

November 8, 2011

**REGULAR MEETING  
FLOYD COUNTY BOARD OF COMMISSIONERS  
November 08, 2011                      2:00 P.M.**

**PRESENT:** Commissioners Eddie Lumsden, Irwin Bagwell, Garry Fricks, 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:** Commissioner Whitefield led the Invocation.

**PLEDGE OF**

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

**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 October 25, 2011. SECOND by Commissioner Bagwell. VOTING:

YES                      NO

Commissioner Bagwell  
"      Fricks  
"      Mayes  
"      Whitefield  
Chairman Lumsden

Motion Carried

**PROCLAMATIONS:**

- 1. NATIONAL ALZHEIMER'S AWARENESS MONTH, NOVEMBER 2011.**

Commissioner Fricks presented a joint City-County Proclamation to Ms. Charisse Durham recognizing November 2011 as National Alzheimer's Awareness Month. Ms. Durham thanked the Board.

**2. AMERICA RECYCLES DAY, NOVEMBER 15, 2011.**

Commissioner Bagwell presented a joint City-County Proclamation to "RE-RE" the Recycling Mascot, recognizing November 15, 2011 as America Recycles Day. Michael Skeen, Public Works Director, thanked everyone for their recycling efforts and stated that America Recycles Day is a good time to renew their commitment to recycling.

**FIRST READINGS  
(PUBLIC HEARINGS TO BE HELD  
ON NOVEMBER 22, 2011 AT 6:00 P.M.)**

**ULDC TEXT AMENDMENTS**

- 1. REVISE OR DELETE ARTICLE 2.2.3 A.(1)(B)2  
CONCERNING NOTIFICATION. (PLANNING  
COMMISSION RECOMMENDATION:  
APPROVE [VOTE: 9-0]). (2011-008ULDC)**
- 2. REVISE OR DELETE ARTICLE 2.11.7D.(1)(B)2  
CONCERNING NOTIFICATION. PLANNING  
COMMISSION RECOMMENDATION:  
APPROVE [VOTE: 9-0]). (2011-009ULDC)**

**REZONING AND SPECIAL USE PERMITS**

- 1. FILE #113-2011Z. REQUESTS REZONING  
FROM SUBURBAN RESIDENTIAL (S-R)  
TO COMMUNITY COMMERCIAL (C-C)  
WITH SPECIAL USE PERMIT FOR  
ATHLETIC FIELD ON PROPERTY  
LOCATED ON PAYNE ROAD. ZONING  
MAP H13I, PARCELS 151, 152. (PLANNING  
COMMISSION RECOMMENDATION:  
DENY [VOTE: 9-0]).**
- 2. FILE #114-2011Z. REQUESTS REZONING  
FROM COMMUNITY COMMERCIAL (C-C)  
TO SUBURBAN RESIDENTIAL (S-R) FOR  
EXISTING SINGLE-FAMILY RESIDENTIAL  
USE ON PROPERTY LOCATED ON MARTHA  
BERRY HIGHWAY. ZONING MAP J11X  
PARCEL 023. (PLANNING COMMISSION**

**RECOMMENDATION: APPROVE [VOTE: 9-0].**

**AMENDMENTS TO FLOYD COUNTY CODE**

- 1. ADOPT AN ORDINANCE TO AMEND SECTION 2-5-11 OF THE CODE OF ORDINANCES OF FLOYD COUNTY, GEORGIA, REGARDING PUNISHMENT FOR VIOLATIONS OF THIS CHAPTER OF THE CODE. (2011-008A).**
  
- 2. ADOPT AN ORDINANCE TO AMEND SECTION 2-5-38 OF THE CODE OF ORDINANCES OF FLOYD COUNTY, GEORGIA, REGARDING DESTRUCTION OF ANIMALS BY THE ANIMAL CONTROL DEPARTMENT. (2011-009A).**

Chairman Lumsden stated that Public Hearings would be held on these items on November 22, 2011 at 6:00 P.M.

**CHAIRMAN'S REPORT:**

No Report

**COMMISSIONER'S REPORT:**

**1. Administrative/Finance Committee**

No Report.

**2. Public Safety Committee**

No Report.

**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**

County Clerk Kathy Arp stated there are two (2) items on the Clerk’s Consent Agenda, which 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 Fricks. VOTING:

Commissioner Bagwell  
" Fricks  
" Mayes  
" Whitefield  
Chairman Lumsden

Motion Carried

**1. Tax Refunds**

- a. James Allen Loveless, 4871 Old Dalton Road, NE, \$88.48
- b. Nina Margaret Unsworth, 10 London Lane, \$101.54

**2. Enter into Minutes Application for Request for Traffic Signal and Telephone Service Agreement for Intersection of State Route 1 Loop and State Route 101.**

**MANAGER’S REPORT:**

**1. ADOPT RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT #1 TO AGREEMENT BETWEEN FLOYD COUNTY AND VALLEY SERVICES, INC., FOR INMATE FOOD SERVICES AT FLOYD COUNTY PRISON:**

County Manager Kevin Poe stated that Warden Jeff Chandler had worked with Valley Services, Inc., on the terms of the extension of the original agreement for the period October 1, 2011 through September 30, 2012. He stated that the per meal rate will be \$1.262 per meal. He recommended that the Board adopt the Resolution as presented.

Commissioner Whitefield made a MOTION to Adopt the Resolution Authorizing Execution of Amendment #1 to the Agreement between Floyd County and Valley Services, Inc., for Inmate Food Services at the Floyd County Prison, as presented. SECOND by Commissioner Fricks. VOTING:

Commissioner Bagwell  
" Fricks  
" Mayes  
" Whitefield  
Chairman Lumsden

Motion Carried

**2. APPROVE PURCHASE OF FEMA TRAILER AND ACCESSORIES AND AWNING ON CERT TRAILER FOR EMERGENCY MANAGEMENT AGENCY:**

County Manager Poe stated the trailer and awning were destroyed during the tornado that came through the county in April of this year. FEMA has already reimbursed the county, and this will amend the expenditure side of the budget for the items. The total cost of the trailer and accessories is \$14,070.00, and the CERT Trailer Awning is \$1,763.00. He recommended amending the budget to allocate the expenditure of the funds from the Disaster Recovery Funds line item.

Chairman Lumsden called for a motion. Commissioner Mayes made a MOTION to Approve the Purchase of the FEMA Trailer and Accessories and the Awning for the CERT Trailer for the Emergency Management Agency, as outlined by the County Manager, in the total amount of \$15,833.00. SECOND by Commissioner Fricks. VOTING:

Commissioner Bagwell  
" Fricks  
" Mayes  
" Whitefield  
Chairman Lumsden

Motion Carried

**3. ADOPT RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH APSOLUTIONS FOR ELECTRONIC PAYMENTS TO VENDORS:**

County Manager Kevin Poe stated this would allow Floyd County Finance Department to process more payments electronically to various vendors. There will be no cost to the county for participation.

Chairman Lumsden called for a motion. Commissioner Whitefield made a MOTION to Adopt the Resolution Authorizing Execution of the Agreement with APSolutions for Electronic Payments to Vendors. SECOND by Commissioner Bagwell. VOTING:

Commissioner Bagwell  
" Fricks  
" Mayes  
" Whitefield  
Chairman Lumsden

Motion Carried

**4. ADOPT RESOLUTION TO INCLUDE FLAGSTAR BANK ON THE LIST OF DESIGNATED DEPOSITORIES OF FLOYD COUNTY TO PROVIDE BANKING AND INVESTMENT SERVICES:**

County Manager Poe stated Gary Burkhalter, Comptroller/Finance Director, has looked at rates from various financial entities and found that Flagstar Bank offers rates that are better at times than our local financial institutes. In order to place funds with a financial institute they have to be included in the list of approved Designated Depositories of Floyd County. County Manager Poe recommended that Flagstar Bank be included on the list of Designated Depositories of Floyd County, in order to use them if it would be advantageous to do so.

Chairman Lumsden called for a motion. Commissioner Whitefield made a MOTION to Adopt the Resolution to include Flagstar Bank on the list of Designated Depositories of Floyd County to Provide Banking and Investment Services. SECOND by Commissioner Mayes. VOTING:

Commissioner Bagwell  
" Fricks  
" 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 Whitefield, SECOND by Commissioner Bagwell, that the meeting be adjourned. VOTING:

Commissioner Bagwell  
" Fricks  
" Mayes  
" Whitefield  
Chairman Lumsden

Motion Carried

**FLOYD COUNTY BOARD OF  
COMMISSIONERS**

**EDDIE LUMSDEN, CHAIRMAN**