

REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
June 28, 2016 6:00 P.M.

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

OTHERS

PRESENT: County Manager Jamie McCord, Assistant Manager Gary Burkhalter, County Attorney Wade Hoyt, County Clerk Erin Elrod

CALL TO

ORDER: Chairman Maxey called the meeting to order.

INVOCATION: Commissioner Maxey led the Invocation.

PLEDGE OF

ALLEGIANCE: Commissioner Fricks led the Pledge of Allegiance.

PUBLIC PARTICIPATION:

Matt Hill of Mauldin & Jenkins presented the fiscal year 2015 audit. Mr. Hill stated that Mauldin & Jenkins do more Governmental audits than any firm throughout the southeast and they were proud of their association with the county. He stated in their opinion, the most important thing about the audit process is the audit, and financial statements. He stated these were management assertion and they come in and give their opinion about the financial statements. He stated they issue an unmodified opinion, which means that it is clean. They have no material statements so that is the most important thing that he could say about financial statements since they have that unmodified opinion. He stated one of the big highlights of the year was the change of the implementation of GASB68 related to pensions. He stated it was something that effected every government and was not unique to Floyd County. What they have done is taken some information where they had actuarially determined liability that they had always disclosed information about and that now shows up as a liability of the county. He stated it was about a \$4.7 million dollar hit to the county's net position, which is essentially equity. He stated this is not something that is unusual and proportionally speaking it was not nearly as bad a hit as he saw other counties and cities within the state and outside it. He stated Floyd County is in plans that are well funded, which was a good thing. He stated the other thing that he wanted to point out is that there was a good increase this year in the general fund balance, which is essentially like equity. General fund is the major operations of the county. He stated they saw a sort of leveling of that through the past few years but there had been an increase in general funds this year. He stated they had a few management type points, things for improvement, and some ways elected officials have their segregation of duties, the way they are dividing who does what can be looked at closer. He stated they have also seen some instances where the county is holding cash for some other person or entity and not always having complete and accurate records of who those amounts need to be paid out to. He stated that it was just a few things and not large dollar amounts that needed to be cleaned up. He stated he had nothing further that he would like to point out unless there were any questions.

Willie Green, Elections Director presented elections statistics, voter experience survey, poll officer survey, election day issues and discussed strategic performance measures of the department from the May 24, 2016 General Primary Election. Mr. Green stated that one of the major issues they had regarding voting was the misunderstanding of the policies and procedures on their behalf. He state the secretary of state was currently looking into the issue and it is an ongoing investigation. He stated they were working with them to come up with some policies and procedures. He stated the Board of Elections has also recently addressed the issues and they are going to pass a resolution regarding the board. He stated they were making changes and preparing for the November election that would include those changes. Mr. Green referred to a packet of information that he handed out and stated page one showed the amount of times that the poll managers came into the office to report. He stated in 2012 the earliest poll manager uploaded the data at 10:03 PM, in 2016 they were able to get the earliest in by 8:36 PM so they were running about an hour earlier. He thought one of the things that made a difference was the lamination of documents that is required by the secretary of state to be placed on the wall and that allowed the poll managers to put it in a bag and come in the office. He stated he also included two press releases speaking about the data that was placed on the internet regarding campaign disclosure reports and campaign finance reports which has helped the public and candidates see all the data that is there. He stated some counties are doing this through vendor software at about \$3,000.00 per year but he was trying to use staff to get the information out. He stated the final item was the monthly report on the three divisions they have in the office, the administration, the election division, and the

(06/28/16 - Regular Meeting)

registration. He stated the numbers were to give the Board an idea of their work load, performance measures, performance indicators, and trying to implement a five year strategic plan for making Floyd County Board of Election and Registration top notch in the country. He stated he would answer any questions that anyone might have.

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 Bagwell to adopt the minutes of the Caucus and Regular Meeting of February 09, 2016. SECOND by Commissioner Wallace. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

Motion Carried

Amended the meeting minutes of June 28, 2016 to add Commissioner Bagwell to the attendance.

PUBLIC HEARING

(FIRST READINGS HELD JUNE 09, 2016)

REQUESTS FOR REZONING & SPECIAL USE PERMITS

- 1. FILE # 61-2016Z. REQUESTS REZONING FROM HEAVY COMMERCIAL (H-C) TO AGRICULTURAL RESIDENTIAL (A-R) TO MARKET FOR RESIDENTIAL USE ON PROPERTY ON CEDARTOWN HIGHWAY IDENTIFIED ON FLOYD COUNTY TAX MAP H18 AS PARCELS 058 AND 059.. (PLANNING COMMISSION RECOMMENDATION: APPROVE. [VOTE: 9-0].)**

Chairman Maxey asked Ms. Sue Hiller, Rome-Floyd County Planning Department Director, to review the rezoning request. Ms. Hiller presented maps of the property and surrounding areas. She stated that this was three (3) platted lots even though they were listed as two taxed lots . She stated the north and south was undeveloped and the center lot had a single-family dwelling. She stated to the north is agricultural residential (A-R) and community commercial (C-C) zoning. She stated all the way around otherwise is agriculture residential (A-R) and the predominate use is agricultural and residential. She stated in 2002 the property was rezoned from agricultural residential (A-R) to heavy commercial (H-C) for an auto auction and because of the residential uses around the property the rezoning had conditions like it could only be an auto auction one night a week and storage over 7 days inside a building. She stated that it was shown on the future land use map as agricultural residential (A-R) and suburban residential (S-R) although the 27 quarters commercial in some areas it is not so much here. Rezoning the property back to agricultural residential (A-R) would allow the use as most compatible with the surrounding properties, which are residential and agricultural. She stated that it was a unanimous recommendation to approve.

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

Support: Mr. Sam Johnson stated he sold the property and it was contingent upon getting it rezoned agricultural residential (A-R).

Chairman Maxey asked if there was anyone else to speak in favor or opposition of the rezoning, seeing none he closed the public hearing.

Chairman Maxey called for a Motion. MOTION made by Commissioner Bagwell to Adopt an Ordinance to Approve Request for Rezoning from Heavy Commercial (H-C) to Agricultural Residential (A-R) to market for residential use property on Cedartown Highway identified on Floyd County Tax Map H18 as Parcels 058 and 059. SECOND by Commissioner Fricks. VOTING:

(06/28/16 - Regular Meeting)

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

Motion Carried

2. ADOPT AN ORDINANCE TO APPROVE CODE AMENDMENT TO ADD THE FOLLOWING AS SECTION 2-15-7: "SECTION 2-15-7: ENFORCEMENT OF LEFT HAND TURN ONLY PROVISION."

Chairman Maxey asked County Manager McCord to provide insight. County Manager McCord stated this ordinance was the result of a zoning action for a trucking company that is located on Booze Mountain Road. He stated the rezoning request was granted but it was conditional upon there being a left turn only to force all traffic out of the trucking company back towards US-27 past the college so there would not be any residential cut through over Booze Mountain Road through Lindale and the trail area. He stated this was the document that would allow them to enforce it. He stated County Attorney Hoyt worked with Judge Richardson in getting it to where it could be enforced and enforced in the court system. He stated the document was in order and it was the vehicle that would allow them to enforce the no left turn ordinance. He stated they would be asking that the trucking company place the sign for no left turns as well so it can be enforced to anyone turning around in that area.

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

Chairman Maxey called for a Motion. MOTION made by Commissioner Wallace to Adopt an Ordinance to Approve Code Amendment to Add the Following as Section 2-15-7: "Section 2-15-7: Enforcement of Left Hand Turn Only Provision.". SECOND by Commissioner Fricks. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

Motion Carried

CHAIRMANS REPORT:

1. Citizen Appointments

- a. Floyd County Library Board- reappoint Larry Hestely for a 3-year term to expire June 30 2019.**

Chairman Maxey made a MOTION to reappoint Larry Hestley to a 3 year term to the Floyd County Library Board set to expire on June, 30 2019. SECOND by Commissioner Bagwell. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

(06/28/16 - Regular Meeting)

Motion Carried

COMMISSIONER'S REPORT:

1. Administrative/Finance Committee- Commissioner Maxey, Chairman

No report.

2. Public Safety Committee- Commissioner Wallace, Chairman

No report.

3. Public Works Committee- Commissioner Hancock, Chairman

- a. Receipt of Georgia Department of Transportation (G-DOT) Local Maintenance and Improvement Grant (LMIG) in the amount of \$85,000 or 70% of the project cost for the connection of Blacks Bluff Road from the east to the bypass.

County Manger McCord stated they had gotten approval for LMIG funding for the improvement to the bypass section where Blacks Bluff Road has a dog leg intersection that is not a smooth intersection. He stated it would be converting the road back into the original right of way with the use of LMIG grant funds from Georgia DOT. The total amount is \$85,000.00. The grant would commit \$85,000.00 or 70% of the project cost with the project estimate being somewhere in the neighborhood of \$130,000.000. He stated most of the county's contribution would be in the form of labor and equipment. He stated this was more of point of information but they would be greatly improving that intersection of Black Bluff Road at the bypass.

4. Water Committee- Commissioners Fricks, Chairman

County Manager McCord stated

5. Judicial Services Committee (CJIS)- Commissioner Fricks

No report.

6. Floyd County Library Board- Commissioner Bagwell

No report.

7. Special Committee Reports.

No report.

a. Fire Overview Committee- Commissioner Bagwell & Fricks

No report.

b. Joint Services Committee- Commissioners Bagwell & Maxey

No report.

c. Joint Development Oversight Committee- Commissioners Bagwell & Wallace

No report.

d. Joint Solid Waste Oversight Committee- Commissioners Bagwell & Hancock

County Manager McCord stated

e. SPLOST Project Overview Committee- Commissioners Fricks & Hancock

1. Next SPLOST meeting will be held at 5:30pm on Thursday June 30, 2016, at the Rome Tennis Center at Beery College.

County Manager McCord stated they would be having a SPLOST update on Thursday June 30, 2016 at 5:30 at the Tennis Center located at Berry College. He stated they would mostly be doing show and tell with the tennis center and have a couple pieces of fire

(06/28/16 - Regular Meeting)

equipment there. A fire tanker that has been ordered and is already in place and running and their storm simulation trailer will also be there.

f. RFPRA Task Force Committee – Commissioners Maxey & Fricks

No report.

g. Transportation Policy Committee (TPC) – Commissioners Bagwell & Fricks

No report.

CLERK’S REPORT:

Consent Agenda

County Clerk Erin Elrod stated there were 3 items placed on the Clerk’s Consent Agenda that have been reviewed, and are 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 Wallace. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

Motion Carried

- 1. Review and approve a precious metals dealer license for ATMA Holistic Adornment at 9 Silver Hills Road SE, Silver Creek, Georgia 30173. The application has been submitted by Dawn Callaway and has been signed off on by the Floyd County Police.**
- 2. Review and approve an alcohol license application for Mama & Poppy’s Country Store located at 4672 Martha Berry Highway, Rome, Georgia 30165. The application has been submitted by owner Georgia Marshall Price and the licensed agent Kristopher Allen Carr. It has been signed off on by the Floyd County Health Department, Floyd County Police, Floyd County Tax Commissioner, and the Rome-Floyd County Fire Marshall.**
- 3. Review and Approve the terms and conditions of the professional services being provided by Georgia Health Partners, LLC (Treatment Provider), as an independent contractor, to the Rome Circuit Mental Health Court (RCMHC)**

County Attorney Hoyt stated it was the final agreement that they have to enter in to, in reference to the Circuit Mental Health Court provided by Judge Niedrach. He has reviewed it, he prepared it, and I approved it so now it’s ready for board approval.

MANAGER’S REPORT:

- ~~**1. CONSIDER FOR REQUEST A REFUND TO THOMAS SHIPLEY STINSON FOR A 50 ACRE PARCEL PROPERTY NUMBER D14 050, FRO 2007-2015**~~

DEFERED TO JULY 12, 2016 MEETING.

County Manager McCord stated there were 3 items on the Managers Report. He stated Item 1 would be deferred to the next meeting (July 28, 2016) and will be addressed in caucus.

2. REPUBLIC SERVICES

- a. RECOMMEND APPROVAL OF REPUBLIC SERVICES (ALLIED/BFI) FOR TRASH HAULING, RENTING, AND SERVICING OF COMPACTORS AND SIX YARD CONTAINERS AT THE FORUM, JAIL, PRISON AND AIRPORT AT THE RATES OF: COMPACTED- \$20.00/MONTH RENTAL FEE AND \$97.00 HAUL PULL SERVICE RATE**

(06/28/16 - Regular Meeting)

FOR THE FORUM, JAIL, AND PRISON AND \$90.00/ HAUL PULL SERVICE RATE ON SIX YARD CONTAINERS AT THE JAIL AND AIRPORT.

County Manage McCord stated that item a. was Republic services bid for waste services. He stated the put a request for proposal (RFP) out several weeks ago for waste services at various locations around the county and only received one bid. He stated the locations are the Prison, the Forum, and Jail, all with compactors and the Jail and Airport with both 6 yard front load containers. He stated with them being the only bidder it was still a saving over their last contract. He recommended approving and authorizing the contract with Republic services at a net saving of \$250.00 per month and they would be using refurbished equipment at each of the sites. He stated \$200.00 for rent on the compactors and \$97.00 per pull and a \$90.00 rate on both 6 yard containers.

b. APPROVE CONTRACT WITH REPUBLIC SERVICES (ALLIED/BFI) FOR TRASH HAULING, RENTING, AND SERVICING OF COMPACTORS AND SIX YARD CONTAINERS AT THE FORUM, JAIL, PRISON AND AIRPORT AT THE RATES OF: COMPACTED- \$20.00/MONTH RENTAL FEE AND \$97.00 HAUL PULL SERVICE RATE FOR THE FORUM, JAIL, AND PRISON AND \$90.00/ HAUL PULL SERVICE RATE ON SIX YARD CONTAINERS AT THE JAIL AND AIRPORT.

County Manage McCord stated item b was to go forward with approval of the contract if the bid is approved then we would go forward to the approval of the contract with Allied/ BFI. Again that would be for \$200.00 a month rental fee, and \$97.00 haul fee for the Forum, Jail, Prison and \$90.00 haul pull on the 6-yard containers at the Jail and Airport. He recommended to approve the award of waste services to Allied Republic and also authorize the execution of the contract with allied for the amounts previously mentioned.

Chairman Maxey called for a motion. Commissioner Wallace made a MOTION to Approve the Award of Bid and Authorize the Contract with Republic Services (Allied/ BFI) for Trash Hauling, Renting and Servicing of Compactors and Six Yard Containers at the Forum, Jail, Prison and Airport. SECOND by Commissioner Fricks. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

Motion Carried

Commissioner Wallace asked if it was a three year contract. County Manager McCord stated it was a 3-year contract that runs year to year with a 90-day notice. He stated they have a 90-day out. Either party has a 90-day out as long as we notify 90 days prior to June 30. It goes for three years with 2 additional years with a consumer price index (CPI) adjustment that both parties would agree to. So we are locked in for 3 years and then we do have the ability for a CPI adjustment for the 2 years. He stated that it was standard in the waste industry and they do the same with their land fill contracts as well.

3. APPROVAL OF PURCHASE OF THE FOLLOWING VEHICLES APPROVE IN THE FISCAL YEAR 2016 MID-YEAR REVISED BUDGET.

- a. Purchase of 2016 Ford F-150 (1/2 ton) from Allan Vigil Ford-Lincoln Government Sales for \$22,642.00. \$30,000.00 was budgeted to replace vehicle #122 designated for Solid Waste in the Public Works fleet.
- b. Purchase of 2017 Ford F250 Crew Cab with 4x4 and Towing Package rom Allan Vigil Ford-Lincoln Government Sales for \$32,269.00. \$35,000.00 was budgeted to replace vehicle 207 in the Prison fleet.
- c. Purchase of 2017 Ford Escape S Compact SUV, Front Wheel Drive from Allan Vigil Ford-Lincoln Government Sales for \$21,540.00. \$25,000.000 was budgeted to replace vehicle #13 that exceeds 240K miles with multiple repairs in the Prison fleet.
- d. Purchase of 2016 Ford f150 (1/2 ton) from Allan Vigil Ford- Lincoln Government Sales in the amount of \$20,090.00. \$20,000.00 was budgeted to replace vehicle #196 in the Tax Assessors fleet.
- e. Purchase of 2017 Ford Escape S Compact SUV from Allan Vigil Ford- Lincoln Government Sales for \$19,340.00. \$20,000.00 was budgeted to replace the 2004 Ford Crown Victoria with 213,802 miles, equipment number 20467 in the Magistrate Court fleet.

(06/28/16 - Regular Meeting)

County Manager McCord stated that item three is the recommendation to approve purchase of the following vehicles as our 2016 midyear budget revision. It is a total of five (5) vehicles. This is a total of \$115,881.00 with a total budget for all 5 vehicles at \$130,000.00 so it's a \$14, 119.00 savings. He stated all of them would be purchased with government services contract. The reason for that is trying to get the vehicles delivered before the end of the year. We have a 90-120 day delivery if we can get these approved they will arrive within this calendar year. He recommended to approve the purchase of Five (5) vehicles that were previously approved in the fiscal year 2016 mid-year budget review in the amount of \$115,881.00

Chairman Maxey called for a motion. Commissioner Wallace made a MOTION to Approve the Purchase of vehicles for Public Works, Prison, Tax Assessor, and the Magistrate Court for a total of \$115,881.00 to Allan Vigil Ford- Lincoln Government Sales. SECOND by Commissioner Fricks. VOTING:

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

ADJOURNMENT:

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

	YES	NO
Commissioner Wallace		
" Fricks		
" Bagwell		
Chairman Maxey		

Motion Carried

FLOYD COUNTY BOARD OF COMMISSIONERS

LARRY N. MAXEY, CHAIRMAN

(06/28/16 - Regular Meeting)

**FLOYD COUNTY BOARD OF COMMISSIONERS
CAUCUS
June 28 , 2016 5:00 PM**

Present: Commissioners Irwin Bagwell, Garry Fricks, Larry Maxey, and Rhonda Wallace, County Manager Jamie McCord, Assistant Manager Gary Burkhalter, and County Attorney Wade Hoyt

FLOYD COUNTY BOARD OF COMMISSIONERS

LARRY N. MAXEY, CHAIRMAN