

take this property from somebody else if they were going to make some money for themselves establishing a town, and they did not care who they hurt doing that. She stated Rome has continued that same way, taking the money from all of the citizens of this county to benefit the few in downtown Rome. She stated people all over this county need to make some money. They need a little control over their property and where they are going to put their business. She stated Rome operates the way now that it started out with the county's assistance, and three of the Commissioners are supposed to represent the unincorporated area of this county. She stated you are not doing what you are supposed to do, because you would have that southwest by-pass and other things needed in the county if you had done your job. She stated three is a majority, and you could do it if you wanted to. She stated all of you are supposed to abide by the law. She stated it was a crime to bring economic development into Rome, and for them to assist in that crime of bringing economic development to Rome in the last twenty years, when they knew twenty years ago that Rome could not handle the sewage it already had. She stated twenty years ago, it was more than that, it was already paying fines for sewage being dumped in the river, and it has still got that problem. She stated they need to stop all that development into Rome and think about other people in this county. That is why they need to move to Livingston.

She stated there is another crime that they are participating in now, this development of the West Third Street that they have gone along with. She stated it is a crime to violate graves. The county and the city have both been notified that Chief John Ross and others filed a memorial in the U.S. Senate back in 1836 that the graves of his father and child are there near where his home has already been destroyed. She stated they know the graves are there, and to violate those graves is a felony under O.C.G.A. 31-21-44c. It also goes worse than that because it is a hate crime. She stated she has grown up listening to people here in Rome say there is no good Indian but a dead Indian. It is true that the only Indian that they honor, and honor greatly in Rome, Georgia is Major Ridge who signed the death warrant for himself and others when he forged that illegally treaty to have all of the Indians driven out. She stated if they are going along further with Rome letting Mr. Doss, the hospital, or anybody else dig another shovel of dirt in land lot 244 when they know that there are graves there that can be destroyed. She stated they need to get an archeologist to find those graves, his home site, and have those restored. She stated the Commission, in the meantime, needs to move out to Livingston, part company with the City of Rome, and not follow this criminal course that Rome has taken. She stated she will bring suit because she has not seen anything to the contrary, but she urges them to do the right thing voluntarily.

**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 Fricks made a MOTION to adopt the minutes of the Regular Meeting of March 11, 2008. SECOND by Commissioner Lumsden. VOTING:

YES

NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

RESOLUTIONS:

**ADOPT RESOLUTION TO AMEND FEE SCHEDULE
BOOK TO ESTABLISH REVISED ENVIRONMENTAL
PERMITTING FEES FOR THE FLOYD COUNTY HEALTH
DEPARTMENT:**

Commissioner Lumsden made a MOTION to Adopt the Resolution to Amend the Fee Schedule Book to Establish Revised Environmental Permitting Fees for the Floyd County Health Department, effective April 1, 2008. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

**SECOND READINGS/PUBLIC HEARINGS:
(FIRST READINGS HELD MARCH 11, 2008)**

Chairman Jennings reviewed the procedures for Public Hearings.

- 1. FILE #31-2008Z, REQUEST REZONING FROM S-R (SUBURBAN RESIDENTIAL) TO A-R (AGRICULTURE RESIDENTIAL) FOR CONTINUED AGRICULTURE USE ON PROPERTY LOCATED AT 2416 TURKEY MOUNTAIN ROAD. ZONING MAP L09 – PARCEL 048A. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 6-0]):**

Chairman Jennings called for a motion. Commissioner Lumsden made a MOTION to open the Public Hearing. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings asked Ms. Sue Hiller, Planning Department Director, to give a brief overview of the request. Ms. Hiller stated to the north of the subject property is land that is zoned A-R (Agricultural Residential), and to the south, east and west is land that is zoned S-R (Suburban Residential). She stated to the south it is a little more subdivided and more suburban residential than it is agricultural, although both uses are present in this general area. She stated Turkey Mountain Road is classified as an arterial. The other access to the property could be from Bells Ferry Road, which is a local road. She stated part of the property is developed with some pole barns. There is also some pasture area, and part of the land is in wood right now. She stated this is an area where there is water service, but no sewer. It is not located within a flood plain according to their maps. She stated there is a wetland that encroaches very slightly into the property, but there are no wetlands that are entirely on the property. Agricultural use would be compatible with other uses in this area, and also with the rural residential uses there. She stated it would not be likely to adversely impact other properties, because they are basically being used for agricultural as well. Agricultural uses typically have a limited need for sewer, so the fact that there is not sanitary sewer in this area would not likely be an issue for that. She stated if they look at future land use maps, in 1993 this was shown as agricultural or timberland, 1998 shows suburban residential use, and the 2008 future land use map indicates rural uses for the properties so those would all support the rezoning request as well.

Chairman Jennings asked if there is anyone who wishes to speak in favor or opposition of this rezoning request. Seeing none, Commissioner Lumsden made a MOTION to close the Public Hearing. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Commissioner Whitefield made a MOTION to approve the rezoning request from S-R (Suburban Residential) to A-R (Agricultural Residential). SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

2. FILE #32-2008Z, REQUEST REZONING FROM O-I (OFFICE INSTITUTIONAL) TO C-C (COMMUNITY COMMERCIAL) FOR MARKETING OF PROPERTY LOCATED AT 1246 CARTERSVILLE HIGHWAY. ZONING MAP K15Z – PARCEL 005. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 5-1]):

Chairman Jennings called for a motion. Commissioner Fricks made a MOTION to open the Public Hearing. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings asked Ms. Sue Hiller, Planning Department Director, to give a brief overview of the request. Ms. Hiller stated there is O-I zoning in the area, S-R zoning to the north and south, some community commercial zoning to the east, and beyond the O-I some heavy commercial zoning to the west. She stated to the north is suburban residential, and it is mostly wooded undeveloped land. To the south, the lots are developed with single-family dwellings. To the east is wooded undeveloped land, and to the west is undeveloped land as well. She stated there is a structure on the property, which was listed in the tax records as being possibly residential, but she thinks it has been used as a church, and maybe for some other things in the past. She stated the 1993, 1998, and 2000 future land use maps indicate residential uses for this property. However, recent rezonings in this area have created a mixed corridor with a lot of commercial land, even though much of that is not developed at this time. She stated no use was proposed, and no site plan was submitted. Therefore, it is difficult to evaluate whether what is being proposed would be appropriate, especially with those residential properties to the south. This is an area that has services, but utilities are lacking. She stated adequate buffers and setbacks would be helpful.

Eric Roden, 18 Devonshire Drive, stated the first thing he has is a question regarding the map. He stated the property directly to the west is indicated as O-I. However, the latest land use map that he has from County Manager Poe's office has it as H-C, and there was some discrepancy about that at the Planning Commission. He stated they said they were going to find out for sure if it that is O-I, or H-C, and he does not know if anyone has addressed that. Ms. Hiller stated they show that on their map as being O-I. Mr. Roden stated the land has been used as a church in the past. He stated with the development of that corridor they are requesting the rezoning, so that when they go to sell it or use it, it just expands what they are able to do with the property. He stated Ms. Hiller addressed the utilities issue. He stated the only utility that is lacking in that area is the sewer, and having spoken with the DOT and the County Public Works Department. He stated they have told them that as development grows out that way they will probably go ahead and expand the sewer past where they are putting in the new by-pass. He stated the houses that are just south of that property, as far as development goes if that is a concern, the ramp coming in from the south on the new by-pass is going to take the corner of their property. He stated so as far as development goes it is probably not going to be a big deal if there is some sort of commercial business in their backyard considering, what is going to be done to the area in the next two years anyway. He stated looking at their land, and the land next to it, they are the only individuals with access to Highway 411.

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

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Commissioner Fricks made a MOTION to approve the rezoning request as recommended by the Planning Commission. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

3. FILE #33-2008Z, REQUEST REZONING FROM D-R (DUPLEX RESIDENTIAL) TO C-C (COMMUNITY COMMERCIAL) FOR MARKETING OF PROPERTY LOCATED AT LOVELL STREET. ZONING MAP J11Y – PARCEL 146. (PLANNING COMMISSION RECOMMENDATION: APPROVE WITH CONDITION THAT THE SIDE SETBACK BE 20 FEET WITH A VEGETATIVE SCREEN. [VOTE: 6-0]):

Chairman Jennings called for a motion. Commissioner Lumsden made a MOTION to open the Public Hearing. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings asked Ms. Sue Hiller, Planning Department Director, to give a brief overview of the request. Ms. Hiller stated the subject property is currently zoned D-R (Duplex Residential) but undeveloped. She stated it is under common ownership with the parcels to the immediate left, to the west, that are zoned S-R (Suburban Residential), and are in the corridor along Martha Berry Highway. She stated to the north is wooded land zoned suburban residential. To the south is single-family dwelling, some commercial uses further to the west, along with wooded community commercial, and to the east are duplex dwellings. She stated the duplexes to the east are of various designs along the road. The 1993, 1998, and 2008 land use maps all show this as residential property. However, it is adjacent the commercial corridor, and it does represent a further encroachment of that commercial use, commercial potential, into a multi-family residential neighborhood. She stated they did not get a site plan for this, so they do not know what is being proposed for this site. It was listed as a speculative rezoning. She stated it does come to the Board with a recommendation from the Planning Commission that the request to rezone, if approved, be conditioned with a side setback of 20 feet and a vegetative screen on that side setback that is adjacent the duplex there. She stated with speculative rezonings, when they do not know what kind of buffer is being proposed, conditioning the rezoning on a provision of that buffer means that they cannot come back and asked to reduce it down to zero. This would provide some protection to the residential structures there.

Commissioner Whitefield stated he does not believe there is currently a curb cut from Highway 27 into the property that is currently zoned C-C, so entry into that property would have to be off Lovell Street. He asked Ms. Hiller is that correct. Ms. Hiller stated if that is the case that there is not a curb cut, and they cannot get a curb

cut, they would have to enter off the side street. She stated if they refer to the future land use map, it is likely that any curb cut would be close to Martha Berry Highway, where the use across the street and the zoning across the street, actually is commercial at this point.

Chairman Jennings asked if there is anyone who wishes to speak in favor or opposition of this rezoning request. Seeing none, Commissioner Fricks made a MOTION to close the Public Hearing. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings called for a motion. Commissioner Lumsden made a MOTION to approve the rezoning with the condition that the side setback be 20 feet with a vegetative screen. SECOND by Commissioner Fricks.

Discussion: Commissioner Whitefield asked Ms. Hiller is there any danger of this piece being rezoned, since it is an individual parcel development. He asked does that all need to be registered as one plat because this is the same owner, correct. Ms. Hiller stated it is the same owner. She stated that is a condition that the Board can place on it, that it be developed with those adjacent properties. She stated that may address the concern about the commercial traffic coming into this residential area. Commissioner Whitefield stated if that is all one piece, there is greater potential with an entry from Highway 27 versus Lovell Street.

Commissioner Whitefield made a MOTION to Amend the Motion on the table to require that any development of that lot must be performed jointly and in conjunction with the property adjacent and on the corner of US 27 and Lovell Street. SECOND by Chairman Jennings. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings called for a vote on the original Motion as Amended.
VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

- 4. FILE #37-2008Z, REQUEST REZONING FROM L-I (LIGHT INDUSTRIAL) TO O-I (OFFICE INSTITUTIONAL) TO CONSTRUCT CHURCH ON PROPERTY LOCATED AT 2567 CEDARTOWN HIGHWAY. ZONING MAP I16X – PARCEL 075 (PART OF). (PLANNING COMMISSION RECOMMENDATION: APPROVE WITH CONDITION THAT THE LOT BE SUBDIVIDED AND RECORDED. [VOTE: 6-0]):**

Chairman Jennings called for a motion. Commissioner Whitefield made a MOTION to open the Public Hearing. SECOND by Commissioner Lumsden.
VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings asked Ms. Sue Hiller, Planning Department Director, to give a brief overview of the request. Ms. Hiller stated this particular property was rezoned from O-I (Office Institutional) to L-I (Light Industrial) in January 2007. The current request would allow it to be used as a church. She stated O-I zoning is the most appropriate for a church, because it combines the least setbacks with the ability to have such things as parking lots, signage, and so on. To the south is also zoned light industrial. To the north it is wooded land zoned light industrial. To the east is wooded land. Across the street from the subject property to the west is a church. She stated this is a very mixed-use area. There is S-R (Suburban Residential) zoning, some heavy commercial, some light industrial, and some office institutional developed as churches. She stated the things that O-I and L-I have in common is that they are typically uses that happen only at certain times of the week. L-I tends to be a five-day a week use, whereas the O-I tends to be on the weekends, so they tend to coexist fairly peacefully.

She stated this is an area where water is available, all of their services are available, and Cedartown Highway is classified as an arterial. She stated the only condition that the Planning Commission put on this rezoning request in their recommendation to the Board that a plat be submitted for approval and then recorded showing that lot line.

Chairman Jennings asked if there is anyone who wishes to speak in favor or opposition of this rezoning request. Seeing none, Commissioner Lumsden made a MOTION to close the Public Hearing. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Commissioner Whitefield made a MOTION to approve the rezoning request with the condition that the lot be subdivided and a plat recorded, as recommended by the Planning Commission. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

ULDC REVISIONS:

1. REVISE OR DELETE ARTICLE 7.4 CONCERNING ELECTION OF BOARD OF ADJUSTMENTS CHAIRPERSON. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 6-0]):

Chairman Jennings called for a motion. Commissioner Whitefield made a MOTION to open the Public Hearing. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks

" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings asked Ms. Sue Hiller, Planning Department Director, to give a brief overview of the revision. Ms. Hiller stated in the ULDC in Article 7 it addresses the proceedings and the naming of people to the Planning Commission and the Board of Adjustment. She stated in the section for the Board of Adjustment where it talks about how the Chair and Vice Chair will be chosen for that group there is conflicting material. She stated one says that the city and the county will take turns appointing a Chair for a period of two years, but they will elect their own Vice Chair for two years. She stated after talking to the city and the county it seemed that the consensus was that they should elect their own Chair and Vice Chair, but that it should alternate between the city and the county. They have attempted to rewrite those sections of Article 7 that will accommodate that. She stated it is coming to the Board with language that says that the Chair and Vice Chair will serve for a period of two years. The Planning Commission was not comfortable with that since most people are appointed for a three-year term to the Board of Adjustment. She stated they were afraid that that might complicate things so they are recommending that they approve this, but make the terms for the Chair and Vice Chair one year rather than the two years that it says in the copy that they have.

Chairman Jennings asked if there is anyone who wishes to speak in favor or opposition of this ULDC Revision. Seeing none, Commissioner Lumsden made a MOTION to close the Public Hearing. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Commissioner Whitefield made a MOTION to approve the ULDC Revision as outlined. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

2. REVISE OR DELETE ARTICLE 2, 3, 4 AND 8 CONCERNING PERSONAL CARE HOMES. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 6-0]):

Chairman Jennings called for a motion. Commissioner Lumsden made a MOTION to open the Public Hearing. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings asked Ms. Sue Hiller, Planning Department Director, to give a brief overview of the revision. Ms. Hiller stated sometime ago they brought the Board a revision to the ULDC that would have made one fairly basic change in how they treat personal care homes. She stated under the old code a personal care home of 1 – 2 persons was allowed in residential districts as a use by right, but anything over that required a special use permit. She stated the change that was proposed was to say that a personal care home with 1 – 4 would be permitted in residential districts as a use by right, and then anything over that would require a special use permit. After they had discussed that at the Planning Commission and brought it to the Board there was some concern about whether that was entirely in keeping with the Fair Housing Act, or whether that code was in violation so the city attorney and county attorney made significant changes to what it says. She stated they did not change that basic thing that it would go from 1 – 2 to 1 – 4. She stated mainly they just made changes that would apply those same rules to other kinds of living arrangements where people other than say a traditional family live in the same dwelling structure. She stated what they have before them has been approved by the Planning Commission, and they are recommending that the Board do the same.

Deborah Malone, 4 Garrett Road, stated she has had the opportunity to speak with them before concerning the Ordinance for Personal Care Homes. She stated the original amended ordinance would have allowed four individuals to live together in a personal care home without the need for a special use permit bringing it into congruence with the State Medicaid Waiver Program, and thus making it compliant with the Fair Housing Act. She stated this was passed unanimously by the Planning Commission. When presented to the City of Rome and County Commission, the city and county attorneys felt there needed to be additional changes in order to ensure compliance with the Fair Housing Act. She stated Attorney Tommy Manning and Attorney David Smith, along with Sue Hiller have worked diligently to make these

changes. She stated once again she is asking them to pass this amendment that will allow our citizens with disabilities the opportunity to live in our neighborhoods the same as you and I do.

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

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Commissioner Whitefield made a MOTION to approve the ULDC Revision. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

CHAIRMAN'S REPORT:

Chairman Jennings stated he would like to remind the Commissioners and the community that the April 8, 2008 meeting of the Floyd County Board of Commissioners will be held at Rome High School. He stated they will meet in the cafeteria, have lunch with the students, and hold their caucus and meeting in the auditorium. They have invited civics classes to come and join them.

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 Mayes, Chairman

a. Discuss setting date for Public Hearing for possible closure of McFry Lane Railroad Crossing.

County Manager Poe stated Norfolk Southern Railroad has requested that Floyd County consider closing a railroad crossing on McFry Lane. He stated the recommendation is to hold a Public Hearing on April 22, 2008 at 6:00 p.m. to hear comments from the public regarding the possible closing of the railroad crossing on McFry Lane.

Commissioner Whitefield made a MOTION to approve the County Manager’s recommendation. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

4. Water Committee – Commissioner Fricks, Chairman

No Report.

5. Judicial Services Committee – Commissioner Jennings, Chairman

Chairman Jennings stated the next committee meeting is scheduled for Tuesday, April 1, 2008 at 9:00 a.m. He stated a consultant group will meet with the committee to discuss possibilities for consolidating technology to create some interconnectivity within the technology that exists in the courthouse.

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 four items on the Clerk’s Consent Agenda, which have been reviewed and are submitted for approval. Commissioner Lumsden made a MOTION to approve the Clerk’s Consent Agenda as presented. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

1. Tax Refunds:

- a. Bettie Porter, 3378 Lower Roswell Road, Marietta, \$7.61
- b. David & Wilma Porter, 13535 Alabama Highway 9 N, Cedar Bluff, AL, \$160.18
- c. Mary Poindexter, 483 Canard Road, \$326.10
- d. Shashidhar & Sheila Naidu, 2370 Deerfield Drive, Kennesaw, \$485.54
- e. Shashidhar & Sheila Naidu, 2370 Deerfield Drive, Kennesaw, \$447.78

- 2. Authorize release of taxes from the Tax Commissioner’s Roll totaling \$6,617.72.**
- 3. Adopt Resolution to Amend Fee Schedule Book regarding Landfill Disposal Fees.**
- 4. Adopt Resolution to Amend Fee Schedule Book regarding Water Rate Schedule.**

MANAGER’S REPORT:

1. AUTHORIZE LETTER OF SUPPORT FOR ACTION MINISTRIES FOR DCA GRANT:

County Manager Poe stated they have a request from Action Ministries asking the county to support a DCA grant. He stated we have supported their request for the last several years. He stated they provide transitional housing and supportive services for homeless families in the community. He recommended that the Chairman be authorized to sign and submit a letter of support to DCA supporting Action Ministries grant request.

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

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

2. AWARD OF BIDS FOR FLOYD COUNTY JAIL:

a. Portable Fingerprint System

County Manager Poe stated this item was approved in the 2008 Sheriff's budget. He stated bids were received from three companies. The recommendation is to accept the low bid of \$11,020.00 from Comnitex. He stated their bid was for \$10,600.00 for the system, \$420.00 for the case, and that is within the amount of money they budgeted for that system.

Commissioner Whitefield made a MOTION to approve the purchase of the portable fingerprint system for the Floyd County Jail as recommended. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

b. Security Fencing for Floyd County Jail.

County Manager Poe stated sealed bids were received for security fencing for the Floyd County Jail. He stated the recommendation from the Jail Administrator is to accept the bid from Security Wholesale Fence in the amount of \$29,557.00. He stated the other bid, from Maulding & Cook Fence Company, did not meet specifications nor did they submit all the required documentation. He stated the bid from Security Wholesale Fence, is within the amount of money they budgeted for 2008.

Commissioner Lumsden made a MOTION to accept the Manager's recommendation concerning security fencing at Floyd County Jail. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

3. AUTHORIZE EXECUTION OF WORK AUTHORIZATION NUMBER 13 FROM LPA GROUP FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO REPLACING ELECTRICAL VAULT AND TAXIWAY "A" LIGHTING AT RICHARD B. RUSSELL AIRPORT:

4. AUTHORIZE EXECUTION OF WORK AUTHORIZATION NUMBER 14 FROM LPA GROUP FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO RUNWAY 1 HOLD APRON AND INSTALL NEW FAA TAXIWAY MARKINGS AT RICHARD B. RUSSELL AIRPORT:

County Manager Poe stated he will present items #3 and #4 together. He stated they are submitting two work authorizations for LPA Group to provide professional engineering services for two separate projects at the airport. He stated item #3 is for the Electrical Vault and Taxiway "A" Lighting Rehabilitation. He stated the engineering fees will be \$43,812.00. He stated item #4 is for the design and bidding for the Hold Apron on Runway 1 and Enhance Taxiway Markings. The engineering costs will be \$31,696.00. He stated both of these projects will be submitted to the FAA for funding, and if approved it will cover ninety-five percent of the cost including reimbursement of the engineering fees.

Commissioner Lumsden made a MOTION to authorize execution of Work Authorizations Number 13 and Number 14 as presented. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

5. DISCUSS THE POSSIBILITY OF FLOYD COUNTY PARTICIPATING IN THE COMMUNITY HOME INVESTMENT PROGRAM (CHIP):

County Manager Poe stated they have a recommendation for the county to consider participating in the Community Home Investment Program (CHIP). He stated this program has been administered by the city for several years. The county is eligible for up to \$300,000.00 in funding, which helps provide down payment assistance to low income citizens. He stated the county's responsibility would be from a financial standpoint. They would have to account for all expenditures, and they would also have to be willing to float down payments of up to \$7,600.00 for up to 30-45 days and up to seven of these down payment assistants per year. He stated this would basically be rolled into a countywide program, and the City of Rome would continue to administer it. All of the applications, handling the closings on the down payment and the loan would be done through city staff, but the funds would flow through Floyd County. He recommended that the county participate in the CHIP program, and that would start with the county actually applying to the State of Georgia for the \$300,000.00.

Commissioner Fricks made a MOTION to approve the Manager's recommendation and authorize the execution of the documents associated with the program. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

6. DISCUSS HIGHWAY 411 OVERLAY ZONE AND FRONTAGE ROADS:

County Manager Poe stated they had some discussion during Caucus related to these two issues. He sated additional public hearings will be held related to the acquisition of the property for frontage roads. He stated they plan to set up public hearings with all of the landowners that are going to be impacted, and they are going to try to do that in the month of April. He stated they are continuing to revise the original draft of the Overlay Zone. There have been some significant revisions made to the original draft that was submitted for the first public hearing. He stated staff will continue to work on that, and they will resubmit it for another public hearing some time in May. He stated the revised document would be submitted to the Planning Commission for consideration, and then submitted to the County Commission for

consideration. He stated there is still a lot of work to be done. They have been taking under advisement a lot of the comments that they have already received from the first public hearing and subsequent contact they have had with landowners. He stated again, they will notify all of the landowners, and let everyone else know through the media when the public hearings will be scheduled.

Chairman Jennings stated any individual landowners who would like to meet with the County Manager to specifically address their issues related to their property they are open to do that. He stated he has already scheduled some of those, and the draft documents are also available if anyone here would like to see the drafts. County Manager Poe stated they have two documents right now that are basically just position statements on how the county plans to move forward with the frontage road issue as well as the overlay zone. He stated if anyone wishes to get a copy of those two position papers, they will be available after the meeting. He stated anybody who would like to sit down and have further discussion can contact his office to set up a meeting. He stated he has some preliminary engineering plans related to the frontage road projects. He stated the draft of the overlay zone document would be made available through the Planning Commission. Chairman Jennings stated they want the communities input. He stated when you look at these documents please know that they are drafts so they are certainly open to change.

7. APPROVE CONTRACT WITH R.J. GRIFFIN FOR CONSTRUCTION OF THE TOWN GREEN PROJECT: (2006 SPLOST)

No action.

8. DISCUSS PROPOSAL TO ALTER THE SCOPE OF WORK FOR THE COURTHOUSE PARKING SPLOST (2006) PROJECT:

No action.

9. AUTHORIZE SURPLUS AND TRANSFER OF 1999 DODGE RAM TRUCK (VIN# 3B7HC167OXM590916) TO FLOYD COUNTY HEALTH DEPARTMENT:

County Manager Poe stated they have a request to surplus and transfer a 1999 Dodge Ram truck to the Floyd County Health Department. He stated all the Health Department vehicles are titled in Floyd County's name. The Health Department is going to be replacing that vehicle and they are requesting that the title be transferred to the Health Department so they can use it as a trade in for the new vehicle that they are going to purchase. He stated when the new vehicle is purchased it will be titled back to Floyd County.

Commissioner Whitefield made a MOTION to approve the request authorize the surplus and transfer of a 1999 Dodge truck to the Floyd County Health Department. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

10. DISCUSS AWARD OF CONTRACT FOR A NEW DOCUMENT MANAGEMENT SYSTEM:

County Manager Poe stated they have allocated funding for both Probate Court and the Tax Assessor's Office to purchase document management system equipment. He stated a committee was formed to look at the equipment that they would purchase to make sure that whatever system is purchased is something that could grow as they add additional departments. He stated they sent out a request for proposals, and responses to those proposals were thoroughly reviewed. The committee made site visits to several different local governments that are currently using the document management systems. He stated they had budgeted \$70,000.00 in the FY2008 Budget, between the two departments, to acquire the equipment to begin the document management system. He recommended the bid be awarded to IKON as recommended by the committee. He stated the software for Probate Court and the Tax Assessor's will total \$63,507.00, annual maintenance will be \$5,904.00, for a total of \$69,411.00.

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

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

ATTORNEY'S REPORT:

- 1. APPROVE AND AUTHORIZE EXECUTION OF AMENDED AGREEMENT BETWEEN FLOYD COUNTY, THE CITY OF ROME, THE ROME-FLOYD COUNTY DEVELOPMENT AUTHORITY AND BATTEY DOWNTOWN, LLC REGARDING**

PARKING DECK PROJECT (2006 SPLOST):

County Attorney Manning stated they have before them a Resolution to authorize the execution of an agreement in final form with Battey Downtown Development, LLC. the Rome-Floyd County Development Authority and the City of Rome. He stated the Resolution also authorizes the county to convey to the Development Authority several tracts of property located near The Forum to be used for the construction of the parking deck that is contemplated to go next to the Town Green.

Commissioner Lumsden made a MOTION to Approve and Authorize the Execution of the Amended Agreement between Floyd County, City of Rome, Rome-Floyd County Development Authority, and Battey Downtown, LLC. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Fricks
" Lumsden
" Whitefield
Chairman Jennings

Motion Carried

Chairman Jennings stated they are holding a Called Meeting to address the bonds for that parking deck project. He stated the reason they cannot do that tonight is they do not have a firm figure on the interest rate. He stated they are going to hold that Called Meeting, because they want the media to be present, at 7:00 a.m. Thursday, March 27, 2008.

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
" Whitefield
Chairman Jennings

Motion Carried

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

JERRY JENNINGS, CHAIRMAN