

April 8, 2008

## **MEETING HELD AT ROME HIGH SCHOOL AUDITORIUM**

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

## OTHERS

**PRESENT:** County Attorney Virginia Harman, County Clerk Kathy Arp, County Manager Kevin Poe, and Assistant County Manager Blaine Williams.

**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 Lumsden.

## ADOPTION OF

## MINUTES:

Chairman Jennings asked if the minutes were in order. County Attorney Virginia Harman 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 15, 2008 and Called Meeting of March 27, 2008. SECOND by Commissioner Lumsden. VOTING:

## Commissioner Fricks

" Lumsden

" Mayes

" Whitefield

Chairman Jennings

## Motion Carried

## PROCLAMATIONS:

Commissioner Whitefield presented a Proclamation to Northwest Georgia Parkinson Disease Association President James Trussell proclaiming the month of April 2008 as Parkinson Disease Awareness Month.

## PROCLAMATION/RESOLUTION

Commissioner Mayes presented a Proclamation to Beth Dabbs, Victim Witness Assistance Program Director, and Administrative Assistant Kelly Burnes, proclaiming the week of April 13 – 19, 2008 as National Crime Victims' Rights Week.  
(Proclamation/Resolution Book, Page 116)

Commissioner Fricks presented a Proclamation proclaiming the week of April 13 – 19, 2008 as Animal Control Officers Week. Shelter Manager Jason Broome, Field Supervisor John Satterfield, Office Manager April Burns and Animal Control Director Scotty Hancock were present to accept the Proclamation.

(Proclamation/Resolution Book, Page 117)

Commissioner Lumsden presented a Proclamation proclaiming the week of April 13 – 19, 2008 as National Telecommunicator's Week. Accepting the proclamation on behalf of E911 were Lt. Sherry Battle, Assistant E911 Director Cynthia Cooper and E911 Director Pat Smith.

(Proclamation/Resolution Book, Page 118)

Chairman Jennings presented a Proclamation to Floyd County Prison proclaiming May 1, 2008 as Correctional Officers Appreciation Day. Officers present to accept the Proclamation were Deputy Wardens David Jackson, Terry Maynard, Michael Long, Officers Carla Perkins, James Sutherland, Wilburn Jenkins, Dale Huggins, Richard Worley, Robert Adams, and Nick Fortenberry along with Warden Anne Brinkley.

(Proclamation/Resolution Book, Page 119)

FOCUS ON FLOYD:

### **E911 – PAT SMITH, DIRECTOR**

E911 Director Pat Smith made a power point presentation describing an overview of the E911 operations.

### **FLOYD COUNTY PRISON – ANNE BRINKLEY, WARDEN**

Warden Brinkley made a power point presentation describing an overview of the Prison operations.

### **PUBLIC WORKS DEPARTMENT – MICHAEL SKEEN, DIRECTOR**

Public Works Director Michael Skeen made a power point presentation describing an overview of the Public Works operations.

Chairman Jennings expressed thanks to each of these departments on behalf of the Board for the work they do for the betterment of Floyd County.

RESOLUTIONS:

**ADOPT JOINT RESOLUTION OF THE  
CITY OF CAVE SPRING, THE CITY OF ROME  
AND FLOYD COUNTY, GEORGIA TO ADOPT  
FLOYD COUNTY COMPREHENSIVE PLAN  
(OCTOBER 2007):**

Commissioner Mayes made a MOTION to Adopt the Joint Resolution of the City of Cave Spring, the City of Rome and Floyd County, Georgia to adopt the Floyd County Comprehensive Plan (October 2007) as presented. SECOND by Commissioner Whitefield. VOTING:

YES                    NO

Commissioner Fricks

"            Lumsden  
"            Mayes

"            Whitefield  
Chairman Jennings

Motion Carried

**ADOPT RESOLUTION TO AMEND THE  
FLOYD COUNTY CODE TO CORRECT  
TYPOGRAPHICAL ERRORS CONTAINED  
IN RESOLUTIONS PREVIOUSLY PASSED:**

Commissioner Lumsden made a MOTION to adopt the Resolution to Amend the Floyd County Code to Correct Typographical Errors Contained in Resolutions Previously Passed. SECOND by Commissioner Fricks. VOTING:

YES                    NO

Commissioner Fricks

"            Lumsden  
"            Mayes

"            Whitefield  
Chairman Jennings

Motion Carried

**ADOPT RESOLUTION TO APPROVE,  
AUTHORIZE AND PROVIDE FOR THE  
CHANGE IN SCOPE OF THE HISTORIC  
COURTHOUSE PARKING DECK (2006 SPLOST):**

Defer

ADOPT INTERGOVERNMENTAL AGREEMENT  
RESOLUTION AND AUTHORIZE EXECUTION OF  
INTERGOVERNMENTAL AGREEMENT BETWEEN  
FLOYD COUNTY AND THE CITY OF ROME  
**RELATED TO THE FORUM PARKING DECK PROJECT:**

Commissioner Whitefield made a MOTION to adopt the Resolution and Authorize Execution of documents as presented. SECOND by Commissioner Mayes.

**Discussion:** Commissioner Fricks asked if the Agreement addressed the intent of net revenues being used to offset the cost of operation of the deck. County Attorney Harman stated she believed this is addressed in Section 4.3 of the Agreement. VOTING:

YES                    NO

Commissioner Fricks

"                    Lumsden  
"                    Mayes

                          "                    Whitefield  
Chairman Jennings

*Motion Carried*

CHAIRMAN'S REPORT:

DISCUSS PARTICIPATION IN  
**GO FISH GEORGIA PROGRAM:**

Chairman Jennings made a MOTION to authorize the Chairman to write a letter of commitment regarding the county's participation in the Go Fish Georgia Program. 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 Mayes, Chairman**

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

Commissioner Mayes reminded everyone that the Public Hearing regarding possible closure of McFry Lane Railroad Crossing would be held during the next Board of Commissioners meeting, which will be on April 22, 2008 at 6:00 p.m. in the Community Room, located on the second floor of the Administration Building, 12 East Fourth Avenue.

**4. Water Committee – Commissioner Fricks, Chairman**

No Report.

**5. Judicial Services Committee – Commissioner Jennings, Chairman**

**a. DISCUSS HIRING STEVE HAGAN WITH NORTH HIGHLAND, TO FACILITATE WORKSHOP REGARDING TECHNOLOGY IMPROVEMENTS FOR THE COUNTY'S CRIMINAL JUSTICE INFORMATION SYSTEM.**

Chairman Jennings made a MOTION to accept the proposal from North Highland to facilitate workshops at a cost not to exceed \$25,000. County Manager Poe stated the funds would come from the Professional Services Line Item. SECOND by Commissioner Lumsden. VOTING:

YES                    NO

Commissioner Fricks

"                    Lumsden  
"                    Mayes

                          "                    Whitefield  
Chairman Jennings

Motion Carried

**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 two items on the Clerk's Consent Agenda, which have been reviewed and are submitted for approval. Commissioner Mayes made a MOTION to approve the Clerk's Consent Agenda as presented. SECOND by Commissioner Whitefield.

## Commissioner Fricks

" Lumsden  
" Mayes

" Whitefield

Chairman Jennings

### Motion Carried

1. Tax Refunds:
  - a. Suzanne Mauney, 6 London Lane, \$ 3.00
  - b. Donald C Garrett, 1315 Booze Mountain Road, Lindale, \$ 1.17
  - c. Leamon Roy Scott, 310 East 3<sup>rd</sup> Avenue, \$ 1.00
  - d. Sue Weems Mann, 214 East 9<sup>th</sup> Street, \$ 1.00
  - e. Village Investment Corporation, 134 Silver Avenue, \$ 288.77
  - f. Bryan Storey, 100 Colonial Drive, \$ 3.19
  - g. Spector Tullis Properties, 2400 Garden Lakes Blvd., \$ .54
  - h. Paul & Vicki Patterson, 5 Ellawood Drive, \$ 12.00
  - i. James O Hitchcock, 310 Turner Chapel Road, \$ 77.66
  - j. Shane Cowan, 36 Mountain Chase Road, \$ 122.05
  - k. Alan & Debbie Spence, 137 Nelson Blvd., \$ 2.21
  - l. Adele H Shepherd, 720 Buff Drive, Atlanta, \$ 10.72
  - m. Brenda Shedd, 10 Plymouth Road, \$ 7.26
  - n. Hershel & Cirrece Sullins, 917 Moran Lake Road, \$ 14.15
  - o. W W Pierce, PO Box 362, Cave Spring, \$ 116.53
  - p. Richard & Julie Ruth, 77 Lull Road, NE, \$ 42.25
  - q. Garry & Jean Stowe, 83 Dempsey Road, \$ 26.32
  - r. June & Lamar Sampson, PO Box 576, Coosa, \$ 57.71
  - s. David & Janice Smith, 506 Morris Road, Aragon, \$ 565.16
  - t. Elmer Artrell Rogers, 22 Pierce Hill Road, \$ 42.57

- u. John Robert & Trace R Noland, 7 Stratford Street, \$ 141.87
- v. Dorothy Stansell, 865 Turner Bend Road, \$ 33.34
- w. Jerry Sprayberry & Erica Mealor, 3 Fairhaven Drive, \$ 170.93
- x. Charles Howell, 26 Chalcrest Way, Cave Spring, \$ 350.31
- y. Paul C Sewell & John I Sewell, 3824 Cave Spring Road, \$ 774.90
- z. Gary & Denise Tillman, PO Box 1028, \$ 101.14
- aa. Richard G. Roberson, 1655 Bailey Road, Aragon, \$ 724.11
- bb. Patricia Smathers, 12 Boulder Drive, \$.97
- cc. Lisa C & Michael Smith, 368 Reece Van Road, \$ 72.34
- dd. Carlton Zack Walker, 60 East Drive, \$ 77.07
- ee. Rebecca Marosy, PO Box 766, Decatur, \$ 345.25
- ff. Lee He Pendley, 123 Sequoia Drive, \$ 377.38
- gg. Kathy Ann Bowen, 233 Farmersville Road, Summerville, \$ 27.67
- hh. Austin & Gail Williams, 18 McCord Drive, \$ 151.39
- ii. Frederick Doyle Woodruff, 204 Mimosa Drive, \$ 19.30
- jj. Windler Investments Company, 2400 Garden Lakes Blvd., \$ 12.76
- kk. James & Linda Thompson, 12 Turnbull Drive, \$ 55.06
- ll. David E Price, 106 Etowah Drive, \$ 24.08
- mm. Orlando L Nichols, 5 Pineway Drive, \$ 34.04
- nn. Laura G. Whitton, 511 Chateau Drive Z-1, \$ 57.59
- oo. Marsha Welch, 18 Turnbull Drive, \$ 20.76
- pp. Michael & Kathy Wilson, 16 Townview Road, \$ 16.06
- qq. Arlie Warren, 45 West Drive, \$ 67.20
- rr. Chandler Taylor & Cheryl Herring, 6 Van Tassel Drive, Lindale, \$ 36.86
- ss. Sharon B Shuman (Gowan), 112 Fincher Street, Cave Spring, \$ 40.13
- tt. Ailene J Wilson, 1690 Old Rockmart Road, SE, Silver Creek, \$ 38.50
- uu. George & Edna Kemp, 4975 Rainbow Drive, Rainbow City, AL, \$ 594.55

2. Malt Beverage Application, Bennett D. Phillips, RPNLLC dba Piggly Wiggly 451, 3880 Martha Berry Highway. (Ownership Change – Beer & Wine).

**MANAGER'S REPORT:**

1. APPROVE CONTRACT WITH R. J. GRIFFIN  
FOR CONSTRUCTION OF THE TOWN GREEN  
PROJECT (2006 SPLOST). DEFERRED MARCH 25, 2008

County Manager Poe stated the first item of work on the project will be the removal of the old rock culvert and relocation of the storm drain. Mr. Poe stated that the project exceeds the anticipated cost. However, the city will be obligated for any cost overruns since it is a city SPLOST Project and the culvert is a city infrastructure issue. He further stated that the contract will set a Guaranteed Maximum Price (GMP) for the project.

Commissioner Whitefield made a MOTION to approve the contract with R. J. Griffin. SECOND by Commissioner Lumsden. VOTING:

YES                    NO

Commissioner Fricks

" Lumsden  
" Mayes

" Whitefield  
Chairman Jennings

Motion Carried

**2. AWARD OF BIDS FOR PAINTING DOG KENNEL AT ANIMAL CONTROL**

County Manager Poe stated two bids were received for this project and the recommendation is to accept the low bid of \$8,763.00 from Tanner Paint, Inc.

Commissioner Lumsden made a MOTION to approve the bid for painting the dog kennel at Animal Control as recommended. SECOND by Commissioner Fricks. VOTING:

YES                    NO

Commissioner Fricks

" Lumsden  
" Mayes

" Whitefield  
Chairman Jennings

Motion Carried

**3. AWARD OF BID FOR PIPE FOR NEW  
PUBLIC WORKS FACILITY (2006 SPLOST  
PROJECT – WORK RELEASE CENTER):**

County Manager Poe stated bids were recently received for storm drainpipe for the new Public Works Facility, which is a part of the 2006 SPLOST Work Release Center Project. He stated the recommendation is to accept the bid from Ferguson Waterworks in the amount of \$21,761.40.

Commissioner Mayes made a MOTION to accept the recommendation for award of bid to Ferguson Waterworks in the amount of \$21,761.04. SECOND by Commissioner Whitefield. VOTING:

YES                    NO

Commissioner Fricks

" Lumsden  
" Mayes

" Whitefield

Chairman Jennings

Motion Carried

4. AWARD OF BID FOR SOUTHWEST ROME  
BYPASS WATERLINE RELOCATION  
**(DOT PROJECT #NH-012-1(86)LP):**

County Manager Poe stated bids were recently received for this project and the recommendation is to award the bid to the low bidder, K. M. Davis Contracting Company, Inc., in the amount of \$898,130.15. Mr. Poe stated funding for this project will come from the renewal and extension line item in the Water Department budget and that the DOT will pay 80% of the cost of this project.

Commissioner Lumsden made a MOTION to accept the recommendation to award the bid to K. M. Davis Contracting Company, Inc., in the amount of \$898,130.15. SECOND by Commissioner Fricks. 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 Mayes, 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