMAN**