

**REGULAR MEETING  
FLOYD COUNTY BOARD OF COMMISSIONERS  
DECEMBER 08, 2015                      2:00 P.M.**

**PRESENT:** Chairman Larry Maxey, Commissioners Irwin Bagwell, Scotty Hancock, and Rhonda Wallace.

**OTHERS**

**PRESENT:** County Manager Jamie McCord, Assistant Manager Gary Burkhalter, County Attorney Wade Hoyt, and Interim County Clerk Jaime Armstrong.

**ABSENT:** Vice-Chairman Garry Fricks.

**CALL TO**

**ORDER:** Chairman Larry Maxey called the meeting to order.

**INVOCATION:** Chairman Larry Maxey led the Invocation.

**PLEDGE OF**

**ALLEGIANCE:** Commissioner Rhonda Wallace led the Pledge of Allegiance.

**ADOPTION OF  
MINUTES:**

Chairman Maxey asked County Attorney Wade Hoyt if the minutes were in order. County Attorney Hoyt stated the minutes have been reviewed and are in order. MOTION made by Commissioner Wallace to adopt the minutes of the Caucus and Regular Meeting of November 24, 2015. SECOND by Commissioner Bagwell. VOTING:

YES                      NO

Commissioner Wallace  
"                      Bagwell  
"                      Hancock  
Chairman Maxey

Motion Carried

**FIRST READINGS:**

**(PUBLIC HEARINGS TO BE HELD JANUARY 12, 2016 AT 2:00 PM)**

**REQUEST FOR REZONING & SPECIAL USE PERMITS**

- 1. FILE #112-2015SUP. REQUESTS SPECIAL USE PERMIT TO CONSTRUCT A COMMUNICATION TOWER ON PROPERTY ON PLEMONS ROAD. TAX MAP L18, PARCEL 262. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 8-0].)**

**ULDC TEXT AMENDMENTS**

- 1. REVISE TABLE 3.1, RESIDENTIAL AND AGRICULTURAL DISTRICTS, AND TABLE 3.2, NONRESIDENTIAL DISTRICTS, PERTAINING TO PERMITTED PRINCIPAL AND ACCESSORY USES. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 8-0].)**

Chairman Maxey stated Public Hearings for these items would be held January 12, 2016 at 2:00 p.m.

**PUBLIC HEARINGS:**

**(FIRST READINGS HELD NOVEMBER 24, 2015)**

**AMENDMENT TO CODE OF ORDINANCES OF FLOYD COUNTY, GEORGIA**

- 1. AMEND CHAPTER 2-11, SECTION 2-11-40, OF THE CODE OF FLOYD COUNTY, GEORGIA REGARDING USE OF TOBACCO PRODUCTS. (2015-005A)**

Chairman Maxey asked County Manager McCord for a review of the proposed amendment. County Manager McCord stated the proposed amendment was requested by the Sheriff for the code to include the use of e-cigarettes and vaporizers. He stated they really have not had a problem, but it is becoming more prevalent around the courthouse and some of their other facilities. County Attorney Hoyt

**(12/08/15 - Regular Meeting)**

revised the ordinance to reflect the definition of tobacco products to include vapes, electronic cigarettes, e-juice, wax vape pens, and herbal vaporizers. He stated any vaporizer medically prescribed by a licensed MD for breathing assistance would obviously be allowed. The amendment just clarified these uses, and it will be a good ordinance to have in place going forward. He stated these type products are certainly not something that the judges or anyone else would like to see being used in the courthouses or any of the other county facilities.

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

Chairman Maxey called for a Motion. MOTION was made by Commissioner Hancock to Amend Chapter 2-11, Section 2-11-40, of the Code of Floyd County, Georgia regarding Use of Tobacco Products. (2015-005A) SECOND by Commissioner Wallace. VOTING:

	YES	NO
Commissioner Wallace		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

**CHAIRMAN'S REPORT:**

**1. Citizen Appointments.**

- a. Floyd- Rome Urban Transportation Study (FRUTS) Citizens Advisory Committee.**
- b. Northwest Georgia Regional Commission Board of Directors.**

Chairman Maxey made a MOTION reappoint James Howell and William Burk III, and appoint Bradley Doyle, to the Floyd- Rome Urban Transportation Study (FRUTS) Citizens Advisory Committee for 2-year terms to expire December 31, 2017, and appoint Ronnie Kilgo the Northwest Georgia Regional Commission Board of Directors for 1-year term to expire September 08, 2016. SECOND by Commissioner Bagwell. VOTING:

	YES	NO
Commissioner Wallace		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

**2. Discuss December Called Meeting Date.**

Chairman Maxey announced that the Board of Commissioners would hold a Called Meeting on December 22, 2015 at 9:00 a.m.

**COMMISSIONER'S REPORT:**

**1. Administrative/Finance Committee – Commissioner Bagwell, Chairman**

- a. RFP for Audit Services.

No action taken. Commissioner Bagwell stated they are still diligently working on the audit services, and should have a recommendation by the December 22, 2015 Called Meeting.

**2. Public Safety Committee – Commissioner Maxey, Chairman**

No report.

**3. Public Works Committee – Commissioner Wallace, Chairman**

No report.

**(12/08/15 - Regular Meeting)**

**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 Bagwell & Fricks**

No report.

**b. Joint Services Committee – Commissioners Maxey & Bagwell**

- 1) Approve and Authorize Revisions to Interlocal Cooperation Agreement between Floyd County and the City of Rome establishing the Rome-Floyd County Land Bank Authority.

No action taken.

**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 reported that the Floyd County Jail Perimeter Lighting Project through Georgia was completed this past week. He stated they are also at about ninety-eight percent on the Jail Controls Project. Sheriff Burkhalter provided an update on the project at the Public Safety Committee meeting this morning. He stated they will start on the Jail Medical Project after the first of the year putting together a strategy to move forward with that project. He does anticipate potentially a design build bid or a guaranteed maximum price for that project as well, which will be very similar to Animal Control. He stated the request for proposals (RFP) for document management software for the Clerk of Superior Court's Office are due back in a couple weeks. There has been a lot of discussion over the past year on how to move forward with that project. He stated they will have to evaluate those to see how that comes out. The Forum Roof Replacement Project is underway. He stated part of the roof replacement is covered by insurance, but the remaining funds will be covered by SPLOST.

**f. RFPRA Task Force Committee – Commissioners Maxey & Fricks**

No report.

**CLERK'S REPORT:**

**Consent Agenda**

Interim County Clerk Jaime Armstrong stated there are eight items on the Clerk's Consent Agenda, which have been reviewed and submitted for approval.

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

YES NO

Commissioner Wallace  
" Bagwell  
" Hancock  
Chairman Maxey

(12/08/15 - Regular Meeting)

Motion Carried

1. **Addendum to Memorandum of Agreement for Save Anticipated Collections for FY2016.**
2. **Approve and Authorize Execution Of Recipient-Subrecipient Agreement for Georgia Emergency Management Agency (GEMA) FY2015 Homeland Security Grant from the Department of Homeland Security in the amount of \$3,000.00 for the Floyd County Police Department. (GAN#EMW-2015-SS-0065-S01, Budget Worksheet #SHO15-089)**
3. **Application for Alcoholic Beverage License, Jessica Perez, Mi Alazan Mexican Restaurant, 15 Everett Springs Road SE, Calhoun (New. Beer & Wine)**
4. **2016 Alcoholic Beverage License Renewals, contingent upon payment of taxes.**
5. **2016 Self-Service Fuel License Renewals.**
6. **2016 Precious Metals License Renewals.**
7. **Health Services Agreement between Floyd County, Floyd County Sheriff, and CorrectHealth Floyd, LLC for Inmate Medical Care at Floyd County Jail And Floyd County Prison.**
8. **Approve and Authorize Additional Victim Witness Advocate Position (Position#432-007) funded through 2015-2016 VOCA "New Funding" Award.**

**MANAGER'S REPORT:**

1. **SUBMITTAL OF FY2016 LOCAL MAINTENANCE IMPROVEMENT GRANT (LMIG) APPLICATION AND PROJECT LIST TO GEORGIA DEPARTMENT OF TRANSPORTATION (GDOT) FOR PLANT MIX RESURFACING OF COUNTY ROADS.**

County Manager McCord stated the project list to be submitted with the FY2016 Local Maintenance Improvement Grant (LMIG) reflects 13.547 miles of county roads for resurfacing. He stated their allocation by formula is \$782,791.00, and they have an estimated material cost of \$794,723.00, which is slightly above the estimated formula amount. They also have to provide thirty percent match. He stated the match is provided through labor, the actual installation of the paving, and through milling in partnership with the City of Rome, so they do more than provide that thirty percent match. They have a good list of streets throughout the community. He stated they always wish that they could do more, but he feels that this is a good list. They also have some other roads listed for consideration. He stated the pavement condition ratings are included for their information as well. He recommended submittal of FY2016 Local Maintenance Improvement Grant (LMIG) Application and Project List to the Georgia Department of Transportation (GDOT) for plant mix resurfacing of county roads.

Chairman Maxey called for a Motion. MOTION was made by Commissioner Wallace to Approve submittal of FY2016 Local Maintenance Improvement Grant (LMIG) Application and Project List to the Georgia Department of Transportation (GDOT) for plant mix resurfacing of county roads. SECOND by Commissioner Hancock. VOTING:

YES NO

Commissioner Wallace  
" Bagwell  
" Hancock  
Chairman Maxey

Motion Carried

2. **APPROVE FY2016 JOINT ROME-FLOYD COUNTY BUDGETS:**

- a. Planning Department
- b. Building Inspection Department
- c. Environmental Services Department
- d. Solid Waste Commission

County Manager McCord stated they have before them four FY2016 Joint Rome-Floyd County budgets for consideration. He stated they have all been through committee, and are recommended to both the city and county commissions for approval prior to the end of the year. The first budget would be for the

**(12/08/15 - Regular Meeting)**

Planning Commission. He stated the budget is administered by the City of Rome though it is jointly budgeted. The proposed revenue is \$414,030.00 and the proposed expenditures are \$414,430.00. He stated that is a slight decrease over previous the year. The second would be the Building Inspection Department budget with total revenues at \$750,000.00 and total expenditures at \$788,100.00, which is a slight increase of 3.3% on expenditures and a 1% increase on revenues. He stated the Environmental Service Department budget reflects a slight increase in personal services for a part-time position changing from twenty hours to twenty-eight hours with everything else remaining flat. The last budget is the Solid Waste Commission budget that was approved at the last Solid Waste Commission meeting in November. He stated the total expense budget approved was \$2,464,060.00. He brings those to the Board with a recommendation to approve the FY2016 Joint Rome-Floyd County Planning Department, Building Inspection Department, Environmental Services Department, and Solid Waste Commission budgets as submitted through committee.

Chairman Maxey called for a Motion. MOTION was made by Commissioner Wallace to Approve the FY2016 Joint Rome-Floyd County Planning Department, Building Inspection Department, Environmental Services Department, and Solid Waste Commission budgets as submitted. SECOND by Commissioner Bagwell. VOTING:

	YES	NO
Commissioner Wallace		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

**ATTORNEY'S REPORT:**

**1. ENTER IN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING PENDING OR POTENTIAL LITIGATION PURSUANT TO O.C.G.A. 50-14-2(1)**

Executive Session was held prior to the Commission Meeting. The Executive Session was called to order at 1:44 p.m. and ended at 1:52 p.m.

Chairman Maxey called for a Motion. MOTION was made by Commissioner Wallace to Approve Tax Refund to 430, 432 Lavender Drive LLC in the amount of \$6,250.00. SECOND by Commissioner Hancock. VOTING:

	YES	NO
Commissioner Wallace		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

**ADJOURNMENT:**

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

	YES	NO
Commissioner Wallace		
" Bagwell		
" Hancock		
Chairman Maxey		

Motion Carried

**FLOYD COUNTY BOARD OF COMMISSIONERS**

**LARRY N. MAXEY, CHAIRMAN**

**(12/08/15 - Regular Meeting)**

**FLOYD COUNTY BOARD OF COMMISSIONERS  
CAUCUS  
DECEMBER 08, 2015 2:00 PM**

Present: Commissioners Irwin Bagwell, Scotty Hancock, Larry Maxey, and Rhonda Wallace, County Manager Jamie McCord, Assistant Manager Gary Burkhalter, County Attorney Wade Hoyt, and Interim County Clerk Jaime Armstrong.

Commissioners and staff reviewed items on the agenda for the meeting of December 08, 2015.

Executive Session was held prior to the Commission Meeting for the purpose of discussing pending or potential litigation pursuant to O.C.G.A. § 50-14-2(1). The Executive Session was called to order at 1:44 p.m. and ended at 1:52 p.m.

**FLOYD COUNTY BOARD OF COMMISSIONERS**

**LARRY N. MAXEY, CHAIRMAN**