

June 14, 2011

**REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
June 14, 2011 2:00 P.M.**

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

OTHERS

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

CALL TO

ORDER: Chairman Lumsden called the meeting to order.

INVOCATION: Chairman Lumsden 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 Fricks made a MOTION to adopt the minutes of the Regular Meeting of May 24, 2011. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

RESOLUTIONS:

**ADOPT RESOLUTION APPROVING THE
EXECUTION, DELIVERY AND PERFORMANCE OF
A FIRST AMENDMENT TO INTERGOVERNMENTAL
CONTRACT WITH THE HOSPITAL AUTHORITY OF**

FLOYD COUNTY:

Defer.

**FIRST READINGS:
(PUBLIC HEARINGS TO BE
HELD JUNE 28, 2011 AT 6:00 P.M.)**

ULDC Text Amendment

- 1. REVISE OR DELETE ARTICLE 3 TO ALLOW A MEDICAL SUPPLY BUSINESS WITH A SPECIAL USE PERMIT IN THE NEIGHBORHOOD-OFFICE-COMMERCIAL (N-O-C) ZONING DISTRICT. (PLANNING COMMISSION RECOMMENDATION: APPROVE [VOTE: 8-2]).**

Requests For Rezoning/Special Use Permit

- 1. FILE #62-2011Z. REQUEST REZONING FROM SUBURBAN RESIDENTIAL (S-R) AND DUPLEX RESIDENTIAL (D-R) TO LIGHT INDUSTRIAL (L-I) FOR AIRPORT USE ON PROPERTY LOCATED ON OLD DALTON ROAD. ZONING MAP J10Z, PARCEL 008. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 10-0]).**
- 2. FILE #63-2011SUP. REQUEST SPECIAL USE PERMIT FOR CONSTRUCTION AND USE OF A COMMUNICATIONS TOWER IN SUBURBAN RESIDENTIAL (S-R) ZONING DISTRICT ON PROPERTY LOCATED ON HILLINDALE DRIVE. ZONING MAP L15, PARCEL 058. (PLANNING COMMISSION RECOMMENDATION: POSTPONE. [VOTE: 10-0]).**
- 3. FILE #64-2011SUP. REQUEST SPECIAL USE PERMIT FOR CONSTRUCTION AND USE OF A COMMUNICATIONS TOWER IN SUBURBAN RESIDENTIAL (S-R) ZONING DISTRICT ON PROPERTY LOCATED ON MT. ALTO ROAD. ZONING MAP H14Y, PARCEL 014. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 10-0]).**

- 4. FILE #65-2011SUP. REQUEST SPECIAL USE PERMIT FOR CONSTRUCTION AND USE OF A COMMUNICATIONS TOWER IN AGRICULTURE RESIDENTIAL (A-R) ZONING DISTRICT ON PROPERTY LOCATED ON LAKE MARVIN ROAD. ZONING MAP M02, PARCEL 006. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 10-0]).**

Chairman Lumsden stated the Public Hearings will be held Tuesday, June 28, 2011 at 6:00 p.m.

CHAIRMAN'S REPORT:

- 1. Consider nominations for appointments to Hospital Authority of Floyd County.**

Defer.

COMMISSIONER'S REPORT:

- 1. Administrative/Finance Committee**

No Report.

- 2. Public Safety Committee**

4/5 Vote Required

- a. Approve purchase of in-car video cameras for the Floyd County Police Department.**

Commissioner Mayes deferred to County Manager Poe for information regarding the in-car video cameras for the Police Department. County Manager Poe recommended adding approval for purchase of in-car video cameras for the Floyd County Police Department to the agenda by 4/5 vote.

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

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

County Manager Poe stated the recommendation is to approve the lease purchase of fourteen (14) additional in-car video cameras for the Floyd County Police Department. He stated the cost will be less than \$20,000.00 per year.

Chairman Lumsden called for a motion. Commissioner Mayes made a MOTION to Approve the lease purchase of 14 additional in-car video cameras for the Floyd County Police Department. SECOND by Commissioner Whitefield. VOTING:

YES

NO

Commissioner Bagwell

" Fricks

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

3. Public Works Committee

No Report.

4. Water Committee

No Report.

5. Judicial Services Committee (CJIS)

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

4/5 Vote Required to Add Item #7

County Clerk Kathy Arp requested that item #7 be added to the Clerk's Consent Agenda by 4/5 Vote. Commissioner Mayes made a MOTION to Add Item #7 to the Clerk's Consent Agenda. SECOND by Commissioner Whitefield. VOTING:

YES

NO

Commissioner Bagwell
" Fricks
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

Commissioner Fricks left the meeting at this time.

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 Whitefield. VOTING:

YES

NO

Commissioner Bagwell
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

- 1. Authorize removal of uncollectable taxes from the Mobile Home Digest in the amount of \$1,838.41, per request from Kevin Payne, Tax Commissioner, dated May 24, 2011.**
- 2. Approve Alcoholic Beverage License for Sanjiv Gupta, RSOHM Associates, Inc., Rome Food Mart 5/RSOHM Associates, Inc., 4970 Rockmart Road, Silver Creek. (Ownership Change. Beer & Wine.)**
- 3. Approve Self-Service Fuel Dispensing License for Sanjiv Gupta, RSOHM Associates, Inc., Rome Food Mart 5/RSOHM Associates, Inc., 4970 Rockmart Road, Silver Creek. (Ownership Change.)**

4. **Adopt Resolution to Approve the Execution of an Agreement between Floyd County and Sara Hightower Regional Library to provide inmate work crews for the period July 01, 2011 until June 30, 2012.**
5. **Adopt Resolution to Approve the Execution of a Settlement Agreement and Release between Thomas V. McBurnett, Jr., and Floyd County with the respect to certain property at 356 Old Dalton Road.**
6. **Authorize Execution of an Amendment to the Heritage Riverways Trail Accessibility Enhancement Phase II Grant. Grant No. NRT-08(7).**
7. **Authorize Execution of Georgia Department of Corrections Community Service Agency Agreement.**

MANAGER'S REPORT:

1. AWARD OF BID FOR ONE (1) ONE-TON TRUCK BODY FOR PUBLIC WORKS DEPARTMENT:

County Manager Poe stated they recently accepted sealed bids for the purchase of a one-ton truck body for the Public Works Department. He stated they received three bids. He recommended awarding the bid to the low bidder, Family Ford, in the amount of \$22,998.00. He stated the budgeted amount was \$32,000.00.

Commissioner Bagwell made a MOTION to Award the bid for One (1) One-Ton Truck Body for Public Works to Family Ford, in the amount of \$22,998.00. SECOND by Commissioner Whitefield. VOTING:

YES

NO

Commissioner Bagwell

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

2. ADOPT RESOLUTION TO DECLARE CERTAIN REAL ESTATE LOCATED ON NEW CALHOUN HIGHWAY AT AUTRY ROAD, ZONING MAP N09, PARCEL 050, AS SURPLUS PROPERTY:

County Manager Poe stated they have before them a Resolution declaring the piece of property located on New Calhoun Highway at Autry Road, Zoning Map N09, Parcel 050, as surplus property. He stated this is a piece of property that is adjacent to the 300-plus acre site, in the area that is under the control of the Rome-Floyd County Development Authority. He recommended declaring that property surplus at this time.

Chairman Lumsden called for a motion. Commissioner Whitefield made a MOTION to Adopt a Resolution to declare certain real estate located on New Calhoun Highway at Autry Road, Zoning Map N09, Parcel 050, as surplus property. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Bagwell

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

**3. ADOPT RESOLUTION TO CONVEY
CERTAIN REAL ESTATE LOCATED
ON NEW CALHOUN HIGHWAY AT
AUTRY ROAD, ZONING MAP N09,
PARCEL 050, TO THE ROME-FLOYD
COUNTY DEVELOPMENT AUTHORITY:**

County Manager Poe stated in taking the previous action a step further they recommend that the Board adopt a Resolution that would convey this piece of property located on New Calhoun Highway at Autry Road, which was just declared surplus, to the Rome-Floyd County Development Authority.

Commissioner Whitefield made a MOTION Adopt a Resolution to convey certain real estate located on New Calhoun Highway at Autry Road, Zoning Map N09, Parcel 050, to the Rome-Floyd Development Authority. SECOND by Commissioner Bagwell. VOTING:

YES

NO

Commissioner Bagwell

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

4/5 VOTE REQUIRED

**4. REQUEST FROM TAX COMMISSIONER
TO CREATE A NEW POSITION:**

County Manager Poe recommended adding item #4 to the agenda by 4/5 vote. Commissioner Mayes made a MOTION to add item #4 to the agenda. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Bagwell
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

County Manager Poe stated the Tax Commissioner gave a presentation during Caucus related to reorganization of his office and creating a new position. He stated as a result, they are requesting that the Board approve the creation of the position of Tax Office Manager with a paygrade to be determined, and a starting salary of \$43,135.97. This is to be funded by the elimination of the current positions of Tax Office Supervisor and Senior Tax Clerk.

Commissioner Bagwell made a MOTION to Approve the request from the Tax Commissioner to create the Tax Office Manager position with a starting salary of \$43,135.97. SECOND by Commissioner Whitefield. VOTING:

YES NO

Commissioner Bagwell
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

4/5 VOTE REQUIRED

**5. APPROVE BUDGET REVISION FOR
UPGRADE TO THE ELECTRICAL AND
HVAC SYSTEMS AT THE ANIMAL
CONTROL SHELTER:**

County Manager Poe requested adding item #5 to the agenda by 4/5 vote. Commissioner Whitefield made a MOTION to add item #5 to the agenda. SECOND by Commissioner Bagwell. VOTING:

YES

NO

Commissioner Bagwell
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

County Manager Poe stated they are requesting to move forward with the project to upgrade the electrical service, and provide heating & air to the puppy and kitten wing at the Animal Control Shelter. He stated they need to make the appropriate budget revisions in order to do that. Claws for Paws, a local non-profit organization, came to the Board last year asking if they raised \$15,000.00 would the county match that with an additional \$7,500.00 to complete the project. He stated the county received bids on the electrical work after Claws for Paws did in fact raise the \$15,000.00. The bids came in under the projected budget. He stated they are now looking at being able to do the entire project for \$15,000.00. He recommended approval for moving forward with those projects, revise their budget to reflect the expenditure line item for the electrical/HVAC upgrade, and add a like revenue line item to reflect the \$15,000.00 donation from Claws for Paws to cover the cost of the project.

Commissioner Whitefield made a MOTION to Approve the budget revision, as outlined by the County Manager, for the upgrade project at the Animal Control Shelter. SECOND by Commissioner Bagwell. VOTING:

YES

NO

Commissioner Bagwell
" Mayes
" Whitefield
Chairman Lumsden

Motion Carried

ATTORNEY'S REPORT:

No Report.

ADJOURNMENT:

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

YES

NO

Commissioner Bagwell

" Mayes

" Whitefield

Chairman Lumsden

Motion Carried

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

EDDIE LUMSDEN, CHAIRMAN