

July 13, 2010

**REGULAR MEETING**  
**FLOYD COUNTY BOARD OF COMMISSIONERS**  
**July 13, 2010                      2:00 P.M.**

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

**OTHERS**

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

**ABSENT:**                      Commissioner Chad Whitefield.

**CALL TO**

**ORDER:**                      Chairman Lumsden called the meeting to order.

**INVOCATION:**              Commissioner Mayes led the Invocation.

**PLEDGE OF**

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

**PUBLIC PARTICIPATION:**

**FIRST 4.0 (Floyd-Investment-Relationship-Service-Trust)  
PROGRAM PRESENTATION:**

Kathy Sinclair, Floyd Against Drugs (FAD) Director, stated during their time together in the FIRST Program they have learned a lot. She stated they participated in several activities, including acting as County Commissioners and they conducted a mock trial.

Philip Wheeler, E911, stated he is also a participant in FIRST 4.0. He stated they came together in March starting out as strangers, or mere acquaintances, and now they are finishing the program as a good team. He stated they toured the Prison, and visited the Chamber of Commerce where they played roles as County Commissioners, leaders of the Chamber of Commerce, and other officials in Floyd County trying to lure big business into the county. He stated they learned a lot of things about different departments in Floyd County.

Keelan Freeman, Animal Control, stated each FIRST class has a class project, and there have been several committees come out of the FIRST Program. He stated instead of a committee their group focused on trying to increase an access to fitness, due to the insurance cost increase. Their primary recommendation would be to offer a low cost,

if any, fitness location to employees when the new county and city health clinic is established. He stated in the research he has done, for every dollar invested by an employer, there is a three to seven dollar return on that money. It will not be an immediate return, but the return would be within five to seven years. He stated their goal is to offer this in order to make the employees of Floyd County healthier, and give them some kind of incentive to participate. He stated the incentive would be to help lower insurance premiums and maybe that would encourage more people to participate. He stated they realize that there are a lot of costs involved and that this will not happen overnight. He stated they were thinking of this as a joint county/city venture. In the meantime, they could look into use of a private center at a lower cost. He stated they have done some research and found that there are local facilities that would offer lower rates for county and city employees.

Terry Hollifield, The Forum, and Joseph Schimmelmann, Public Works, presented the Commissioners with the FIRST 4.0 group photo as a token of appreciation for allowing them to participate in the program. They expressed appreciation for all the effort put into the class by the facilitators, and stated they were able to participate in so many things with the different departments that never would have happened had it not been for the FIRST Program.

**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 June 22, 2010. SECOND by Commissioner Fricks. VOTING:

YES	NO
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Commissioner Bagwell	
" Fricks	
" Mayes	
Chairman Lumsden	

Motion Carried

**RESOLUTIONS:**

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

County Manager Poe stated a request has been received from the Health Department to establish fees related to Body Art Studios and Tattoo/Body Piercing Artist. He stated the fee schedule has been approved by the County Board of Health, and comes to the County Commission with a recommendation to adopt these proposed fees.

Commissioner Bagwell made a MOTION to Adopt the Resolution to Amend the Floyd County Fee Schedule Book to Establish Revised Environmental Health Fee Schedule as it relates to Body Art Studios and Tattoo/Body Piercing Artist. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

Chairman Lumsden

Motion Carried

**FIRST READINGS:  
(PUBLIC HEARINGS TO BE HELD  
JULY 27, 2010 AT 6:00 P.M.)**

- 1. FILE #72-2010SUP, REQUESTS SPECIAL USE PERMIT FOR MANUFACTURED HOME ON SUBDIVISION LOT IN SUBURBAN RESIDENTIAL (S-R) ZONING DISTRICT ON PROPERTY LOCATED ON BEARD DRIVE. ZONING MAP J11Y-PARCEL 011. (PLANNING COMMISSION RECOMMENDATION: DENY. [VOTE: 9-0]).**
- 2. FILE #73-2010SUP, REQUESTS SPECIAL USE PERMIT FOR MANUFACTURED HOME ON SUBDIVISION LOT IN SUBURBAN RESIDENTIAL (S-R) ZONING DISTRICT ON PROPERTY LOCATED ON LINDSEY ROAD. ZONING MAP J11X-PARCEL 352A. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 6-3]).**
- 3. FILE #74-2010Z, REQUESTS REZONING FROM HIGH SUBURBAN RESIDENTIAL (S-R) TO COMMUNITY COMMERCIAL (C-C) TO CONSTRUCT GENERAL MERCHANDISE STORE ON PROPERTY LOCATED ON CALHOUN HIGHWAY. ZONING MAP N09-PARCEL 053. (PLANNING COMMISSION RECOMMENDATION: APPROVE CONDITIONED ON PROVISION OF SETBACKS, LANDSCAPING, AND PARKING THAT COMPLIES WITH THE STANDARDS OF THE ULDC. [VOTE: 9-0]).**

**ULDC TEXT AMENDMENTS**

1. **REVISE OR DELETE ARTICLE 4.2.5 CONCERNING FENCES AND FREE-STANDING WALLS IN RESIDENTIAL DISTRICTS. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 7-0]).**
  
2. **REVISE OR DELETE ARTICLE 3.3.2 CONCERNING BEAUTY AND BARBER SHOPS IN NEIGHBORHOOD OFFICE COMMERCIAL (N-O-C) DISTRICT. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 9-0]).**

Chairman Lumsden stated the Public Hearings will be held on July 27, 2010 at 6:00 p.m.

**CHAIRMAN’S REPORT:**

**1. Appointments:**

**a. Development Authority of Floyd County.**

Commissioner Bagwell made a MOTION to appoint Charles Stevens to the Development Authority of Floyd County to fill the unexpired term of Brian Dulaney, 4-year term expiring June 30, 2011. SECOND by Commissioner Mayes. VOTING:

	YES	NO
Commissioner Bagwell		
" Fricks		
" Mayes		
Chairman Lumsden		

Motion Carried

**2. Discuss Proposed Trails Committee. (Deferred June 22, 2010)**

No action.

**COMMISSIONER’S REPORT:**

**1. Administrative/Finance Committee – Commissioner Whitefield, Chairman**

No Report.

**2. Public Safety Committee – Commissioner Mayes, Chairman**

No Report.

**3. Public Works Committee – Commissioner Bagwell, Chairman**

No Report.

**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**
- b. Joint Services Committee**
- c. Joint Development Oversight Committee**
- d. Joint Solid Waste Oversight Committee**

There were no Special Committee reports.

**CLERK’S REPORT:**

**Consent Agenda**

County Clerk Kathy Arp stated there are seven items on the Clerk’s Consent Agenda that have been reviewed, and are submitted for approval. Commissioner Bagwell made a MOTION to approve the Clerk’s Consent Agenda as presented. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

Chairman Lumsden

Motion Carried

1. **Agreement for Transportation of the Elderly in Coosa Valley between Northwest Georgia Regional Commission, Area Agency on Aging, and Floyd County.**
2. **Malt Beverage License, Amzed A. Lakhany, Lindale Foodstop, Inc., dba The Store, 102 Park Avenue, Lindale. Ownership Change. Beer.**
3. **Self-Service Fuel Application, Amzed A. Lakhany, Lindale Foodstop, Inc., dba The Store, 102 Park Avenue, Lindale. Ownership Change.**
4. **Malt Beverage Application, Nazim S. Saiyed, Chulio Food Mart, 581 Chulio Road. Ownership Change. Beer.**
5. **Self-Service Fuel Application, Nazim S. Saiyed, Chulio Food Mart, 581 Chulio Road. Ownership Change.**
6. **Execution of Waterline Surcharge Agreement between Floyd County and Victor Smith and Shelby Smith.**
7. **Letter of Support for City of LaFayette One Georgia Authority Equity Fund Grant for Airport.**

**MANAGER'S REPORT:**

**1. AWARD OF BID FOR ONE (1) SELF PROPELLED BROOM FOR PUBLIC WORKS DEPARTMENT: (DEFERRED JUNE 22, 2010)**

County Manager Poe stated they recently received sealed bids for the purchase of a Self Propelled Broom for the Public Works Department. He stated the recommendation from Michael Skeen, Public Works Director, is to go with the high bid from Tractor & Equipment for \$44,900.00. He stated the reason they are recommending the high bidder is that none of the other bidders met specifications. This is \$12,900.00 over the budget for that piece of equipment. However, they have saved in excess of \$35,000.00 on other equipment purchases that they have made this year. He stated the recommendation is to approve the higher amount and award the bid for the Self Propelled Broom to Tractor & Equipment for \$44,900.00.

Chairman Lumsden called for a motion. Commissioner Mayes made a MOTION to Award the bid for the Self Propelled Broom to Tractor & Equipment for \$44,900.00. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes  
Chairman Lumsden

Motion Carried

**2. AUTHORIZE EXECUTION OF DEPARTMENT  
OF THE ARMY LIMITED MANEUVER  
LICENSE AT RICHARD B. RUSSELL  
REGIONAL AIRPORT:**

County Manager Poe stated this comes as a recommendation from the Airport Commission to Authorize Execution of an Agreement with the Department of the Army for a Limited Maneuver License at the Richard B. Russell Regional Airport.

Chairman Lumsden called for a motion. Commissioner Fricks made a MOTION to Authorize Execution the Department of the Army Limited Maneuver License at the Richard B. Russell Regional Airport. SECOND by Commissioner Bagwell. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

Chairman Lumsden

Motion Carried

**3. AUTHORIZE RECOMMENDATION FROM  
ROME-FLOYD PARKS & RECREATION  
AUTHORITY FOR AWARD OF BID FOR  
HDTV'S AND DVD'S FOR THE NORTH  
FLOYD PARK RECREATION CENTER  
AND SHANNON COMMUNITY CENTER  
(2006 SPLOST):**

Defer.

**ATTORNEY'S REPORT:**

No report.

**OTHER BUSINESS:**

Chairman Lumsden stated he would like to say how much they appreciate the time and effort that those participants in the FIRST Program have put into the

program. He stated they believe that it is a great program, and he thinks the participants have derived a broader understanding of some of the things that go into making this county work. He asked that the participants introduce themselves and which department they are with.

County Manager Poe recognized the facilitators, which are Blaine Williams, Mike Matthews, Tracy Hardy, Linda Harris, Betsy Willis, and Christina Lucas. He stated they do a great job. They are the ones that coordinate and put together all of the different training sessions.

**ADJOURNMENT:**

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

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

Chairman Lumsden

Motion Carried

**FLOYD COUNTY BOARD OF  
COMMISSIONERS**

**EDDIE LUMSDEN, CHAIRMAN**