

REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
November 08, 2016 2:00 P.M.

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

OTHERS

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

CALL TO

ORDER: Chairman Maxey called the meeting to order.

INVOCATION: Commissioner Wallace led the Invocation.

PLEDGE OF

ALLEGIANCE: Commissioner Bagwell 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 Fricks to adopt the minutes of the Caucus and Regular Meeting of October 25, 2016. SECOND by Commissioner Bagwell. VOTING:

YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

PUBLIC PARTICIPATION:

Chairman Maxey reviewed the rules of Public Participation and stated there were two (2) people signed up to speak.

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Delphine Lomax, 2304 Harmony Lakes Circle, Lithonia, Georgia, Ms. Lomax stated that she thanks the commissioners for allowing her to come and speak regarding property L14X-012. She stated that it was regarding property in Rome, Georgia. She stated that County Clerk Elrod was going to provide them with the letter of appeal that she was going to briefly go through. She wrote the appeal because she lived in Atlanta but she had roots and family in Rome. Before her father passed in 2013, they came back to Rome to assign some of the property over to her as her father's heir. She stated that in August her cousin got a letter that was addressed to her daughter but when she opened it, it was addressed to her (Ms. Lomax) stating they were about to lose their property. She stated her cousin ended up paying \$939.77 because of interest and penalties. She stated she was glad her cousin paid it due to the property being in her family for a long period of time even though it did not sit well with her. She stated that she has never gotten any documents ever for L14X-012. She called the Tax Assessors office and spoke with a couple of people who said there was a system change, but again she had never received anything regarding the property. She stated that they had some other properties as well, going through the properties she compared old system to the new system. Her name was spelled right, her name was spelled wrong she has never lived at 2304 Harmony Lakes Circle, Rome, Georgia. New system it was entered write. She stated on other properties they had her name listed as names she was not associated with. She stated there were many errors so she was there appealing to the board because Mr. Womack (Tax Assessor) who told her that he was unsure what the legal perimeters about penalties and interest but he wanted her to know that the error was on their end. She stated that she has been going back and forth and County Clerk Elrod suggested that she do an appeal before the Board of Commissioners so that is why she was there. She stated it was not because she did not want to pay taxes but she really felt strongly that they should not have to pay for the penalties and interest. She added she had no problem paying the bill but it was a mistake made, not made by them (her family) or negligence on her part. She understood mistakes happen. She stated that she was really not sure on what else to say but she had all sorts of documentation and was just asking if they would consider the penalties and interest waived and they could move forward from this.

Chairman Maxey thanked Ms. Lomax and stated that this was a matter that they needed to turn over to County Attorney Hoyt to make a recommendation on it after review. He asked County Attorney Hoyt if Ms. Lomax needed to contact him directly or would the public participation be enough

County Attorney Hoyt said that the participation was enough and that he would be in touch in on the matter. He asked if Ms. Lomax would stick around after the meeting so that he could get her contact information.

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Chairman Maxey stated that they had another speaker. Ms. Chase Watterson.

Chase Watterson, Rome-Floyd County YMCA, Leadership Rome, Mr. Watterson stated that he was there on behalf of the YMCA of Rome and Floyd County. He stated that he was also a participant of the most recent class of Leadership Rome. He stated that he just wanted to say hello and he was there to observe. It was his error that he signed up under Public Participation because he thought it was an attendance sheet. He stated he was glad to be there and thanked the board.

PROCLAMATIONS:

1. National American Indian Heritage Month. Ms. Ann Bridges to accept.

Commissioner Hancock presented the Proclamation to Ms. Ann Bridges.

Ms. Ann Bridges stated that she appreciated the Commission for signing the Proclamation for them, very much.

Chairman Maxey stated that he wanted to thank her for calling National American Indian Heritage Month to their attention and they were happy to proclaim it.

SPECIAL RECOGNITION:

1. Special recognition of Floyd County Commissioner Scotty Hancock for academic achievements in ACCG Lifelong Learning Academy.

County Manager McCord stated that ACCG, Georgia's County Commission Association recently awarded County Officials with certificates for completing requirement in the Lifelong Learning Academy. Recipients were presented with achievement certificates during the 2016 Legislative Leadership Conference at the Jekyll Island Convention Center in Glenn County. He stated that Commissioner Hancock was honored for successfully completing the core requirements in the Lifelong Learning Academy. The Lifelong Learning Academy has been essential in providing county officials to enhance their knowledge in various areas while providing practical lessons that are applicable to situations in their respective counties. For over two decades ACCG and at the University of Georgia have worked in concert to provide supplemental training and educational tools for county officials. He stated members work to complete core

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requirements from they can chose from an abundance of course options in a number of tracks such as intergovernmental relations, disaster and Emergency preparedness. He stated that they would like to congratulate Commissioner Hancock. It takes almost two-years to complete the process and he knew it was very rewarding in the different areas. He stated that Commissioner Hancock had a good background with Floyd County with being an Employee for several years. He just wanted to congratulate on his accomplishment and recognize him for his accomplishment for the certificate her received last month.

RESOLUTION

4/5 VOTE TO ADD TO AGENDA AN EMERGENCY RESOLUTION FOR AN IMMEDIATE FLOYD COUNTY WIDE BAN ON ALL OUTDOOR OPEN BURNING.

Commissioner Wallace made a MOTION to add the Emergency Resolution to the Agenda. SECOND by Commissioner Hancock. VOTING:

YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

Chairman Maxey asked County Manager McCord to provide insight. County Manager McCord stated Fire Chief troy Brock contacted him several days ago about the situation and the severe drought, or exceptional drought as defined by the southeast region. He stated that they have been in a long period of drought and that they were over twelve inches behind for the year in the southeast region. He stated that they have obviously been struggling, as everyone was aware of the fires that get out of control, for whatever reason. He stated there have been multiple instances. They had the one on Highway 27 south, the one out near Chase and the soccer park a couple weeks ago. He thinks a lot of things have been happening throughout the community. Texas valley over

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the weekend, Old Rockmart Road and different places. He stated that it was a very dangerous situation that could happen without any cause. He stated they believed it was appropriate based on the recommendation of the Fire Chief to bring the Emergency Resolution and he recommended approving an immediate countywide ban on all outdoor open burning. He stated that this would limit any outdoor burning to cookers, smokers, grills, and no other outdoor burning would be allowed if the resolution were approved. He stated that they intended to come back to them with a permanent ordinance change but they needed to work together with the city since it was a joint department. He recommended approve an emergency fire ban for Floyd County.

Chairman Maxey called for a Motion. MOTION made by Commissioner Hancock to Approve the Immediate Emergency Burn Ban Resolution for Floyd County that would ban all open outdoor burning SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

Commissioner Fricks asked how they would get the word out. County Manager McCord stated that they would do a press release on it this afternoon. He stated that it may not make it until tomorrow but it would make it to the people who were there and they would do their best to get it in the paper by tomorrow.

Commissioner Bagwell stated for clarification about the ban; it would be in effect until it was lifted. County Manager McCord stated that Commissioner Bagwell was correct; it would not be lifted until the Board acted. He stated that was what part of an additional ordinance if they go with the permanent ordinance they would be able to lift it administratively with their oversight in the future.

FIRST READINGS

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(PUBLIC HEARINGS TO BE HELD ON ITEMS 1 & 2 NOVEMBER 22, 2016)

- 1. FILE #101-2016Z REQUESTS REZONING FROM COMMUNITY COMMERCIAL (C-C) TO SUBURBAN RESIDENTIAL (S-R) FOR EXISTING SINGLE-FAMILY DWELLING ON PROPERTY ON OLD DALTON SCHOOL ROAD AT OLD DALTON ROAD IDENTIFIED ON FLOYD COUNTY TAX MAP J12X AS PARCEL065 (APPROVED 8-0)**
- 2. FILE #114-2016SUP REQUESTS SPECIAL USE PERMIT FOR RV PARK ON PROPERTY ON ALABAMA HIWYA IDENTIFIED ON FLOYD COUNTY TAX MAP G13X AS PARCEL 239 (C-C COMMUNITY COMMERCIAL) (DENIED 8-0)**
- 3. LOCAL BURN BAN ORDINANCE**

Commissioner Wallace Made a MOTION to Table the Local Ban Burn Ordinance for Today. SECOND by Commissioner Bagwell.

YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

CHAIRMAN'S REPORT

1. Appoint Kim Canada to fill unexpired term of David Tucker to the Floyd County Personnel Board. This is set to expire December 31, 2018.

Chairman Maxey Made a MOTION to approve Kim Canada to Fill the Unexpired Term of David Tucker on the Floyd County Personnel Board set to expire on December 31, 2018. SECOND by Commissioner Wallace.

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YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

COMMISSIONER'S REPORT:

1. Administrative/Finance Committee- Commissioner Maxey, Chairman

Next meeting, Monday, November 21, 2016, at 9:30am.

2. Airport Commission

a. Wings Over North Georgia Airshow

County Manager McCord summarized the event that took place a couple of weekends ago. He stated that it went really well and they had a very successful airshow. He mentioned in caucus that the one good thing about the drought is that it has helped the airshow with no rain like they had last year. He stated they had good fuel sales from all the performers and acts that were at the facility. He stated there was an estimated crowd of 45,000 on Saturday and 20,000 on Sunday. He wanted to comment about the parking and traffic flow was much better. He thanked Sammy Rich, City of Rome Manager for assisting them with the message boards throughout the county and locations where parking could be reached and directions could be read by guests. He stated they had some dignitaries present, the Regional Administrator for FFA Southern Region Dennis Roberts was in attendance also Harris Blackwood, Director of the Govenors Office of Highway Safety. He stated the Thunderbirds were very pleased, they had a great show and even had a practice show on Friday that a lot of people got to see. He stated that they did not have all the expenses in yet but he just wanted to remind them that there would be some additional expenses over last year because they only had an abbreviated show last year and the expenses were not

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quite as high. He stated that he was very excited about 2017 and the Blue Angles coming to town. They would be able to land and in 2018 they were hoping the Thunderbirds would be able to land as they get the additional 1,000 feet of the runway project underway and hopefully constructed by then. He stated they were looking forward to next year and Mr. Mike Matthews, Airport Director was already working hard next year. He wanted to thank Mr. Mathews and staff for an around the clock event that took place on Thursday. He wanted to thank Troy and staff, Cleat Bonnie was Battalion Chief in charge that weekend and both Sheriff Department Staffs with Security and all the joint effort that took place through Public Safety Department.

Commissioner Wallace stated that she would also like to echo some of the things County Manager McCord had said. She stated there were about 65,000.00 people that attended. She stated that it was a great turnout and Mr. Mathews and staff did a great job, and they appreciated it. She thought everyone who came had a great time and they were looking forward to even bigger shows next year. She stated she wanted to thank them for all the work they did to bring it to Rome since it is such a great event.

3. Public Safety Committee- Commissioner Wallace, Chairman

Next meeting, Wednesday, November 9, 2016, at 8:00am.

4. Public Works Committee- Commissioner Hancock, Chairman

Next meeting, Wednesday, November 16, 2016, at 8:15am.

5. Water Committee- Commissioners Fricks, Chairman

Next meeting, Monday, November 21, 2016, at 3:30pm.

6. Judicial Services Committee (CJIS)- Commissioner Fricks

No report.

7. Floyd County Library Board- Commissioner Bagwell

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Next meeting, Thursday, November 17, 2016, 4:00pm.

8. 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

Next meeting, Tuesday, November 22, 2016, at 10:00am

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

a. Next meeting, Tuesday, November 22, 2016, at 9:30am.

e. SPLOST Project Overview Committee- Commissioners Fricks & Hancock

No report.

f. RFPRA Task Force Committee – Commissioners Maxey & Fricks

Next Meeting Tuesday, November 15, 2016, at 9:30am.

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

No report.

CLERK'S REPORT:

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Consent Agenda

County Clerk Erin Elrod stated there were four (4) items placed on the Clerk's Consent Agenda which 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
" Hancock
Chairman Maxey

Motion Carried

- 1. Judge Sparks Budget Revision**
- 2. Judge Neidrach Budget Revision**
- 3. Human Resources/ Financial Stipends**
- 4. Ticketing System for the Forum**

MANAGER'S REPORT:

- 1. APPROVE NETWORK SYSTEM UPGRADE FOR AUTOMATIC TANK GAUGE SYSTEM AT PUBLIC WORKS. THIS UPGRADE IS NECESSARY FOR FUTURE TECHNOLOGICAL ADVANCES AND IS ENDORSED BY THE FLOYD COUNTY MIS DEPARTMENT . THE ESTIMATE TO DO THE WORK IN 2016 IS \$5,995.00 AND \$6,700.00 IN 2017. THE UNBUDGETD EXPENSE CAN BE PAID THROUGH FLOYD COUNTY PUBLIC WORKS CAPITAL WITH FUNDS THAT ARE NOT**

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**BEING USED TO PURCHASE A NEW TRUCK/SYSTEM FOR
SPRAYING RIGHT OF WAYS.**

County Manager McCord stated there were three items for consideration. Item one is approval of a network system upgrade for the tank gauge system. He stated that this would be the system that monitors all of the tank gauges. He stated that they have already done this at the jail project through capital budget the previous year but they would like to go ahead and do the upgrade at the Public Works facility. He stated that it would be a change from the capital budget of use of unexpended funds of \$5,995.00 from the same installer that they used for the other location. He stated that they needed to bring it up to date and get in on a network based program and away from a modem based program which would make the system a lot easier to track. He recommended to approve the network system upgrade for a tank gauge system at Public Works in the amount of \$5,995.00 used from excess capital funds that will be unused in the 2016 budget.

Chairman Maxey stated that he believed it would cost \$6,700.00 in the next year and not have anything to do with what they are approving. County Manager McCord stated that was the quote if they have to relocate. He stated that they have been on site doing these upgrades at other location and if they leave and come back there would be a mobilization fee.

Chairman Maxey called for a Motion. MOTION made by Commissioner Hancock to Approve the Network System Upgrade for a Tank Gauge System at Public Works in the Amount of \$5,995.00 Used from Excess Capital funds that will be Unused in the 2016 Budget. SECOND by Commissioner Fricks. VOTING:

YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

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2. **AUTHORIZE TRANSFER OF \$13,000.00 UNUSED APPROVED CAPITAL FUNDS TO THE PRISON EQUIPMENT LINE TO PURCHASE FIREARMS. ON JULY 1, 2016 THE GEORGIA DEPARTMENT OF CORRECTIONS CHANGED THEIR FIREARMS QUALIFICATIONS STANDARDS FROM QUALIFYING WITH A .38 CALIBER REVOLVER TO QUALIFYING WITH A .40 CALIBER SEMI-AUTOMATIC HANDGUN. THE TRANSFER WILL ALLOW FOR THE PURCHASE OF TWENTY-FIVE HANDGUNS AND FIVE RIFLES TO MEET THE TRAINING MANDATE.**

County Manager McCord stated item two is authorized transfer of \$13,000.00 of unused approved capital funds to the prison. He stated that this was for purchase of firearms for their qualifying for all their prison employees that are certified. This \$15,000.00 was set aside for a camera system that is going to be delayed and pushed ahead as they work on a joint system with both the Water Department and Public Works Department. He stated that it was a much needed upgrade. They are converting from their qualification in arms for a .38 caliber revolver to .40 caliber semi-automatic handguns that will be purchased on state contract. It requires board action to approve a different use of capital funds. He stated that it would be moving the capital funds into operating budget for the purchase. He recommended to authorize transfer of \$13,000.00 of unused approved capital funds to the prison equipment line item for the purchase of firearms.

Chairman Maxey called for a Motion. MOTION made by Commissioner Wallace to Authorize Transfer of \$13,000.00 of Unused Approved Capital Funds to the Prison Equipment Line Item for the Purchase of Firearms. SECOND by Commissioner Hancock. VOTING:

YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

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3. PROPOSED TAX ALLOCATION DISTRICT (TAD) FINANCING FOR A 124-UNIT UPSCALE APARTMENT COMPLEX WEST OF STATE MUTUAL STADIUM. APPROVAL OF INTERGOVERNMENTAL AGREEMENT IF TAD IS APPROVED

County Manager McCord stated item three they have had multiple meetings on the RiverPoint TAD application that has been through. He stated they had a presentation to the County Commission about 2 weeks ago and they also had development agency presentation a few days prior to that. This recommendation at this point is required at this point to go to both city and county commissions. He stated it had been to the City Commission and it passed. It came as a recommendation to approve from redevelopment agency to both commissions. The approved application has been stated as \$220,000.00 for fifteen years on the RiverPoint Development. He stated that it was a county M&O obligation of \$42,854.00 based on \$11.1M gross assessment of that project. He stated that it would take 15 years to reach the total amount of funding that has been requested. They have two items that they have to address in item 3. One would be the approval of the TAD request as submitted and then the second part of that would be approval of the MOU and the taxed intergovernmental agreement going forward with that for their application. He stated that if there were any questions they would be glad to answer.

Chairman Maxey stated if they were talking about a tax allocation district, financing for a 124 unit upscale apartment complex west of state mutual stadium that would be what he entertain a motion on at this time.

Chairman Maxey called for a MOTION. Commissioner Fricks made a MOTION to Approve Tax Allocation District Financing for a 124-Unit Upscale Apartment Complex West of Mutual Stadium. SECOND by Commissioner Wallace. VOTING:

YES

NO

Commissioner Wallace

" Fricks

" Hancock

Chairman Maxey

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Motion Carried

Commissioner Bagwell abstained from the vote on the advice of County Attorney Hoyt due to having a financial relationship with one or more of the parties involved and he wanted to avoid even the appearance of any conflict.

OTHER BUSINESS:

Chairman Maxey stated they would now seek for approval or disapproval of Intergovernmental Agreement.

County Manager McCord stated that it was the binding Memorandum of Understanding (MOU) with the attached Intergovernmental Agreement that has already previously been approved on a previous TAD. He stated it could either be approved as submitted or it could be modified, which would have to be done at a later date.

Chairman Maxey called for a MOTION. Commissioner Wallace mad a MOTION to Approve the Memorandum of Understanding (MOU) with the Intergovernmental Agreement that is Currently Attached and in Place. SECOND Commissioner Hancock. VOTING:

YES

NO

Commissioner Wallace

" Fricks

" Hancock

Chairman Maxey

Motion Carried

Commissioner Bagwell abstained from vote.

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:

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YES

NO

Commissioner Wallace

" Fricks

" Bagwell

" Hancock

Chairman Maxey

Motion Carried

ATTEST:

ERIN ELROD, FLOYD COUNTY CLERK

(11/08/16 - Regular Meeting)

**FLOYD COUNTY BOARD OF COMMISSIONERS
CAUCUS**

November 08, 2016 1:00 PM

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

Commissioners and staff reviewed items on the agenda for the meeting of November 08, 2016.

ATTEST:

ERIN ELROD, FLOYD COUNTY CLERK