

February 23, 2010

**REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
February 23, 2010 6:00 P.M.**

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

OTHERS

PRESENT: County Manager Kevin Poe, County Attorney Tommy Manning, Deputy Clerk Jaime Foster and Assistant County Manager Blaine Williams.

CALL TO

ORDER: Chairman Lumsden called the meeting to order.

INVOCATION: Commissioner Whitefield led the Invocation.

PLEDGE OF

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

ADOPTION OF

MINUTES:

Chairman Lumsden asked County Attorney Tommy Manning if the minutes were in order. Mr. 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 February 12, 2010. SECOND by Commissioner Whitefield. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

PROCLAMATIONS:

GEORGIA CENSUS WEEK, MARCH 8 – 14, 2010:

4/5 VOTE REQUIRED

Chairman Lumsden called for a motion to add this item to the agenda. Commissioner Fricks made a MOTION to add the Proclamation to the agenda. SECOND by Commissioner Bagwell. VOTING:

YES

NO

Commissioner Bagwell
" Fricks
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

County Manager Poe stated the Census Bureau is trying to encourage all citizens to participate in the Census count. It is very important to the community to get as many people counted as possible, because that results in direct federal dollars coming back to the community. He stated we are joining with all of the other communities in the state of Georgia to declare the week of March 8 – 14, 2010 as Georgia Census Week.

(Proclamation/Resolution Book, Page 156)

RESOLUTIONS:

**ADOPT RESOLUTION AUTHORIZING SUBMITTAL OF
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
APPLICATION IN THE AMOUNT OF \$500,000.00 FOR
MERCY SENIOR CARE FACILITY PROJECT:**

Chairman Lumsden called for a motion. Commissioner Bagwell made a MOTION to Adopt the Resolution Authorizing Submittal of the Community Development Block Grant (CDBG) Application in the amount of \$500,000.00 for Mercy Senior Care. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Bagwell
" Fricks
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

**ADOPT RESOLUTION FOR DECLARATION
OF OFFICIAL INTENT TO FINANCE COSTS**

**OF ECONOMIC DEVELOPMENT PROPERTIES
(ARGO AND MARTIN) (2009 SPLOST):**

County Attorney Tommy Manning stated the county did front the purchase money for the Martin property, and the down payment on the Argo property (*Highway 53 & 140 Industrial Site property*). He stated this Resolution would allow the county to be reimbursed for the money expended. In order to meet Treasury Regulation 1.150-2, this Resolution needs to be passed within a certain time frame. He stated that the Rome-Floyd County Development Authority and the Development Authority of Floyd County have passed a similar Resolution.

Commissioner Mayes made a MOTION to Adopt the Resolution for Declaration of Official Intent to Finance Costs of Economic Development Properties (Argo and Martin). SECOND by Commissioner Whitefield. VOTING:

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

Motion Carried

**FIRST READINGS:
(PUBLIC HEARING TO BE HELD
MARCH 09, 2010 AT 2:00 P.M.)**

- 1. AMENDMENT TO FLOYD COUNTY CODE
§2-18 RELATED TO WRECKER AND TOWING
SERVICE.**
- 2. AMENDMENT TO FLOYD COUNTY CODE
§2-4 RELATED TO ALCOHOLIC BEVERAGES.**

Chairman Lumsden stated Public Hearings will be held Tuesday, March 09, 2010 at 2:00 p.m.

CHAIRMAN'S REPORT:

- 1. Appointments:**
 - a. Floyd County Board of Health**

b. Floyd-Rome Urban Transportation Study Citizens Advisory Committee (FRUTS)

Commissioner Bagwell made a MOTION to appoint Jeffrey Woodard to succeed Ladye Jayne Cox Payne on the Floyd County Board of Health, for a 6-year term expiring December 31, 2015; to appoint Garry Miller to succeed James Jones on the Floyd-Rome Urban Transportation Study Citizens Advisory Committee, and David Wright to succeed Steven Turner on the Floyd-Rome Urban Transportation Study Citizens Advisory Committee (FRUTS), for 2-year terms expiring December 31, 2011. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

COMMISSIONER'S REPORT:

1. Administrative/Finance Committee – Commissioner Whitefield, Chairman

Commissioner Whitefield stated he would like to make everyone aware that the county has maintained its Aa3 bond rating. He stated they also had the sale of \$20 million of bonds. County Manager Poe stated this will be further discussed as they take action under the County Attorney's Report.

2. Public Safety Committee – Commissioner Mayes, Chairman

No Report.

3. Public Works Committee – Commissioner Bagwell, Chairman

a. Announcement concerning upcoming bike races utilizing county roads.

Commissioner Bagwell stated they have a few bike races scheduled in the county in the next few weeks and he will let Assistant Manager Williams elaborate on that. Assistant Manager Williams stated the hand cycling races are returning to Rome and Floyd County. He said this is an international group of worldclass athletes. He stated they will be racing on Friday, April 30, 2010 and Saturday, May 1, 2010. The hand cycling races will take place around the Rocky Mountain area on Friday from 10:00 a.m. until noon. He stated Fouché Gap Road and Lavender Trail will be closed a

couple of hours for that event. The race on Saturday will go around Rocky Mountain, and will be a rolling closure with traffic being permitted. He stated the other exciting event on May 1, 2010 is an Olympic Triathlon that will be held in downtown Rome. A 25-mile bike leg will take the cyclist out into the county along Blacks Bluff Road, and loop around on Horseleg Creek Road back into the city. He stated there will be no road closures necessary for that event. There will be off duty police officers hired to help manage traffic at the intersections.

4. Water Committee – Commissioner Fricks, Chairman

No Report.

5. Judicial Services Committee (CJIS) – Chairman Lumsden, Chairman

No Report.

6. Special Committee Reports

a. Fire Overview Committee

No Report.

b. Joint Services Committee

No Report.

c. Joint Development Oversight Committee

No Report.

d. Joint Solid Waste Oversight Committee

No Report.

CLERK’S REPORT:

Consent Agenda

Deputy Clerk Jaime Foster stated there are four items on the Clerk’s Consent Agenda that 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 Bagwell. VOTING:

YES

NO

Commissioner Bagwell

" Fricks
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

- 1. Release of taxes from the tax roll in the amount of \$2,246.74, per request from Tax Commissioner.**
- 2. Purge taxes for parcels J12Z-021 and J12Z-022 in the amount of \$3,240.45, per request from Tax Commissioner.**
- 3. Malt Beverage Application, Alejandro Perez d/b/a Conquista, 3989 Martha Berry Highway. Ownership Change (formerly Los Portales Mexican Restaurant) Beer.**
- 4. Authorize execution of contract documents with TUSA Consulting Services for Communications System Project. (2009 SPLOST)**

MANAGER'S REPORT:

**1. TAX SERVICE AGREEMENT BETWEEN
THE CITY OF ROME, FLOYD COUNTY
AND KEVIN PAYNE, TAX COMMISSIONER:**

County Manager Poe stated he had reviewed with the commissioners the changes that the city has submitted to the agreement. He stated the changes deal with the amount the city would pay to the county. The rate would change from \$.50 per bill to \$.55 for 2010, an increase of \$.05, and the city would increase its payment each year by five cents per year until a fee of \$1.00 is paid in 2019.

Commissioner Whitefield made a MOTION to approve the Tax Service Agreement between the City of Rome, Floyd County and Kevin Payne, Tax Commissioner as submitted. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Bagwell
" Fricks
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

ATTORNEY'S REPORT:

**1. ADOPT SPLOST BOND RESOLUTION
(2009 SPLOST):**

County Attorney Manning stated the Bond Resolution relates to the bonds that were sold today for the Martin and Argo properties. He stated that Mr. Brian Huskey with Merchant Capital and Floyd County Comptroller/Finance Director Gary Burkhalter are here and may want to speak to that. He stated the Bond Resolution is related to the SPLOST Bonds that are being issued to generate upfront money to move forward with SPLOST Projects.

Mr. Brian Huskey stated they have been working with county staff for the past couple of months gathering information. He stated last week Moody's Investment affirmed the county's Aa3 rating, which indicates strong financial management and conservative budgeting practices. He stated with that Aa3 rating they were able to market \$20 million in secure bonds. Today they are locked in at an interest rate of .86%, which is about a quarter percent below what they had been projecting for the past month or so. He stated they really got strong reception for the county from buyers, and they are predicting to close the bonds on March 10, 2010.

Commissioner Whitefield made a MOTION to Adopt the SPLOST Bond Resolution for the 2009 SPLOST as presented. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

**2. ADOPT RESOLUTION AUTHORIZING
EXECUTION OF INTERGOVERNMENTAL
AGREEMENT BETWEEN FLOYD COUNTY
AND THE CITY OF ROME REGARDING
FORUM PARKING DECK REAL ESTATE
AND CERTAIN VETERAN'S MEMORIAL
ACCESS RIGHTS:**

Defer.

OTHER BUSINESS:

Chairman Lumsden recognized Leadership Rome participants in attendance.

ADJOURNMENT:

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

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

EDDIE LUMSDEN, CHAIRMAN