

June 12, 2012

**REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
June 12, 2012 2:00 P.M.**

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

OTHERS

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

**CALL TO
ORDER:**

Chairman Bagwell called the meeting to order.

INVOCATION:

Commissioner Mayes led the Invocation.

**PLEDGE OF
ALLEGIANCE:**

The Pledge of Allegiance was led by Commissioner Fricks.

**ADOPTION OF
MINUTES:**

Chairman Bagwell 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 22, 2012. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

**FIRST READINGS:
(PUBLIC HEARING WILL BE HELD
ON JUNE 19, 2012 AT 12:00 P.M.)**

- 1. FILE #61-2012Z. REQUESTS REZONING
FROM LIGHT INDUSTRIAL (L-I) TO
COMMUNITY COMMERCIAL (C-C) FOR
PAWN AND GUN RETAIL SALES ON
PROPERTY LOCATED ON ROCKMART**

**ROAD. ZONING MAP J15Z PARCEL 100.
(PLANNING COMMISSION RECOMMENDATION:
APPROVE [VOTE :9-0]).**

Chairman Bagwell stated that Public Hearing would be held on Jun 19, 2012 at 12:00 P.M.

CHAIRMAN'S REPORT:

1. Appointments:

a. Airport Commission.

Commissioner Fricks made a MOTION to Reappoint Johnny Davis, Post 4, 4-year term to expire June 30, 2016, and to Appoint Dr. George Bosworth to succeed David Ashbaugh, Post 3, 4-year term to expire June 30, 2016. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

2. Consider recommendation from Rome-Floyd Parks & Recreation Authority for naming the Cave Spring Park the E. S. Brown Park and the ball fields the Kenneth Kelley Ball Fields.

Chairman Bagwell made a MOTION to accept the recommendation from the Rome-Floyd Parks & Recreation Authority for naming the Cave Spring Park the E. S. Brown Park and the Ball Fields the Kenneth Kelley Ball Fields. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

COMMISSIONER'S REPORT:

1. Administrative/Finance Committee – Commissioner Fricks, Chairman

No Report.

2. Public Safety Committee – Commissioner Mayes, Chairman

a. Recommendation for Award of Bid for Allen Vanguard EOD Bomb Suit for Floyd County Police Department Bomb Squad. (Fiscal Year 2010 Homeland Security Grant GAN No. 2010-SS-T0-0034)

Commissioner Mayes asked County Manager Williams to review this item. County Manager Williams stated this is a one hundred percent grant from Homeland Security, with zero percent local funds going into it. He stated that the bomb squad has recommended to the Public Safety Committee to purchase a bomb suit. That is a very specialized product. He stated this suit is one that the police are trained in, and they would like to buy from the same company so that their equipment is all the same. He stated that this would be a sole source purchase. He stated the recommendation is to approve the award of the bid as a sole source as presented by the Public Safety Committee.

Commissioner Mayes made a MOTION to Award the Bid to Allen Vanguard, LLC, as a sole source purchase for an EOD Bomb Suit and accessories, for the Floyd County Police Department Bomb Squad, in an amount not to exceed \$39,190.00, to be paid through the FY 2010 Homeland Security Grant, GAN No. 2010-SS-T0-0034. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

b. Recommendation for Award of Bid for one (1) new Logos Digital Imaging System and upgrade to the old Logos Imaging System for Floyd County Police Department Bomb Squad. (Fiscal Year 2010 Homeland Security Grant GAN No. 2010-SS-T0-0034)

County Manager Williams stated this item for the Bomb Squad is a sole source bid for a specialized digital imaging system. He stated this is a laptop and screen with an x-ray in the truck that allows the Bomb Squad to scan and look inside a suspicious package. He stated the digital imaging system they already have is roughly ten years old. The use of those funds would be to purchase one (1) new imaging system and upgrade the old one. He stated this would allow two bomb techs to either answer two different calls, or work together.

Chairman Bagwell called for a motion. Commissioner Fricks made a MOTION to Award the Bid for one (1) new Logos Digital Imaging System and upgrade to the old Logos Imaging System for Floyd County Police Department Bomb Squad to Logos Imaging, LLC, in the amount of \$42,022.00, to be paid through the FY 2010 Homeland Security Grant, GAN No. 2010-SS-T0-0034. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

c. Adopt Resolution Approving and Authorizing Execution of Agreement between Floyd County and Zuercher Technologies LLC, for ledsCAD and ledsMapping System for E911 Communications Center. (\$55,000.00 2009 SPLOST funds)

County Manager Williams stated this relates to the E911 CAD (Computer Aided Design) System. He stated many people that are familiar with 911 dispatchers recognize that they are obviously dealing with the telephones, but they are also dispatching units and entering a good deal of information into a mapping type system. He stated Commissioner Mayes is Chairman of the Criminal Justice Information Sharing (CJIS) group, which is a group consisting of law enforcement and court system personnel, at department head, staff, and constitutional officers level, that have been meeting over the last three years to see how they could integrate their technology better. There are a number of different agencies represented with different types of software. He stated that trying to get those different systems to communicate has been difficult at best, so they are looking to integrate the systems. He stated this is an opportunity to get E911, the Jail, and the Floyd County Police on the same system. From an integration perspective, it makes a lot of sense. He stated the E911 Director and Assistant Director have both traveled to see one of these systems in place, and they were very impressed with it. He stated they have done some demonstrations for many of the in-users. Everyone on the functionality standpoint thinks that this is a vast improvement over the systems currently in use. He stated to make it a win, win, they analyzed the cost over staying with their existing system. He stated that even with the purchase of this new system, we stand to save \$12,000.00 over six years due to lower maintenance costs with this new vendor. There are other benefits to this such as the new vendor, Zuercher Technologies LLC, will own and maintain the servers, as opposed to the county having to do it at our cost. He stated Zuercher would back up the server remotely forty-eight times a day, so if there was any type of natural disaster or event in Floyd County, the county's data would be preserved offsite. He stated that he has met with CJIS twice on this issue. They have met with end-users including the local

hospitals EMS agencies, and they have discussed it at Joint Services Committee. The recommendation is to approve the amendment of the existing contract with Zuercher Technologies, LLC.

Chairman Bagwell called for a motion. Commissioner Mayes made a MOTION to Adopt the Resolution Approving and Authorizing Execution of Agreement between Floyd County and Zuercher Technologies LLC, for ledsCAD and ledsMapping System for E911 Communications Center at a total cost of \$307,515.00. (\$55,000.00 2009 SPLOST funds) SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

3. Public Works Committee – Chairman Bagwell, Chairman

a. Recommendation for Award of Bid for Traffic Signal Installation at the Intersection of Prosperity Way and Highway 140 (SR140). (2009 SPLOST)

Chairman Bagwell made a MOTION to Award the Bid for Traffic Signal Installation at the Intersection of Prosperity Way and Highway 140 (SR140), to the City of Rome at a total cost of \$74,241.35. (2009 SPLOST) SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

4. Water Committee – Commissioner Fricks, Chairman

No Report.

5. Judicial Services Committee (CJIS) – Commissioner Lumsden

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 three items on the Clerk’s Consent Agenda, which 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 Mayes. VOTING:

YES NO

Commissioner Fricks
 " Mayes
 Chairman Bagwell

Motion Carried

1. Tax Refunds:

- a. Jean W. McDonald, 22 Hammond Drive SW, \$22.49
- b. Jean W. McDonald, 22 Hammond Drive SW, \$56.41
- c. Nguyen Thuyen, 719 Graham Street, \$23.52
- d. SBA Structures Inc., 5900 Broken Sound Pkwy. NW, Boca Raton, FL , \$112.72
- e. SBA Structures Inc., 5900 Broken Sound Pkwy. NW, Boca Raton, FL, \$143.01
- f. James P. Howell III, 512 Shorter Avenue NW, \$27.10
- g. Grady L. Stone III, 31 Twickenham Road, \$92.62
- h. Ronald D. Cochran, 460 Yancey Circle, Covington, GA, \$795.52
- i. Melvin Tate, 5859 Big Texas Valley Road NW, \$135.93
- j. Kayla L. Mero, 104 Highland Drive, Rockmart, GA, \$93.18
- k. Tom Peters III, 99 Mountain Brook Trail NE, Armuchee, GA, \$132.33
- l. SBA Structures Inc., 5900 Broken Sound Pkwy. NW, Boca Raton, FL, \$703.66
- m. SBA Structures Inc., 5900 Broken Sound Pkwy. NW, Boca Raton, FL, \$546.69
- n. GE Capital Tech Solutions Inc., P.O. Box 3649, Dansbury, CT, \$69.28
- o. Jonathan Byrd, 34 Jeffery Street NE, \$595.16
- p. L&M Aircraft Inc., 1685 New Rosedale Road NE, \$44.30

- q. Joshua & Jennifer Tullis, 4 Warwick Place, \$288.22
 - r. Michelle Baty Waters, 59 Trillium Trail NE, \$1,489.01
 - s. Raymond J. Davis, 4190 Everett Springs Road NE, Armuchee, \$72.93
 - t. James Andrew Lowery , 20 Woodvalley Terrace NW, \$100.37
2. **Alcoholic Beverage Application, Kumar Abbas Sayed, Delight Rush Corporation, Taylor's Grocery, 4672 Martha Berry Highway, Rome, Georgia (Ownership Change – Beer and Wine).**
 3. **Adopt Resolution Approving and Authorizing Execution of Settlement Agreement for rental property at Richard B. Russell Regional Airport.**

MANAGER'S REPORT:

1. **ADOPT RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF LICENSE AGREEMENT BETWEEN FLOYD COUNTY AND OGLETHORPE POWER CORPORATION RELATED TO ROCKY MOUNTAIN TOWER SITE. (2009 SPLOST PUBLIC SAFETY COMMUNICATIONS PROJECT) (DEFERRED MAY 22, 2012)**

County Manager Williams stated the county has a ten-site system for the new radio system. He stated that it was always contemplated that Rocky Mountain would be one of those sites. It is in a very strategic part of the county. He stated it is hard to get cell and radio coverage around Big Texas Valley Road, so this would put the county in a prime spot. He stated that Oglethorpe Power has been an excellent community partner in their consideration to allow the County to add an extension to their existing tower, and to allow the county to locate the county's equipment in their shelter. He asked County Attorney Manning to review the resolution.

County Attorney Manning stated the proposed resolution and license agreement between Floyd County and Oglethorpe Power Corporation before the Board is for use of a tower for the county's new 800MHz communication system. The license agreement was discussed in detail in caucus. He stated that Oglethorpe Power has been kind enough to do that without charge to the county. He stated it is going to require some enhancements to the tower that the county will make, and the county's equipment will be going onto the tower. Oglethorpe Power has been very particular with regard to some of the requirements that they have made in this agreement, and understandably so. He stated especially with respect to insurance, and with respect to making sure that the county's equipment and communication will not interfere with Oglethorpe Power. He stated that they have attempted to qualify what the county can do in the agreement. He stated they have done that in some places by saying to the extent allowed by law.

Chairman Bagwell called for a motion. Commissioner Mayes made a MOTION to Adopt the Resolution Approving and Authorizing Execution of a License Agreement between Floyd County and Oglethorpe Power Corporation related to Rocky Mountain Tower Site. (2009 SPLOST Public Safety Communications Project) SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

**2. ADOPT RESOLUTION APPROVING
AND AUTHORIZING EXECUTION
OF DOCUMENTS RELATED TO A
PERFORMANCE BOND IN CONNECTION
TO THE ROCKY MOUNTAIN TOWER SITE.
(2009 SPLOST PUBLIC SAFETY
COMMUNICATIONS PROJECT)**

County Manager Williams stated this relates to the Oglethorpe Power and Rocky Mountain tower site agreement that was just approved. He stated one of the conditions that Oglethorpe Power wanted, just as Floyd County expects of anybody working on their behalf in any construction project, is a performance bond to ensure that the work is completed as promised. He stated Oglethorpe Power desires that the county purchase a performance bond in the amount of \$300,000.00 that would be valid through October, which is the estimated time of completion of the construction. He stated the premium for the performance bond, is \$6,000.00, and that amount is in the budget. He recommended adopting the resolution approving and authorizing the execution of documents by the Chairman in connection with that performance bond.

Chairman Bagwell called for a motion. Commissioner Fricks made a MOTION to Adopt the Resolution Approving and Authorizing Execution of documents related to a Performance Bond in connection to the Rocky Mountain Tower Site. (2009 SPLOST Public Safety Communications Project) SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

3. ADOPT RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AMENDMENT NO. 2 TO THE SYSTEM PURCHASE CONTRACT BETWEEN FLOYD COUNTY AND HARRIS CORPORATION THROUGH ITS RF COMMUNICATIONS DIVISION. (2009 SPLOST PUBLIC SAFETY COMMUNICATIONS PROJECT)

County Manager Williams stated this also relates to the Oglethorpe Power site. He stated when the contract with Harris Corporation was negotiated over a year ago, they were not privy to some of the details that have since come out. He stated there is a need to amend the existing contract with Harris Corporation to reflect some of the conditions that Oglethorpe Power has asked for. He asked County Attorney Manning if he had anything to add. County Attorney Manning stated he does not think that Oglethorpe Power has finished their review so there could be a question or two that comes back, but he thinks that they have dealt with that satisfactorily in the resolution should the Commissioners choose to adopt it.

Chairman Bagwell called for a motion. Commissioner Mayes made a MOTION to Adopt the Resolution Approving and Authorizing Execution of Amendment No. 2 to the System Purchase Contract between Floyd County and Harris Corporation through its RF Communications Division. (2009 SPLOST Public Safety Communications Project) SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

4. ADOPT RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF CHANGE ORDER 003 TO THE SYSTEM PURCHASE CONTRACT BETWEEN FLOYD COUNTY AND HARRIS CORPORATION. (2009 SPLOST PUBLIC SAFETY COMMUNICATIONS PROJECT) (DEFER)

5. ADOPT RESOLUTION APPROVING AND AUTHORIZING EXECUTION

**OF FY2013 CAPACITY AGREEMENT
WITH THE GEORGIA DEPARTMENT
OF CORRECTIONS TO HOUSE STATE
INMATES AT THE FLOYD COUNTY
PRISON.**

County Manager Williams stated this is a 2013 Capacity Agreement with the Department of Corrections. He stated Warden Jeff Chandler has done an excellent job of managing the Prison. His staff is continually looking for ways to either cut costs or increase revenue for the Prison, and they have pursued an agreement with the Georgia Department of Corrections to add an additional fifty inmates for the Floyd County Prison. He stated they contract currently allows housing for three hundred and forty eight inmates. Increasing that number by fifty would bring the total to three hundred and ninety eight inmates, which will bring in some extra revenue. He stated it does remain below their contracted inmate medical threshold of four hundred inmates, so they are not adding any additional costs there. He stated that Chairman Bagwell had asked during caucus if the Work Release Center inmates count toward that contracted medical threshold. Mr. Williams stated that he confirmed that they do not. He stated those occupants are responsible for their own insurance, or through indigent care at Floyd Medical Center. He stated that the state will continue to pay the current rate of twenty dollars per inmate per inmate per day. He stated the county's cost is roughly twenty-five dollars per day. He stated that the inmates do work outside the prison, so for a cost of five dollars per day they have someone out there working doing good things while saving money for Floyd County. He stated the county should realize around \$350,000.00 in additional revenue for this increase in capacity. He stated of course, when they add fifty inmates there will be additional costs. The estimated cost is approximately \$140,000.00. He stated the county should net \$210,000.00, which will continue to offset the cost of operating the Prison. He recommended adopting the resolution approving and authorizing execution of the capacity agreement with the Department of Corrections.

Chairman Bagwell called for a motion. Commissioner Fricks made a MOTION to Adopt the Resolution Approving and Authorizing Execution of the FY2013 Capacity Agreement with the Georgia Department of Correction to house State Inmates at the Floyd County Prison. SECOND by Commissioner Mayes. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

**6. APPROVE BUDGET AMENDMENT
FOR THE FORUM IN THE AMOUNT**

OF \$10,000.00.

County Manager Williams stated the county has received funds from Coca-Cola to be used to improve certain aspects of The Forum, particularly related to the concessions area on the mezzanine. He stated that was not budgeted in the current budget. He recommended approval of a Budget Amendment for The Forum to add \$10,000.00 to the Capital revenue line, and the expenditure of \$10,000.00 from Capital funds, to accomplish that work.

Chairman Bagwell called for a motion. Commissioner Mayes made a MOTION to Approve the Budget Amendment for The Forum in the amount of \$10,000.00, in the Capital revenue and expenditure line. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

OTHER BUSINESS:

**REMINDER OF RESCHEDULE
OF MEETING:**

Chairman Bagwell stated he would like to remind everyone that the next Board of Commissioners meeting will be Tuesday, June 19, 2012 at 12:00 p.m. He stated that after the Board completes the Manager's Report on the agenda for the meeting, it is anticipated that the Board will recess the meeting and reconvene on June 19, 2012 at 4:00 p.m., for the purpose of considering final documents for the Hospital Authority Bond Resolution.

County Attorney Manning stated that is the plan, due to the fact that the pricing for those bonds would not be available by 12:00 p.m. He stated they will go forward with their meeting at 12:00 p.m., conduct all the business except for that item, and recess the meeting until 4:00 p.m. to conclude that final amount of business when the pricing is finished.

ADJOURNMENT:

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

YES

NO

Commissioner Fricks
" Mayes
Chairman Bagwell

Motion Carried

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

IRWIN BAGWELL, CHAIRMAN