

necessarily something good. She stated that could be pain, but they are going to get what they deserve. She stated when you pray go into your room, and when you have shut your door, pray to your Father in secret. She stated your Father who sees in secret will reward you openly, and when you pray do not use vain repetitions. She stated therefore, be not like them for your Father knows the things you have need of before you speak to him. She stated prayer is communicating with God, and that is not just running off a lot of words, that is listening to. She stated the reason Jesus says hide in the closet to pray is so you can focus on God, not be putting on a show for other people to think you are good people, and go along with whatever you do thinking you are good. She stated it is not to put on a show for other people, it is to meditate and focus on God. She stated you have to be listening, not just running your mouth. She stated prayer should be listening to God. She asked how long since you heard God talk. She asked did Jesus go into hiding. She asked has he given up on them like she is about to do. She stated in Luke 6:46, he says why do you call me Lord if you are not going to do what I tell you to do. She stated if you are not going to obey do not call him Lord. She stated do not be a liar and hypocrite forever.

Brian Chesson, 2097 Buchanan Hwy, Cedartown, stated he is here on behalf of Waste Industries and their interest in Floyd County. He stated read a letter from their vice-president Mike Ingle.

Chairman Jennings stated he mentioned to Mr. Chesson prior to the meeting that they are sending this back to the Solid Waste Commission for further review. He stated to Commissioner Fricks and Whitefield that they may want to contact this gentleman and give him an opportunity to address that commission.

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 November 27, 2007. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

PROCLAMATIONS:

CIVIL AIR PATROL:

Commissioner Lumsden presented Philip Boylan with a Proclamation celebrating the Civil Air Patrol's 45th anniversary. Mr. Boylan thanked the Commission on behalf of the Rome Civil Air Patrol.

(Proclamation/Resolution Book, Page 111)

FOCUS ON FLOYD:

ADMINISTRATION & FINANCE COMMITTEE:

Joy Peterson, Public Information Officer presented an overview of the goals and objectives for the Administration & Finance Committee. Other members of the committee are: Chad Whitefield, Commissioner; Kathy Arp, County Clerk; Evon Billups, Chief Clerk of Elections; Jim Bradshaw, 211 Services; Gary Burkhalter, Comptroller/Finance Director; LaSonja Holcomb, MIS Director; Larry Johnson, Human Resources Director; Nancy Lam, Purchasing Director; Bill McWhorter, Chief Tax Assessor; Kevin Payne, Tag Office Chief Deputy; Kevin Poe, County Manager; Brent Poplin, Forum Manager; and Blaine Williams, Assistant County Manager. The mission statement for the committee is *"To enhance efficiency, improve customer service and physical plant function for current and future needs."*

FIRST READINGS:

(SECOND READINGS/PUBLIC HEARINGS

TO BE HELD JANUARY 8, 2008 AT 2:00 P.M.)

- 1. FILE #123-2007Z, REQUEST REZONING FROM S-R (SUBURBAN RESIDENTIAL) TO H-C (HEAVY COMMERCIAL) FOR MARKETING OF PROPERTY LOCATED AT HIGHWAY 411 EAST CARTERSVILLE**

**HIGHWAY. ZONING MAP K15Z – PARCEL 001, 002,
AND K15W – PARCEL 009. (PLANNING COMMISSION
RECOMMENDATION: APPROVE [VOTE: 5-4].**

- 2. FILE #124-2007Z, REQUEST REZONING FROM S-R
(SUBURBAN RESIDENTIAL) TO C-C (COMMUNITY
COMMERCIAL) FOR MARKETING OF PROPERTY
LOCATED AT HIGHWAY 53 NORTH AT BELLS FERRY
ROAD. ZONING MAP K12Z – PARCEL 029. (PLANNING
COMMISSION RECOMMENDATION: APPROVE
[VOTE: 8-1].**
- 3. FILE #125-2007Z, REQUEST REZONING FROM S-R
(SUBURBAN RESIDENTIAL) TO C-C (COMMUNITY
COMMERCIAL) FOR AMBULANCE SERVICE ON PROPERTY
LOCATED AT CALLIER SPRINGS ROAD. ZONING MAP J140 –
PARCEL 184. (PLANNING COMMISSION RECOMMENDATION:
DENY [VOTE: 9-0].**

Chairman Jennings stated the Second Readings/Public Hearings will be held Tuesday, January 8, 2008 at 2:00 p.m.

**SECOND READINGS/PUBLIC HEARINGS:
(FIRST READINGS HELD NOVEMBER 13, 2007)**

**1. RESOLUTION IMPOSING A 911 CHARGE ON VOICE OVER
INTERNET PROTOCOL (VOIP) CONNECTIONS:**

Commissioner Whitefield made a MOTION to open the Public Hearing.
SECOND
by Commissioner Lumsden. VOTING:

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

Motion Carried

County Manager Poe stated this Resolution is to impose the 911 charge that the county is authorized by law to impose on phone services. He stated this Resolution ensures that we are in compliance with all the applicable state rules and regulations to allow us to add the charge onto VIOP services. He stated it is the same service charge

that is applied on any other phone service that has the ability to call 911 directly for emergency services.

Chairman Jennings asked if there is anyone to speak in favor or against this Resolution. Seeing none, Commissioner Lumsden made a MOTION to close the Public Hearing. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

Commissioner Lumsden made a MOTION to adopt the Resolution Imposing a 911 Charge on Voice Over Internet Protocol. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

PUBLIC HEARING:

**1. ADOPT RESOLUTION FOR FIVE-YEAR SHORT TERM
WORK PROGRAM UPDATE: 2008-2012
(REVISED DECEMBER 2007).**

Defer.

CHAIRMAN'S REPORT:

1. Appointments to Boards, Committees, Commissions.

- a. Floyd-Rome Urban Transportation Study (FRUTS) Citizen's Advisory Committee.**

Commissioner Fricks made a MOTION to re-appoint Marylyn Hunt, and Steven Turner, and to appoint James Jones to fill the position of Josh Tullis to the Floyd-Rome Urban Transportation Study (FRUTS) Citizen's Advisory Committee for 2-year terms expiring December 31, 2009. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

b. Northwest Georgia Region I Emergency Medical Services Coordinating Council.

Commissioner Fricks made a MOTION to appoint Cherry Jones to fill the position of Phillip Tucker to the Northwest Georgia Region I Emergency Medical Services Coordinating Council for a 2-year term expiring January 15, 2010. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" 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

No Report.

3. Public Works Committee – Commissioner Fricks, Chairman

- a. **Proposal to Amend Road Acceptance Policy. (Deferred November 13, and November 27, 2007)**

Defer.

4. Water Committee – Commissioner Mayes, Chairman

No Report.

5. Judicial Services Committee – Commissioner Jennings, Chairman

No Report.

6. Special Committee Reports

- a. **SPLOST Committee (Lumsden)**
- b. **Work Release Committee (Lumsden, Mayes)**
- c. **Fire Overview Committee (Lumsden, Whitefield)**
- d. **Joint Services Committee (Jennings, Whitefield)**
- e. **Joint Development Oversight Committee (Mayes, Whitefield)**

There were no Special Committee Reports.

CLERK’S REPORT:

Consent Agenda

County Clerk Kathy Arp stated there are five items on the Clerk’s Consent Agenda, which have been reviewed and are submitted for approval. Commissioner Whitefield 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. Milston, Inc., 1678 Alderbrook Road, Atlanta, \$2,143.49
- b. Alva Joyce Battey, P.O. Box 294, \$230.60

2. Authorize Relief of Taxes in the amount of \$8,129.90 from the Tax Commissioner's Roll.

3. Approve 2008 Malt Beverage License Renewals.

4. Approve 2008 Self-Service Fuel License Renewals.

5. Approve 2008 Precious Metals License Renewals.

MANAGER'S REPORT:

1. DISCUSS AGREEMENT BETWEEN FLOYD COUNTY, CITY OF ROME, ROME-FLOYD COUNTY DEVELOPMENT AUTHORITY, AND BATTEY DOWNTOWN, LLC. (DEFERRED NOVEMBER 27, 2007)

County Manager Poe stated during Caucus they reviewed the latest draft of the Agreement between Floyd County, City of Rome, Rome-Floyd County Development Authority, and Battey Downtown, LLC regarding the parking deck proposed to be built between The Forum and the Hawthorne Suites Hotel. He stated the recommendation is to approve the Agreement as submitted.

Commissioner Lumsden made a MOTION to accept the Agreement as presented by the County Manager which authorizes its execution. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

2. AWARD OF BID FOR INMATE CLOTHING AND SUPPLIES FOR JAIL AND PRISON:

County Manager Poe stated sealed bids were received and reviewed by committee. He stated the recommendation is that the bid be split between three of the

twelve vendors, Bob Barker, Charmtex, and Georgia Correctional, and to accept the lowest bid for each item that met specifications.

Commissioner Whitefield made a MOTION to accept the recommendation regarding jail and prison uniforms and supplies. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

3. DISCUSS PROPOSAL FROM MCQUAY FACTORY SERVICE TO INSTALL NEW CONTROL PANEL ON EXISTING CHILLER THAT SERVES THE COURTHOUSE/JUDICIAL BUILDING AND THE FORUM:

County Manager Poe stated this deals with the second phase of upgrading and repairing the chiller system that services The Forum and the Courthouse. He stated the work will not be completed until early next year. He stated they would like to plan on the work being completed during the winter months, so when it starts to warm they can go ahead and proceed with that work. He stated last year they did something similar to one of the chillers. He stated this is all a proprietary type system, and is a sole source type situation, so they have to use McQuay Services. He stated the cost to upgrade the second chiller is \$18,618.00. He stated they have included that cost in next year's budget projection.

Commissioner Lumsden made a MOTION to approve the Proposal submitted by McQuay Factory Service. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

4. APPROVE CONTRACT WITH ALLIED WASTE REGARDING

DISPOSAL OF WASTE AT THE WALKER MOUNTAIN LANDFILL:

County Manager Poe stated this item is being referred back to the Solid Waste Commission. He stated their next meeting will be on December 19, 2007 at 1:00 p.m. in the Sam King Room at City Hall.

5. DISCUSS TECHSMART PROGRAM:

County Manager Poe stated generally this deals with Georgia Tech conducting a technology assessment. He stated Georgia Tech would team with Polk County, Chattooga County, Floyd County, and Walker County to pay for the assessment, which will cost a total of \$40,000.00. He stated there is a grant that will cover \$32,000.00 of that cost, leaving \$8,000.00 for the four counties to contribute. He stated that would break down to \$2,000.00 per county. He stated Assistant Manager Williams will give an update on the whole program, plus which counties have already committed to participate in this initial assessment, and maybe talk about the fact that they are trying to team up with some tier two communities so they can get the advantage of the One Georgia money.

Assistant Manager Williams stated One Georgia has an initiative. He stated the Governor actually put it forth to not only try to bring wireless access to more rural areas, but help communities identify their future informational and technology needs. He stated there are two grants that One Georgia offers. He stated one is planning, and the other is actual money to implement systems. He stated Georgia Tech is offering the service to help on the planning end. He stated with One Georgia it typically goes to the more rural or impoverished counties. He stated Floyd County has to partner with counties like Polk and Chattooga to move forward. He stated they think there is strength in a regional approach, so all four counties are going to enter into this planning together. He stated Georgia Tech will come in and facilitate meetings with community stakeholders to identify what their future needs are. He stated out of that a plan will be put together. He stated One Georgia has already blessed this approach to be able to go for the big money to help implement some future technology projects. He stated this is just a first step down a longer road, and their participation in this is only \$2,000.00. He stated he thinks there are big dividends to be paid. Chairman Jennings stated one component of this is that of Emergency Management communications. He stated this would help them to assess that particular area in addition to other technology projects. He stated they have been looking for an objective outside source that would help them with this, and they think they have found that in the Georgia Tech services.

Chairman Jennings made a MOTION to participate in the TechSmart Program at a cost to Floyd County in the amount of \$2,000.00. SECOND by Commissioner Whitefield. VOTING:

YES

NO

Commissioner Fricks

" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

6. DISCUSS REQUEST FOR USE OF DRUG ABUSE TREATMENT AND EDUCATION (DATE) FUNDS:

County Manager Poe stated during Caucus they had a presentation made by Chief Superior Court Judge Matthews regarding an intensive substance abuse program that he has recommended to be initiated in Floyd County using what is known as Drug Abuse Treatment and Education (DATE) funds. He stated this would be a treatment program for convicted felons, and part of their probation requirements. He stated currently there are enough funds available in the DATE fund account, that it would be probably at least five years before the county would have to subsidize the program at all. Chairman Jennings stated as he understands it the program would be evaluated on a yearly basis so they can determine whether in fact it is working, if recidivism is going down, and the extent to which these persons are helped.

Commissioner Whitefield made a MOTION to approve the request for use of Drug Abuse Treatment and Education (DATE) Funds. SECOND by Commissioner Mayes. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

ATTORNEY'S REPORT:

4/5 VOTE REQUIRED:

County Attorney Manning recommended the Commission add to the agenda a lease agreement that has been presented concerning a facility to house the personnel involved in the Matrix Program.

Commissioner Lumsden made a MOTION to put this item on the agenda. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

**1. LEASE AGREEMENT FOR DRUG ABUSE TREATMENT
AND EDUCATION (DATE) PROGRAM:**

County Attorney Manning stated that he recommended that the Commission consider a motion that would authorize the Chairman to execute the lease that is before them regarding office space for the new Floyd County Matrix Program, and authorize the Chairman to execute that lease in substantially the same form as the document that is before them except for modifications approved by the county attorney for future options to re-lease the building.

Commissioner Whitefield made a MOTION to accept the County Attorney's recommendation concerning a lease for the DATE program. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Mayes
" Whitefield
Chairman Jennings

Motion Carried

ADJOURNMENT:

There being no further business to come before the Board, MOTION was made by Commissioner Mayes, SECOND by Commissioner Fricks, 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