

REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
January 27, 2015 6:00 P.M.

PRESENT: Commissioners Irwin Bagwell, Garry Fricks, Scotty Hancock, Larry Maxey, and Rhonda Wallace.

OTHERS

PRESENT: County Manager Jamie McCord, County Attorney Tommy Manning, and County Clerk Kathy Arp.

CALL TO

ORDER: Chairman Maxey called the meeting to order.

INVOCATION: Commissioner Hancock led the Invocation.

PLEDGE OF

ALLEGIANCE: Commissioner Bagwell led the Pledge of Allegiance.

PUBLIC PARTICIPATION:

Kim Davis, 115 Gray Rock Drive, Sexual Assault Center Executive Director, stated she is here on behalf of the Sexual Assault Center. She stated she wanted to come before the Commission based on the recent article she read regarding funding cuts for non-profits. She stated the money that the Sexual Assault Center receives from the county is not considered a donation. It is five percent funds, which is a mandate of laws as referenced in O.C.G.A. §15-21-130, Funding for Local Victim Assistance Programs. She stated it mandates any county government that has a certified victim service agency in that county to provide them funds from that five percent money, which are funds collected through fines of criminal offenses and such in the county. She stated the Criminal Justice Coordinating Council certified the Sexual Assault Center in 1999, though she does not believe that they began receiving the funds from the county until 2006. She stated there were some hoops that they had to jump through, and some letters that they had to submit to receive that funding. They are one of three victim service agencies that receive funding from the county. She stated that she wanted to remind the Board that the money comes from the five percent funds mandated by law that certified victim service agencies receive that funding. She stated a little bit about what they do is they serve victims from newborn and up, and they provide the Forensic Rape Exam, which is a detailed exam to determine if there are any injuries from an assault, as well as collect forensic evidence that has been turned over to law enforcement to help them prosecute the case. Without the services that the center provides, there would be less prosecution of sexual assault cases in their county. She stated Floyd County is one of five counties that the center serves. They are certified in all five counties to receive the five percent funds. She stated they just started serving children in April. They partner with Harbor House, which is their child advocacy center. She stated before they began collaborating with Harbor House, the victims had to go to the hospital to get those exams, but now they are able to do the child exams in their center. She mainly came before the Board to discuss the funding issue, as well as to let the community know that those funds do help the center to provide those services and are very much needed. She stated they basically gave the same speech when they were here before the Commissioners in 2012. The center's board attorney talked a while with Mr. Manning asking that if there was a decrease in the five percent funds, that maybe instead of just deleting what they receive completely to decrease the funds they were receiving. She stated at the time, they did decrease the amount that they were receiving, but they still received some of the five percent funds. She stated thanked the Board for their time.

Chairman Maxey stated he thinks that they are exceeding the five percent at this time. Commissioner Bagwell stated the five percent funding was a different line item, and they are not decreasing that. He stated the five percent would remain intact with no decrease. Chairman Maxey stated the five percent is not being cut. Commissioner Bagwell confirmed.

ADOPTION OF MINUTES:

Chairman Maxey asked County Attorney Tommy Manning if the minutes were in order. Mr. Manning stated the minutes had been reviewed and were in order. Commissioner Bagwell made a MOTION to adopt the minutes of the Caucus and Regular Meeting of January 13, 2015 and the Special Called Meeting of January 20, 2015. SECOND by Commissioner Wallace. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
" Hancock		
Chairman Maxey		

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Motion Carried

PROCLAMATIONS:

SEVERE WEATHER AWARENESS WEEK

Commissioner Hancock presented Floyd County Emergency Management Director Tim Herrington with a Proclamation recognizing February 02 – February 06, 2015 as Severe Weather Awareness Week. Mr. Herrington thanked the Board for recognizing the importance of community preparedness and education in Floyd County. He stated he believes that their continued efforts will ensure that the citizens of our community will remain safe and prepared for any and all emergencies. He thanked the Board for their support and recognition.

(Proclamation/Resolution Book, Page 70)

RESOLUTIONS:

- 1. APPROVE AND AUTHORIZE EXECUTION OF RESOLUTION TO EXEMPT A CERTAIN COUNTY-OWNED VEHICLE FOR THE COUNTY MANAGER (2010 FORD ESCAPE, VIN #1FMCU4K3XAKD01585) FROM THE REQUIREMENTS OF O.C.G.A. § 36-80-20, RELATED TO THE PLACEMENT OF A DECAL OR SEAL CONTAINING THE NAME OF OR OTHERWISE IDENTIFY THE COUNTY ON SAID VEHICLE.**

Chairman Maxey called for a motion. Commissioner Wallace made a MOTION to Approve and Authorize Execution of a Resolution to exempt a certain county-owned vehicle for the County Manager (2010 Ford Escape, VIN #1FMCU4K3XAKD01585) from the requirements of O.C.G.A. § 36-80-20, related to the placement of a decal or seal containing the name of or otherwise identify the county on said vehicle. SECOND by Commissioner Bagwell. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

**PUBLIC HEARINGS:
(FIRST READINGS HELD
DECEMBER 09, 2014)**

ULDC TEXT AMENDMENTS

- 1. REVISE OR DELETE ARTICLE 3.4
TABLE 3-1 AND SECTION 4.1.16
CONCERNING SPECIAL EVENTS/
SPECIAL EVENTS VENUES IN THE
AGRICULTURAL RESIDENTIAL (A-R)
AND SUBURBAN RESIDENTIAL (S-R)
ZONING DISTRICTS. (2015-003ULDC)
(PLANNING COMMISSION
RECOMMENDATION: APPROVE WITH THE
CONDITION THAT A SPECIAL USE PERMIT
SYMBOL (◊) BE ADDED TO THE OFFICE
INSTITUTIONAL (O-I) COLUMN. [VOTE: 6-0]).**

Chairman Maxey stated the required advertisements for the proposed text amendment have not been completed at this time. He asked if there was anyone wishing to speak in support of opposition of the proposed amendment. Seeing none, he stated that there would be no action taken. County Attorney Manning stated that the Board would review the proposed text amendment as submitted, and then submit a proposed amendment back to the Planning Commission to move forward with the process for an amendment.

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PUBLIC HEARING

Chairman Maxey reviewed the procedures for Public Hearings.

1. TO RECEIVE COMMENTS FROM ANY PERSONS WISHING TO BE HEARD ON THE PROPOSED FY2015 BUDGET.

Chairman Maxey declared the Public Hearing open, and asked if there was anyone to speak in support or opposition of the proposed FY2015 Budget. Seeing none, he declared the Public Hearing closed.

CHAIRMAN'S REPORT:

1. Citizen Appointments:

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

Chairman Maxey made a MOTION to Appoint William F. Burk III (Billy) to the Floyd Rome Urban Transportation Study (FRUTS) Citizens Advisory Committee to fill the holdover slot of Gary Miller, for a 2-year term, which expires on December 31, 2015. SECOND by Commissioner Bagwell. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

2. Energy Excise Tax.

No action.

COMMISSIONER'S REPORT:

1. Administrative/Finance Committee – Commissioner Bagwell, Chairman

a. Reimplementation of Hiring Freeze.

Commissioner Bagwell stated that he has two items to bring before the Board from the Administrative/Finance Committee meeting held on January 20, 2015. He stated the first item would be the reimplementation of the hiring freeze. The Board has implemented a hiring freeze in previous years. He stated following discussions in Caucus, he would make a MOTION to Table the Reimplementation of the Hiring Freeze at this time. SECOND by Commissioner Wallace. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

b. Line Items Transfers.

Commissioner Bagwell stated the Line Items Transfers were discussed in Caucus. He stated the consensus was to table this item as well in order to receive further information from the County Manager.

Commissioner Bagwell made a MOTION to Table the Line Item Transfers. SECOND by Commissioner Hancock. VOTING:

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YES

NO

Commissioner Wallace
" Fricks
" Bagwell
" Hancock
Chairman Maxey

Motion Carried

c. Adopt Resolution to Approve and Authorize Government Accounting Standards Board (GASB) Statement No. 67.

No action.

2. Public Safety Committee – Commissioner Maxey, Chairman

No Report.

3. Public Works Committee – Commissioner Wallace, Chairman

No Report.

4. Water Committee – Commissioner Fricks, Chairman

No Report.

5. Judicial Services Committee (CJIS) – Commissioner Fricks

No Report.

6. Floyd County Library Board – Commissioner Hancock

No Report.

7. Special Committee Reports

a. Fire Overview Committee – Commissioners Maxey & Fricks

No Report.

b. Joint Services Committee – Commissioners Maxey & Bagwell

No Report.

c. Joint Development Oversight Committee – Commissioners Bagwell & Wallace

No Report.

d. Joint Solid Waste Oversight Committee – Commissioners Bagwell & Wallace

No Report.

e. SPLOST Project Overview Committee – Commissioner Maxey & Bagwell

County Manager McCord stated the SPLOST Project Overview Committee has a Meeting scheduled for Tuesday, February 03, 2015 at 9:00 AM, at the Floyd County Administration Building.

f. RFPRA Task Force Committee – Commissioners Maxey & Fricks

Commissioner Fricks stated that following discussions in Caucus, the Board resolved to have the County Manager issue a letter describing some of the positions that the County would like to take on the recreation agreement. He stated the Board feels that they have reached a consensus on a number of items, and he thinks that they have run some of these items by the City Commission. He stated hopefully the County Manager would get that letter sent out tomorrow.

Chairman Maxey asked Commissioner Fricks if that was in the form of a Motion. Commissioner Fricks stated yes, that is in the form of a MOTION. SECOND by Commissioner Bagwell. VOTING:

(01/27/15 - Regular Meeting)

YES NO

Commissioner Wallace
" Fricks
" Bagwell
" Hancock
Chairman Maxey

Motion Carried

CLERK'S REPORT:

Consent Agenda

**Adopt Resolution to Approve and Authorize Execution Of
Items Submitted Under the Clerk's Consent Agenda:**

County Clerk Kathy Arp stated there are two items on the Clerk's Consent Agenda, which have been reviewed, and are submitted for approval.

Chairman Maxey called for a Motion. Commissioner Wallace made a MOTION to Adopt the Resolution to Approve and Authorize Execution of items submitted under the Clerk's Consent, as presented by the County Clerk. SECOND by Commissioner Hancock. VOTING:

YES NO

Commissioner Wallace
" Fricks
" Bagwell
" Hancock
Chairman Maxey

Motion Carried

- 1. Purchase of Neptune Water Meters, Accessories, and Parts from Delta Municipal Supply Company, Inc., as a Sole Source Provider for all 2015 purchases of Neptune products by the Floyd County Water Department.**
- 2. Utility Relocation Agreement between Floyd County and Georgia Power Company for Barron Road Intersection Improvements Project in the amount of \$18,639.00. (2013 SPLOST)**

MANAGER'S REPORT:

**1. ADOPT AND AUTHORIZE EXECUTION
OF A RESOLUTION ADOPTING A
BUDGET FOR THE FISCAL YEAR 2015
FUNDS OF FLOYD COUNTY.**

County Manager McCord stated the Commissioners have been very diligent at having budget work sessions, and they have had a couple of budget hearings. The County began 2014 with a \$14.2 million surplus. We used \$1.2 to \$1.3 million of that as we close out 2014, which is going to leave us right around \$13 million. He stated with our use this year, we will be right below \$12 million, unless the audited numbers come back a little better. That magic number of \$12 million where we can cash flow our operation throughout the year is the key to them remaining solvent. He stated he would like to compliment the department heads who worked hard giving them the information they needed to get the proposed budget before the Board, and compliment Gary Burkhalter who has been pulling some double duty for him lately, helping out in the County Manager's Office as well as the Finance Department. He stated Assistant Finance Director Susie Gass has also worked with them.

Chairman Maxey called for a Motion. Commissioner Bagwell made a MOTION to Adopt and Authorize Execution of a Resolution Adopting a Budget for the Fiscal Year 2015 funds of Floyd County. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Wallace
" Fricks
" Bagwell

(01/27/15 - Regular Meeting)

" Hancock
Chairman Maxey

Motion Carried

4/5 VOTE REQUIRED TO ADD ITEM #2 TO MANAGER'S REPORT ON THE AGENDA

**2. FUNDING OF
RECREATION FUNDS.**

Chairman Maxey called for a Motion for a 4/5 Vote to add item related to Funding of Recreation to the agenda. Commissioner Wallace made a MOTION to add an additional item to the agenda regarding recreational funding. SECOND by Commissioner Bagwell. VOTING:

YES NO

Commissioner Wallace
" Fricks
" Bagwell
" Hancock
Chairman Maxey

Motion Carried

Commissioner Bagwell made a MOTION that stipulates that the recreation funding from the 2015 Budget be for a Rome-Floyd Recreation Department managed by the Floyd County Manager in the same manner that he manages other departments, and he further stipulates in this Motion that the Rome-Floyd Recreation Department be funded only through the end of the first quarter of this year that date being March 31, 2015. SECOND by Commissioner Hancock. VOTING:

YES NO

Commissioner Wallace
" Fricks
" Bagwell
" Hancock
Chairman Maxey

Motion Carried

OTHER BUSINESS:

Commissioner Fricks stated that County Manager McCord has worked hard on preparing the budget. He stated they would like to thank everybody that has put all their hard work into it. They have been working on it for quite a few months, and he knows there were some challenges that they had to face this year. He stated the Board appreciates the work that County Manager McCord, Finance Director Gary Burkhalter, everybody in the Finance Department, and whoever else was involved has done.

Commissioner Wallace stated she would also like to thank the Finance Department, as well as Finance Director Gary Burkhalter and County Manager McCord.

Commissioner Bagwell stated he would like to thank County Manager McCord and Finance Director Gary Burkhalter for working diligently on this budget, and he knows that they are going to work hard to reduce that even more by this time next year.

He stated he would also like to comment on recreation. He stated by making that motion, accepting it, and passing it, it is his intention, and he thinks it is the intention of the Board and everyone, that they hope they have an agreement in place before March 31, 2015 that would allow them to continue funding through the rest of the year. He thinks that is first on the agenda for everyone, and he hopes that they can realize that in the next few weeks.

ADJOURNMENT:

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

YES NO

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Commissioner Wallace
" Fricks
" Bagwell
" Hancock
Chairman Maxey

Motion Carried

ATTEST:

FLOYD COUNTY BOARD OF COMMISSIONERS

KATHY M. ARP, COUNTY CLERK

LARRY N. MAXEY, CHAIRMAN

**FLOYD COUNTY BOARD OF COMMISSIONERS
CAUCUS**

January 27, 2015 4:00 PM

Present: Chairman Larry Maxey, Vice-Chairman Garry Fricks. Commissioners Irwin Bagwell, Scotty Hancock, and Rhonda Wallace, County Manager Jamie McCord, County Attorney Tommy Manning, County Clerk Kathy Arp, and Comptroller/Finance Director Gary Burkhalter.

Representatives from the Museum of Flight presented information to the Commissioners regarding locating at Richard B. Russell Regional Airport.

Commissioners and staff reviewed items on the agenda for the meeting of January 27, 2015.

ATTEST:

FLOYD COUNTY BOARD OF COMMISSIONERS

KATHY M. ARP, COUNTY CLERK

LARRY N. MAXEY, CHAIRMAN