

March 10, 2009

**REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
March 10, 2009 2:00 P.M.**

PRESENT: Chairman John Mayes, Commissioners Irwin Bagwell, Garry Fricks, Eddie Lumsden and Chad Whitefield.

OTHERS

PRESENT: County Attorney Tommy Manning, County Clerk Kathy Arp, County Manager Kevin Poe, and Assistant County Manager Blaine Williams.

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

INVOCATION: Commissioner Lumsden led the Invocation.

PLEDGE OF

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

PUBLIC PARTICIPATION:

Rome City Commissioner Bill Collins, 6 Vineland Drive, stated he is a member of the Rome-Floyd County Commission on Children and Youth (RFCCCY). He stated the RFCCCY is sponsoring a Spaghetti cook-off on March 27, 2009, 5:00 until 8:00 p.m. at the Rome Civic Center. On behalf of the Rome City Commission, he offered a challenge to the Floyd County Commissioners to take part in the cook-off. He stated Ms. Colette Reynolds-Mosley and Coach Charles Smith are here with him today. Both of them work with the Commission on Children and Youth.

Colette Reynolds-Mosley, 452 Canard Road SE, stated she is the Clinical Supervisor for the Healthy Families Program with the Rome-Floyd County Commission on Children and Youth. She has been with the RFCCCY for ten years. She gave a brief overview of the program, and explained how they would be helping the program if they decide to participate in the Spaghetti cook-off.

Charles Smith, 3 Professional Court, stated he has worked with the RFCCCY for nine years. He is the Program Coordinator Young Fatherhood Program. He gave a brief overview of the program.

The Floyd County Commissioners gave a “thumbs up” to Commissioner Collins and accepted the Spaghetti Cook-off Challenge from the Rome City Commission.

ADOPTION OF

MINUTES:

Chairman Mayes asked County Attorney Tommy Manning if the minutes were in order. Mr. Manning stated the minutes had been reviewed and were in order. Commissioner Whitefield made a MOTION to adopt the minutes of the Regular Meeting of February 24, 2009. SECOND by Commissioner Lumsden. VOTING:

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

PROCLAMATIONS:

CHILD ABUSE PREVENTION MONTH:

Commissioner Lumsden presented Ms. Beth Dabbs, Victim Witness Assistance Program Director, with a Proclamation recognizing April as Child Abuse Prevention Month. Mr. Malcolm Smith reviewed the activities planned for the month. He thanked the Board for their recognition.

(Proclamation/Resolution Book, Page 143)

NATIONAL PROFESSIONAL SOCIAL WORK MONTH:

Commissioner Whitefield presented Denise Powers, Cancer Navigators, with a Proclamation recognizing March as National Social Work Month. She stated Cancer Navigators is accepting this Proclamation on behalf of many social workers in Floyd County. She thanked the Board for their support and recognition.

(Proclamation/Resolution Book, Page 144)

FIRST READINGS:

**(PUBLIC HEARINGS TO BE HELD
MARCH 24, 2009 AT 6:00 P.M.)**

1. FILE #31-2009SUP, REQUESTS SPECIAL USE PERMIT FOR MANUFACTURED HOME ON SUBDIVISION LOT IN SUBURBAN RESIDENTIAL (S-R) ZONING DISTRICT ON PROPERTY LOCATED ON MAYO ROAD. ZONING MAP L13X – 033B. (PLANNING COMMISSION

RECOMMENDATION: DENY [VOTE: 9-0].

- 2. FILE #32-2009SUP, REQUESTS SPECIAL USE PERMIT FOR MANUFACTURED HOMES ON TWO (2) SUBDIVISION LOTS IN SUBURBAN RESIDENTIAL (S-R) ZONING DISTRICT ON PROPERTY LOCATED ON KRAFTSMAN ROAD. ZONING MAP E14 – 035, 037. (PLANNING COMMISSION RECOMMENDATION: DENY [VOTE: 8-1]).**
- 3. FILE #35-2009SUP, REQUESTS SPECIAL USE PERMIT FOR MANUFACTURED HOMES ON TWO (2) SUBDIVISION LOTS IN SUBURBAN RESIDENTIAL (S-R) ZONING DISTRICT ON PROPERTY LOCATED ON NORTHSIDE DRIVE. ZONING MAP F13Z – 036, 037. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 9-0]).**
- 4. ORDINANCE TO AMEND FLOYD COUNTY CODE RELATED TO HOTEL/MOTEL EXCISE TAX.**

Chairman Mayes stated Public Hearings will be held Tuesday, March 24, 2009 at 6:00 p.m.

CHAIRMAN'S REPORT:

No Report.

COMMISSIONER'S REPORT:

1. **Administrative/Finance Committee – Commissioner Chad Whitefield, Chairman**
 - a. **Recommendation to move financial and utility billing systems to MUNIS ASP (Application Service Provider) system.**

Commissioner Whitefield made a MOTION to approve the recommendation to move financial and utility billing systems to MUNIS ASP (Application Service Provider) system, and to authorize execution of documents relating to any final contractual paperwork with MUNIS to make this transition. He said this system will improve efficiency and allow for online payment options for Floyd County citizens. SECOND by Commissioner Bagwell. VOTING:

Commissioner Bagwell

" Frick

" Lumsden

" Whitefield
Chairman Mayes

Motion Carried

2. Public Safety Committee – Commissioner Eddie Lumsden, Chairman

No Report.

3. Public Works Committee – Commissioner Irwin Bagwell, Chairman

No Report.

4. Water Committee – Commissioner Garry Fricks, Chairman

a. Review and Approve FY2009 Water Fund Budget.

Commissioner Fricks made a MOTION to approve the proposed FY2009 Water Fund Budget as presented. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

5. Judicial Services Committee – Commissioner Eddie Lumsden, Chairman

No Report.

6. Special Committee Reports

a. SPLOST Committee – (Fricks)

4/5 Vote Required

1. Appointment of 2009 SPLOST Committee Chairman.

Chairman Mayes made a MOTION to add this item to the agenda. SECOND by Commissioner Lumsden. VOTING:

YES NO

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

Commissioner Fricks made a MOTION to appoint Willis Potts as 2009 SPLOST Committee Chairman. SECOND by Commissioner Lumsden. VOTING:

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

b. Work Release Committee – (Lumsden and Mayes)

No Report.

c. Fire Overview Committee – (Lumsden and Whitefield)

No Report.

d. Joint Services Committee – (Mayes and Whitefield)

No Report.

e. Joint Development Oversight Committee – (Fricks and Whitefield)

No Report.

f. Special Transportation Committee – (Whitefield)

No Report.

g. Special Public Safety Committee – (Lumsden)

No Report.

CLERK'S REPORT:

Consent Agenda

County Clerk Kathy Arp stated there are six items on the Clerk's Consent Agenda, which have been reviewed and are submitted for approval.

Commissioner Lumsden made a MOTION to approve the Consent Agenda as presented. SECOND by Commissioner Bagwell. VOTING:

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield

Chairman Mayes

Motion Carried

1. Tax Refunds:

- a. GE Commercial Equipment Holding LLC, P.O. Box 3649, Danbury, CT, \$17.40
- b. Future Investors Inc & William Cromer, 205 E. 11th Street, \$25.61
- c. Phillip & Elaine Bishop, 33 Timberwood Drive SE, Silver Creek, \$26.71
- d. John D. Brown, 111 Fairview Drive SW, \$50.65
- e. Consumer Choice Construction, 996 Old Rockmart Road, Silver Creek, \$343.82
- f. Michael & Rebecca Kelley, 7 River Place, \$10.68
- g. Doyle Buffington, 15 Ladonna Place, \$2,831.59
- h. Roy Bailey Revocable Trust, 1500 Maple Avenue, \$1.08
- i. Crown Pine Timber, 702 North Temple Drive, Dibull, TX, \$707.94
- j. Sharon V. Allen, P.O. Box 23567, Macon, \$107.80
- k. Jane & David Brooks, 6 Andrea Court, \$68.61

- 2. Authorize release of Tax Bills from Tax Commissioner's Roll in the amount of \$2,046.48, as per list submitted by Tax Commissioner dated February 20, 2009.**
- 3. Authorize release of personal property tax bills from tax digest in the amount of \$23,606.17.**
- 4. Authorize Chairman to execute the FY2008 Performance Partnership Agreement between the Office of Homeland Security – Georgia Emergency Management Agency and Floyd County.**

5. Authorize Chairman to execute Letter of Support for Action Ministries' DCA grant request for funding to assist in operation of transition housing program and supportive services for homeless families.
6. Authorize execution of Statute of Limitations Waiver, Contract Amendment and Tolling Agreement related to Health Department.

MANAGER'S REPORT:

**1. AUTHORIZE EXECUTION OF HAZARD MITIGATION
GRANT (FEMA-1686-0012) GRANTEE-SUBGRANTEE
AGREEMENT FOR MASS ALERT WARNING SYSTEM:**

County Manager Poe recommended approval of the execution of a Federal Emergency Management Agency Hazard Mitigation Grant for the acquisition of a Mass Alert Warning System. More specifically the CodeRED Telephone Messaging System. He stated the total approved cost is \$28,862.00, with a federal share of \$21,647, state share \$2,886.00, and the local share of \$4,329.00. He stated the local share has been approved in the FY2009 Budget.

Commissioner Lumsden made a MOTION to authorize execution of the Hazard Mitigation Grant per the Manager's recommendation. SECOND by Commissioner Whitefield. VOTING:

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

2. AUTHORIZE EXECUTION OF COMMUNITY HOME INVESTMENT PROGRAM (CHIP) GRANT APPLICATION TO THE GEORGIA DEPARTMENT OF COMMUNITY AFFAIRS (DCA):

County Manager Poe recommended authorization for execution of a Resolution to approve execution of a Community Home Investment Program (CHIP) Grant Application to the Georgia Department of Community Affairs, in order to continue to move forward with the home investment program assistance.

Commissioner Bagwell made a MOTION to authorize execution of the paperwork necessary for the Community Home Investment Program (CHIP) Grant Application. SECOND by Commissioner Fricks.

Discussion: Commissioner Bagwell stated he believes there is no match required from Floyd County on that grant. County Manager Poe stated that it correct. He stated the program is being administered through the City of Rome Community Development Department. VOTING:

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

3. AUTHORIZE EXECUTION OF FLOYD AGAINST DRUGS GRANT APPLICATION:

County Manager Poe stated a presentation was made during Caucus by some of the Floyd Against Drugs Program board members. He stated they are requesting that the county support of a grant application to help fund that program, and agree to serve as a fiscal agent for that grant. He recommended approval of the grant application as submitted. He stated the county matching funds would be funds that have already been budgeted for FY2009.

Commissioner Lumsden made a MOTION to authorize execution of the Floyd Against Drugs Grant Application per the Manager's recommendation. SECOND by Commissioner Bagwell. VOTING:

Commissioner Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

ATTORNEY'S REPORT:

1. ADOPT RESOLUTION TO AUTHORIZE EXECUTION

**OF THIRD AVENUE (THE FORUM) PARKING DECK
MANAGEMENT AGREEMENT BETWEEN FLOYD
COUNTY, CITY OF ROME, AND DOWNTOWN
DEVELOPMENT AUTHORITY.**

Defer.

**2. ADOPT RESOLUTION TO AUTHORIZE EXECUTION OF
AMENDMENT TO INTERGOVERNMENTAL AGREEMENT
BETWEEN FLOYD COUNTY AND THE CITY OF ROME
DATED AS OF THE 8TH DAY OF APRIL, 2008.**

Defer.

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 Bagwell
" Fricks
" Lumsden
" Whitefield
Chairman Mayes

Motion Carried

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

JOHN MAYES, CHAIRMAN