

March 27, 2007

**REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
March 27, 2007 6:00 P.M.**

PRESENT: Chairman Jerry Jennings, Commissioners Garry Fricks, Eddie Lumsden, John Mayes, and Chad Whitefield.

OTHERS

PRESENT: County Attorney Tommy Manning, Deputy Clerk Jaime Foster, County Manager Kevin Poe.

ABSENT: County Clerk Kathy Arp.

CALL TO ORDER: Chairman Jennings called the meeting to order.

INVOCATION: Commissioner Mayes led the Invocation.

PLEDGE OF

ALLEGIANCE: The Pledge of Allegiance was led by Commissioner Whitefield.

**ADOPTION OF
MINUTES:**

Chairman Jennings asked if the minutes were in order. County Attorney Tommy Manning stated the minutes had been reviewed and were in order. Commissioner Mayes made a MOTION to adopt the minutes of the Regular Meeting of March 13, 2007. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

PROCLAMATIONS:

ROME SYMPHONY ORCHESTRA DAY:

Commissioner Lumsden presented Ms. Barbara Beninato with a Proclamation recognizing March 31, 2007 as Rome Symphony Orchestra Day.

(Proclamation/Resolution Book, Page 98)

CERTIFICATION OF SHERIFF'S DEPARTMENT:

A member from the Georgia Law Enforcement Certification Commission made a presentation to Sheriff Burkhalter regarding the Certification of the Sheriff's Department.

RESOLUTIONS:

RESOLUTION TO AUTHORIZE INVESTMENT OF SPLOST BOND PROCEEDS:

Chairman Jennings stated as discussed in Caucus they have a Resolution to Authorize the Investment of SPLOST Bond Proceeds. Chairman Jennings called for a motion to accept the Resolution.

Commissioner Whitefield made a MOTION to adopt the Resolution to Authorize Investment of SPLOST Bond Proceeds. SECOND by Commissioner Lumsden. VOTING:

	YES	NO
Commissioner Fricks		
" Lumsden		
" Mayes		
" Whitefield		
Chairman Jennings		

Motion Carried

**FIRST READINGS:
(SECOND READINGS/PUBLIC HEARINGS
TO BE HELD APRIL 10, 2007 AT 2:00 PM)**

- 1. PROPOSED AMENDMENT TO THE FLOYD COUNTY CODE TO INCLUDE ESTABLISHMENT OF AN ALCOHOL CONTROL COMMISSION.**

Chairman Jennings stated the Second Readings/Public Hearings will be held Tuesday, April 10, 2007 at 2:00 P.M. for these items on First Readings.

CHAIRMAN'S REPORT:

- 1. Adopt Resolution to Establish Judicial Services Committee.**

Chairman Jennings stated they have in front of them a Resolution to establish the Judicial Services Committee. He stated the Board discovered this major group of individuals, in terms of county government, did not have an opportunity to have a committee structure to discuss their issues and concerns. He stated he met with them and they have some good objectives and goals. He stated he needs a motion that will formally establish this Judicial Services Committee.

Commissioner Mayes made a MOTION to Adopt the Resolution to Establish Judicial Services Committee. SECOND by Commissioner Lumsden. VOTING:

YES	NO
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Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

2. Endorse proposed change related to Hospital Authority Appointments.

Chairman Jennings stated the second issue is an endorsement of the proposed change related to the Hospital Authority Appointments. He stated they have had some discussions of this particular issue. that led to a letter that he sent to their legislative delegation. As a result of their continuing discussions of this matter and more communications with one another, the Board is reluctant at this time to endorse this proposed change. The result of their discussions is that the County Commission meet with the Hospital Authority Board representatives and further discuss two issues. The first being the process by which board members are selected, and secondly the role of the County Commissioners on the Board. Chairman Jennings stated that as of 2008, there would not be a guaranteed position on the board for a county commissioner and they have voiced some concern about that. He stated he regrets that this is at the last minute gotten to this point, but he thinks it is in the Commission's best interest, and as they support the hospital and community, to engage in some further discussion with the Hospital Authority on those particular issues. He stated he is open to a motion.

Commissioner Mayes made a MOTION that the Chairman be Authorized to forward a letter to our local legislative delegation setting forth that the county is not prepared at this time to endorse the proposed local legislation changing the method of appointing Hospital Authority Members, and also setting forth that the county will seek a meeting with representatives of the Hospital Authority regarding the selection process and county commission representation on the Hospital Authority and the Floyd HealthCare Management, Inc. boards. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
Commissioner Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

COMMISSIONER'S REPORT

1. Administrative/Finance Committee – Commissioner Whitefield, Chairman

No Report.

2. Public Safety Committee – Commissioner Lumsden, Chairman

a. Discuss purchase of radars for State Patrol.

Commissioner Lumsden stated he has a request from the State Patrol in regard to the purchase of some radars. He stated while they are not directly part of Floyd County Government, they do operate in Floyd County and return a considerable amount of money to the court systems in Floyd County every year. He stated they have a need and have asked for the purchase of four stalker radars due to the age of the current equipment that they are using.

Commissioner Lumsden made a MOTION to purchase four stalker radars for the State Patrol. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

3. Public Works Committee – Commissioner Fricks, Chairman

No Report.

4. Water Committee – Commissioner Mayes, Chairman

No Report.

5. Special Committee Reports

a. SPLOST Committee (Lumsden)

No Report.

b. Work Release Committee (Lumsden, Mayes)

No Report.

c. Fire Overview Committee (Lumsden, Whitefield)

No Report.

d. Joint Services Committee (Jennings, Whitefield)

No Report.

e. Joint Development Oversight Committee (Mayes, Whitefield)

1) Discuss proposed Agreement establishing the Rome-Floyd County Land Bank Authority.

Defer.

CLERK'S REPORT:

Consent Agenda

Deputy Clerk Jaime Foster stated there are three 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 as presented. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

1. Tax Refunds:

- a. Zion Farms Inc., P.O. Box 760, Armuchee, \$319.44
- b. Storey Lands Inc., P.O. Box 99, Armuchee, \$39.88
- c. Fred L. Paul, 23 Brook Valley Court, Rome, \$1.99
- d. William T. Howell, 7 Shorter Circle, Rome, \$35.48
- e. Larry C. Martin, 2004 Dean Ave., Rome, \$35.11
- f. Larry C. Martin, 2004 Dean Ave., Rome, \$859.71
- g. Shutong Qin, 31 Saddle Mtn. Rd., Rome, \$35.57
- h. Utility Maintenance Inc., 2400 Garden Lakes Blvd. \$42.31
- i. Aaron Medina & Carlos Naranjo, 20 SaddleBrook Dr. S.E. \$14.49
- j. Dorothy Nicholson, 85 Larry St., \$10.45
- k. Charles & Martha Parker, 205 Pleasant Hope Rd. Silver Creek, \$23.52
- l. Donald Brenna & Kristen Hackett, P.O. Box 974 Silver Creek, \$59.67
- m. Serena P. & C. Whitley Vick III., 24 River Pine Dr., \$263.91
- n. Serena P. Vick, 24 River Pine St., \$200.01
- o. Serena P. Vick, 24 River Pine St., \$330.07
- p. Robert L. & Sarah Vann, 425 Livingston Rd., \$110.88
- q. Robert L. & Sarah Vann, 425 Livingston Rd., \$92.69
- r. Robert L. & Sarah Vann, 425 Livingston Rd., \$31.10
- s. Gaile Green Davis, P.O. Box 572, Cave Spring, \$17.63
- t. Gardner Williams, 5 E. 6th Ave., \$47.48
- u. Donald West Sr., 4 Villamar NW, \$29.42
- v. Windler Investments, 2400 Garden Lakes Blvd. \$1.54
- w. Windler Investments, 2400 Garden Lakes Blvd., \$10.38
- x. Morgan C. & Sharon R. Olinger c/o Fletcher Bright Co., Suite 400, 537 Market Street, Chattanooga, TN, 37402, \$63.98
- y. Lee & Maleata Carter, 8 Etowah Drive, \$68.32
- z. Martha McGrath, 25 Maplewood Square, 7.93
- aa. Martha Walstead, P.O. Box 5146, \$15.70
- bb. Martha Walstead, P.O. Box 5146, \$15.11
- cc. Boni J. & Sherold Salmon, Jr., P.O. Box 1883, \$38.93
- dd. Ricky & Susan Clayton, 496 Livingston Rd., \$452.20
- ee. Ricky & Susan Clayton, 496 Livingston Rd., \$14.95

- ff. Ricky & Susan Clayton, 496 Livingston Rd., \$407.68
- gg. Calloway & Randall Investment Co., P.O. Box 149, Silver Creek, \$261.18
- hh. Calloway & Randall Investment Co., P.O. Box 149, Silver Creek, \$175.74
- ii. Hall & Anthony Properties Inc., 175 Edenfield Ridge Drive. SE, \$16.60
- jj. James & Eva Kelley, 215 Greenview Rd. SW, \$163.20
- kk. Cline Carver & Bobbi J. Thompson, 8368 New Calhoun Hwy., Adairsville, \$114.41
- ll. Michael & Amanda Corbin, 5426 Big Texas Valley Rd., \$100.68
- mm. Michael & Amanda Corbin, 5426 Big Texas Valley Rd., \$59.36
- nn. Shirley W. Smith, 311 E 2nd Avenue #2, \$24.52
- oo. Wilma C. Chisolm, 2613 Garden Lakes Blvd., \$5.92
- pp. Nathan & Juanita Davis, P.O. Box 576, Armuchee, \$33.01
- qq. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$9.06
- rr. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$13.58
- ss. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$9.06
- tt. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$16.24
- uu. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$4.52
- vv. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$13.83
- ww. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$4.21
- xx. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$4.42
- yy. A.J. Jones, Jr., 148 North Lakeside Drive, Kennesaw, \$4.52
- zz. Gerald & Cynthia Critchlow, 124 Windwood Way, \$3.59
- aaa. William & Linda Curtis, 6 Rita K. Drive, \$4.57
- bbb. Dwight Walraven Investments, 1108 S. Wall Street, Calhoun, \$417.98
- ccc. Samuel W. Evans, 3 Valley Brook Drive, \$2.94
- ddd. Samuel W. Evans, 3 Valley Brook Drive, \$60.88
- eee. Merle M. Evans, 11 Castlewood Drive, \$9.87
- fff. Merle M. Evans, 11 Castlewood Drive, \$7.88
- ggg. Melissa W. & Randy D. Crowe, 7 Vineland Drive, \$55.26
- hhh. Bobby & Mary Goosby, 24 Conway Place, NW, \$1.06
- iii. Charles Keown, P.O. Box 6008, \$5.89
- jjj. Charles Keown, P.O. Box 6008, \$1.21
- kkk. Keown Real Estate, P.O. Box 6008, \$31.46
- lll. Dennis & Kathleen Corbin, 94 Crackerneck Rd., Armuchee, \$124.20

2. Malt Beverage Applications:

- a. **Tiffany Holtzclaw, Mapco Express, Inc. d/b/a Favorite Market #3601, 2918 Martha Berry Highway, Rome, Georgia (Convenience Store – Beer).**
- b. **Laura Pope Falls, Mapco Express, Inc. d/b/a Favorite Market #3607, 7130 New Calhoun Road, Rome, Georgia (Convenience Store – Beer).**

- 3. **Application for Precious Metals License, Justin Hight, Easy Money Pawn, 2507 Shorter Avenue, Rome, Georgia.**

MANAGER’S REPORT:

- 1. **ACCEPT BLUEGRASS BOULEVARD, SE, LEXINGTON LANE, SE, AND CAPITAL COURT, SE IN THE SPRING CREEK SUBDIVISION ON COUNTY MAINTENANCE:**

County Manager Poe stated they have before them a report in letter form from Matt Denton, County Engineer to Michael Skeen, Public Works Director regarding the acceptance

of Accept Bluegrass Boulevard, SE, Lexington Lane, SE, and Capital Court, SE in the Spring Creek Subdivision. He stated they have been inspected. County Manager Poe recommended that they accept the recommendation from the County Engineer that these roads be accepted on county maintenance.

Commissioner Lumsden made a MOTION to accept the Manager's recommendation. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

2. ACCEPT TRIMBLE WAY, SE AND TWO DETENTION PONDS IN THE PLANTATION SUBDIVISION ON COUNTY MAINTENANCE:

County Manager Poe stated this item is similar to the first one. He stated they have a report from Matt Denton, County Engineer, regarding Trimble Way in Plantation Subdivision and the two detention ponds that were constructed along with that subdivision, that these be accepted on county maintenance. He stated they have met all of the requirements. He recommended that they accept the County Engineer's recommendation.

Commissioner Mayes made a MOTION to approve the Manager's recommendation. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

3. AWARD BID FOR HANDLING ITEMS TO BE COLLECTED AT THE HOUSEHOLD HAZARDOUS WASTE COLLECTION DAY:

County Manager Poe stated soon they would be having another Household Hazardous Waste Collection Day. He stated this is a budgeted item and each time they do this they have to select a contractor to handle the items that are being disposed of. He stated bids were accepted from three different vendors and the recommendation is to accept the low bid from Environmental Enterprises of Florida to handle the items collected at the 2007 Household Hazardous Waste Collection Day.

Commissioner Lumsden made a MOTION to accept the Manager's recommendation. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

4. AWARD CONTRACT FOR THE DESIGN AND CONSTRUCTION OF THE HANGAR/CLASSROOM BUILDING AT THE AIRPORT:

County Manager Poe stated a committee was put together to review the request for proposals that were sent out regarding design build services for the new hangar/classroom building at the Airport for Coosa Valley Tech's Aviation/Avionics Program. He stated after reviewing the initial proposals and short listing two of the firms and interviewing them, the committee has recommended that they enter into a contract with Jeff Bennett Construction Company who is teaming up with Alan Bell Architects to be the firm that provides the design build services for this project. He stated this will be done under a construction/manager at risk type process where at some point they will enter into a guaranteed maximum price with the contractor. He stated in their proposal they stated what their fee would be for architectural engineering services, as well as their overhead in profit. He stated that comes with a recommendation from the committee that reviewed these proposals.

Commissioner Mayes made a MOTION to approve the Manager's recommendation. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

ATTORNEY'S REPORT:

No Report.

ADJOURNMENT:

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

YES NO

Commissioner Fricks

" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

JERRY JENNINGS, CHAIRMAN