

(06/23/15 - Regular Meeting)

Motion Carried

PROCLAMATIONS:

Commissioner Wallace presented Roger and Diane Manis, co-founders of Scott Logistics, with a Proclamation for their generous donation to the community and support of law enforcement officers in Floyd County.

Floyd County Police Chief Bill Shiflett presented Mr. Manis with a plaque for receiving the battlefield promotion of Honorary Lieutenant, and Mrs. Manis with a plaque for receiving the battlefield promotion of Honorary Captain of Floyd County Police Department.

PUBLIC HEARINGS:

(FIRST READINGS HELD JUNE 09, 2015)

Chairman Maxey reviewed the procedures for Public Hearings.

REQUESTS FOR REZONING & SPECIAL USE PERMITS

- 1. FILE #52-2015Z. REQUESTS REZONING FROM AGRICULTURAL RESIDENTIAL (A-R) AND COMMUNITY COMMERCIAL (C-C) TO COMMUNITY COMMERCIAL (C-C) TO CONSOLIDATE AND MARKET PROPERTY ON US 27 AT DOYLE ROAD, TAX MAP H19, PARCEL 052. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 7-0].)**

Chairman Maxey asked Ms. Sue Hiller, Rome-Floyd County Planning Department Director, to review the rezoning request. Ms. Hiller stated that the subject property is at the intersection of Doyle Road and US 27 South. The surrounding property is mostly zoned agricultural residential with community commercial to the north and office institutional to the east that is developed with a church. She stated the property includes undeveloped wooded land. The future land maps show the property usage as suburban residential but it also shows it within the rural commercial character area where higher density commercial development and intersections are considered appropriate where public utilities and services are available. She stated the properties major known use is auto sales, which was established in 1993 prior to adoption of the ULDC, and appears to have been continuous since then. It is unknown how the split lot zoning occurred. Granting the rezoning request would allow the current auto sales use to continue but would not allow such uses as manufactured home sales, RV sales, auto repair or auto scrap yard. She stated the proposed zoning change could result in adverse impacts on surrounding uses if additional things were added to the property. However, any future development of the subject property would require buffers, landscaping, parking, etc. in compliance with the ULDC. She stated those standards lessen those potential impacts somewhat. For all of those reasons, staff recommended approval, and it comes to the Board with a unanimous recommendation of approval from the Planning Commission.

Chairman Maxey declared the Public Hearing open, and asked if there is anyone to speak in support or opposition of the request.

Shelly Bentley, spoke on behalf of her father Charles Hooper, owner of Hooper Auto Sales. She stated her father's business has been on the property since 1993. They recently recognized that the property is a split zoning residential and commercial. She stated he has no plans to change it; however, they realize with the marketing values, it makes more sense to commercialize the entire lot. She stated she could not imagine a residential area ever being right there with the four-lane coming in front of it. He uses it more as a hobby shop now due to some health issues. She stated logically, it makes more sense to commercialize the whole property since there has never been a residence there nor will there be. They are requesting that the Board consider consolidating it under one zoning to make it easier for him to continue using the property as a hobby shop as well as making it easier for the family.

Chairman Maxey asked if there is anyone else wishing to speak. Seeing none, he declared the Public Hearing closed, and asked if there is any discussion.

Chairman Maxey called for a Motion. Commissioner Fricks made a MOTION to adopt an Ordinance to Approve the Request for Rezoning from Agricultural Residential (A-R) and Community Commercial (C-C) to Community Commercial (C-C) to consolidate the market property on US 27 at Doyle Road. SECOND by Commissioner Wallace. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

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2. FILE #62-2015Z. REQUEST REZONING FROM COMMUNITY COMMERCIAL (C-C) TO DUPLEX RESIDENTIAL (D-R) FOR EXISTING DUPLEXES ON PROPERTY ON OLD SUMMERVILLE ROAD. PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 7-0].)

Chairman Maxey asked Ms. Sue Hiller, Rome-Floyd County Planning Department Director, to review the rezoning request. Ms. Hiller stated that duplex residential zoning with duplexes on all sides surrounds the subject property though beyond that there are some single-family dwellings zoned suburban residential. She stated this is another sort of housekeeping rezoning. The property has been for sale and it was discovered that the use of duplexes on the property is non-conforming. She stated there are five duplexes on the property that were built prior to the ULDC. The future land use map shows the property as commercial, which is a function of the zoning rather than the use that is one the property. She stated the applicant intends to rezone the property in order to bring it into conformance with the ULDC. Currently, the ULDC does not permit duplexes in the community commercial zoning district. She stated that if the property were rezoned it would permit duplexes, although the existing structures would still be non-conforming due to the number of units and lack of setbacks. However, Section 1.4.3.b of the ULDC grants that duplexes could be repaired, rebuilt or replaced after damage exceeding fifty percent provided with a special use permit. She stated rezoning would bring them closer to being in compliance, and allows them that action if something were to happen to the property.

Chairman Maxey asked if there is anyone to speak in support or opposition of the request. Seeing none, he declared the Public Hearing closed, and asked if there is any discussion.

Chairman Maxey called for a Motion. Commissioner Wallace made a MOTION to Adopt an Ordinance to Approve the Request for Rezoning from Community Commercial (C-C) to Duplex Residential (D-R) for existing duplexes on Old Summerville Road. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

CHAIRMAN'S REPORT:

1. Citizen Appointments

a. Rome-Floyd Land Bank Authority

Chairman Maxey made a MOTION to Appoint Rick Gilbert to the Land Bank Authority for a 4-year term to expire December 31, 2019. SECOND by Commissioner Wallace.

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

b. Forum Advisory Committee.

Chairman Maxey made a MOTION to Appoint Daniel Bosarge to the Forum Center Advisory Committee for a 3-year term to expire August 31, 2018. SECOND by Commissioner Wallace.

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

COMMISSIONER'S REPORT:

1. Administrative/Finance Committee – Commissioner Bagwell, Chairman

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No report.

2. Public Works Committee – Commissioner Wallace, Chairman

a. Discuss road improvements and payment options related to petition submitted for Tipperary Drive.

Commissioner Rhonda Wallace stated that on June 16, 2015 at 6:00 p.m., twenty-five plus residents from Tipperary Drive attended the Public Works Committee meeting. She stated the residents were concerned about the condition of the roads in their subdivision. The subdivision is a private subdivision with private roads. Public Works Director Michael Skeen met with them prior to the Public Works Committee meeting. Mr. Skeen is putting some options together for them as far as possibly rebuilding or upgrading the road. She stated they did express to the residents that Tipperary Drive is a private road so it would not be funded by the county since it is not county maintained. No action is needed at this time. She stated this is for information purposes only.

b. Request from Public Works Department to Upgrade Two (2) Positions (Position Number 475-006 and 475-008) at the Rome-Floyd Recycling Center from EOII Truck Driver with 20-hour Certification (Paygrade 108) to Detail Officer Position with CDL (Paygrade 112).

County Manager McCord stated due to changes last October in inmate classifications, the number of minimum-security inmates we were allowed to receive was limited. He stated a non-security detail officer (paygrade 108) is currently running the commercial collection route, which is basically a CDL driver with a 20-hour certification that is able to supervise two minimum-security inmates. He stated that with the change in classifications, they are no longer getting minimum-security inmates. They are receiving medium security inmates. He stated it is a violation for a 20-hour certified position to be supervising medium security inmates, so they have been sending a driver and an officer to supervise two inmates on that route, which is not very efficient. These two positions need to be upgraded in order for the operation to run more efficiently. He stated that right now one of the positions is actually vacant and could be filled relatively quickly if this is approved. The other position requires training for six weeks in Forsyth in order to supervise the medium security inmates as well as increasing the salary. He stated approval of the upgrade would move the positions from paygrade 108 to paygrade 112 with a starting salary of \$30,169.00. He added that this would not be an impact on the budget due to the personnel savings already recognized this year.

Chairman Maxey called for a Motion. Commissioner Wallace made a MOTION to Approve the request from the Public Works Department to Upgrade Two (2) Positions (Position Numbers 475-006 and 475-008) at the Rome-Floyd Recycling Center from EOII Truck Driver with 20-hour Certification (Paygrade 108) to Detail Officer Position with CDL (Paygrade 112). SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

3. Water Committee – Commissioner Fricks, Chairman

No Report.

4. Judicial Services Committee (CJIS) – Commissioner Fricks

No Report.

5. Floyd County Library Board – Commissioner Hancock

No Report.

6. Special Committee Reports

a. Fire Overview Committee – Commissioners Bagwell & Fricks

No Report.

b. Joint Services Committee – Commissioners Maxey & Bagwell

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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 that they are compiling information related to the proposals for Animal Control, which should be ready to review by the next meeting. He stated another item discussed was the Everett Springs waterline project. Engineering services were approved and authorized around a month ago. He stated Williams, Sweitzer and Barnum, the contracted engineering firm, has started preliminary fieldwork.

f. RFPRA Task Force Committee – Commissioners Maxey & Fricks

County Manager McCord stated that preliminary interviews were held last week. He stated the applications were narrowed down to twelve applicants. The target is to have a recommendation for Board consideration in July with the hopes of having a new Recreation Director on board by August.

CLERK’S REPORT:

Consent Agenda

Finance Director Gary Burkhalter stated there are five items on the Clerk’s Consent Agenda, which have been reviewed, and are submitted for board approval for consideration.

Chairman Maxey called for a Motion. Commissioner Fricks made a MOTION to Approve and Authorize Execution of items submitted under the Clerk’s Consent Agenda as presented. SECOND by Commissioner Wallace VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

- 1. Intergovernmental Agreement (FY2016 Capacity Agreement) between the Georgia Department of Corrections and Floyd County to the house State Offenders at the Floyd County Prison.**
- 2. Indigent Defense Services Agreement between the Circuit Public Defender Office of the Rome Judicial Circuit and Floyd County.**
- 3. Revised Professional Services Agreement between The Schneider Corporation d/b/a qPublic and Floyd County Tax Assessor’s Office.**
- 4. Approve Amendment to Article 8 Section 3 concerning Mobile Food Vendor Parks as approved by the Rome City Commission. (2015-006ULDC)**
- 5. Temporary Alcoholic Beverage License, Virginia Kibler, Cave Spring Trading Company, dba Harvest Moon Café, 234 Broad Street, Rome. Event Location: 100 Davis Road, Cave Springs, July 24 and 25. (Beer)**

MANAGER’S REPORT:

- 1. APPROVE AND AUTHORIZE EXECUTION OF SUBGRANT AWARD FOR ROME CIRCUIT MENTAL HEALTH COURT FROM ACCOUNTABILITY COURT FUNDING AND COMMITTEE CRIMINAL JUSTICE COORDINATING COUNCIL IN THE AMOUNT OF \$114,100.00 FOR IMPLEMENTATION OF MENTAL HEALTH COURT PROGRAM. (SUBGRANT NUMBER: J16-8-068, GRANT PERIOD JULY 01, 2015 THROUGH JUNE 30, 2016)**

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County Manager McCord stated Judge Neidrach made a presentation to the Board during caucus several weeks ago regarding the Mental Health Court Grant. He stated that the county is a prime candidate for this supplemental court with seventeen percent of individuals statewide entering local jails suffering from some type of mental illness. He added that half of all jail and state correctional detainees with mental illnesses reported three or more prior convictions. He stated he thinks this would be a good opportunity to possibly see some improvements in processing as well as providing additional options to keep some of these folks out of the judicial systems and out of the jails, where in some cases they probably do not belong. The total awarded amount of the grant was \$114,100.00, which is effective July 1, 2015 until June 30, 2016. He stated this would include the hiring of a program coordinator and some additional contracted duties. They will also be provided with office space for operations at the Matrix headquarters located on Avenue A. He stated the grant would be reviewed at the end of the year for results of positive impact for the community, pending results this could be an annual award.

Chairman Maxey called for a Motion. Commissioner Wallace made a MOTION to Approve and Authorize Execution of Subgrant Award Agreement for Rome Circuit Mental Health Court from Accountability Court Funding and Committee Criminal Justice Coordinating Council in the amount of \$114,100.00 for implementation of Mental Health Court Program. (Subgrant Number: J16-8-068, Grant Period July 01, 2015 through June 30, 2016) SECOND by Commissioner Fricks.

Discussion: Commissioner Wallace stated she would like to add that the Sheriff's Office was present at Caucus. She stated they also commended the Board on being able to approve this grant to have the mental health court program. They felt that it would certainly help their organization as well. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

2. APPROVE AND AUTHORIZE EXECUTION OF CHANGE ORDER NO. 01 TO AGREEMENT BETWEEN PRESLEY, INC. AND FLOYD COUNTY FOR CHILLER REPLACEMENT PROJECT AT THE ROME-FLOYD COUNTY LAW ENFORCEMENT CENTER. (2013 SPLOST)

County Manager McCord stated there is no change in funding related to Change Order No. 01 with Presley, Inc.; however, there is a bit of testing and balancing that needs to be done internally, which is mostly electrical and some mechanical work. He stated it is really no fault of their own as far as the contractors go in completing that project. He might add that the system is in place and functioning. This is just sort of a punch list item that will help them get the full package between the control system and the actual chiller. Presley, Inc. is requesting a twenty-eight (28) day extension because there are actually some liquidated damages in this contract. He stated this would certainly not fall on Presley for the damages in being late. This is more on internal maintenance on the county's part.

Chairman Maxey called for a Motion. Commissioner Wallace made a MOTION to Approve and Authorize Execution of Change Order No. 01 to Agreement between Presley, Inc., and Floyd County for Chiller Replacement Project at the Rome-Floyd County Law Enforcement Center. (2013 SPLOST) SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

3. APPROVE AND AUTHORIZE AWARD OF BID TO I-CON SYSTEMS, INC., AS SOLE SOURCE PROVIDER FOR RETROFIT PLUMBING REPAIR PARTS FOR FLOYD COUNTY JAIL (BLOCKS I-L) IN THE AMOUNT OF \$28, 737.80.

County Manager McCord stated that the county previously authorized \$17,000.00 in plumbing repairs for Blocks J-K at the Jail. He stated the work has been completed and installed. Repairs for Blocks I-L will be Phase II, and the total amount for the retrofit plumbing repair parts is \$28,737.80. This is a sole source purchase. He stated it was advertised on the county's website and through publications with no objections to the sole source award of these materials. The work will be completed internally, and is expected to take approximately two weeks to complete.

Chairman Maxey called for a Motion. Commissioner Fricks made a MOTION to Approve and

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Authorize Award of Bid to I-Con Systems, Inc., as Sole Source Provider for retrofit plumbing repair parts for Floyd County Jail (Blocks I-L) in the amount of \$28,737.80. SECOND by Commissioner Wallace. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

4. APPROVE AND AUTHORIZE AWARD OF BID FOR UP-FITTING OF TWO (2) MARKED VEHICLES AND ONE (1) UNMARKED VEHICLE FOR THE FLOYD COUNTY POLICE DEPARTMENT, AND THREE (3) MARKED VEHICLES FOR THE SHERIFF'S OFFICE.

County Manager McCord stated the Board previously authorized the purchase of three (3) vehicles for the Sheriff's Office and three (3) vehicles for the Floyd County Police Department. He stated the proposed bid is for the purchase of the up-fitting equipment for those vehicles. Four bids were received from four different suppliers on June 09, 2015. He stated the recommendation is to award the bid to Coosa Valley Communications in the total amount of \$22,562.97. The total amount for the three (3) Sheriff's Office vehicles is \$12,813.00, and a total amount of \$9,749.97 for the three (3) Police Department vehicles. He stated this bid is not only within budget, but under budget.

Chairman Maxey called for a Motion. Commissioner Wallace made a MOTION to Approve and Authorize Award of Bid to Coosa Valley Communications in the total amount of \$22,562.97 for up-fitting of two (2) marked vehicles and one (1) unmarked vehicle for the Floyd County Police Department, and three (3) marked vehicles for the Sheriff's Office. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

5. AGREEMENT BETWEEN FLOYD COUNTY AND THE CITY OF CARTERSVILLE FOR A PART-TIME INMATE WORK CREW.

County Manager McCord stated the proposed agreement is the result of the Paulding County facility that has changed their operations, and are no longer providing external details. He stated the City of Cartersville approached the county with the request of a part-time inmate work crew. The agreement will authorize an inmate work crew for six months out of the year, April through September, for a total of \$31,148.00. He stated the city would be utilizing this work crew in their Recreation Department. They are in desperate need to get this crew underway. He stated approving this agreement would not require adding a new position as the previously approved Dalton-Whitfield contract required. They would be able to fill this obligation without an additional position, and still have use of the bench strength, or excess capacity during the off months for their own details. He added that the City of Cartersville would be providing the vehicle, transportation, and maintenance of the vehicle.

Chairman Maxey called for a MOTION. Commissioner Wallace made a MOTION to Approve and Authorize Agreement between Floyd County and the City of Cartersville for a Part-time Inmate Work Crew in the amount of \$31,148.00. SECOND by Commissioner Fricks. VOTING:

YES NO

Commissioner Wallace
" Fricks
Chairman Maxey

Motion Carried

ATTORNEY'S REPORT:

No report.

ADJOURNMENT:

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

YES

NO

Commissioner Wallace

" Fricks

Chairman Maxey

Motion Carried

FLOYD COUNTY BOARD OF COMMISSIONERS

LARRY N. MAXEY, CHAIRMAN

FLOYD COUNTY BOARD OF COMMISSIONERS

CAUCUS

June 23, 2015 4:30 PM

Present: Commissioners Garry Fricks, Larry Maxey, and Rhonda Wallace, County Manager Jamie McCord, County Attorney Wade Hoyt, and Comptroller/Finance Director Gary Burkhalter.

Mr. Matt Hill with Mauldin & Jenkins, LLC, was present to provide a presentation and overview of the FY2014 Audit Report.

Commissioners and staff reviewed items on the agenda for the meeting of June 23, 2015.

FLOYD COUNTY BOARD OF COMMISSIONERS

LARRY N. MAXEY, CHAIRMAN