

**REGULAR MEETING
FLOYD COUNTY BOARD OF COMMISSIONERS
February 28, 2017 6:00 P.M.**

PRESENT: Commissioners Rhonda Wallace, Wright Bagby, Allison Watters, and Larry Maxey.

OTHERS PRESENT: Assistant Manager Gary Burkhalter, County Attorney Wade Hoyt III, and County Clerk Erin Elrod.

CALL TO ORDER: Chair Wallace called the meeting to order.

INVOCATION: Commissioner Maxey led the Invocation.

PLEDGE OF ALLEGIANCE: Commissioner Maxey led the Pledge of Allegiance.

APPROVAL OF AGENDA:

Chair Wallace called for a motion to approve the February 28, 2017 agenda. MOTION made by Commissioner Maxey. SECOND by Commissioner Watters. VOTING:

YES NO

Commissioner Bagby
" Watters
" Maxey
Chair Wallace

Motion Carried

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**ADOPTION OF
MINUTES:**

Chair Wallace asked County Attorney Hoyt if the minutes were in order. County Attorney Hoyt stated the minutes have been reviewed and are in order. Chair Wallace called for a motion. MOTION made by Commissioner Bagby to adopt the Executive Session, Caucus and Regular Meeting minutes of the February 14, 2017 meeting. SECOND by Commissioner Maxey. VOTING:

YES

NO

Commissioner Bagby
" Watters
" Maxey
Chair Wallace

Motion Carried

SPECIAL RECOGNITION

1. Recognition of the 10U Rome Hit Squad Football team who defeated Chatham County 28-0 in the State Championship.

Chair Wallace stated that they (the board) wanted to recognize the coaches and players of the 10 and under Rome Hit Squad. She stated that this football team defeated: Dalton 22-6, Cartersville 30-14, and Bartow County 14-0 in the District 5 Class A GRPA pool play tournament before advancing on to the North Georgia Regional Championship where they defeated Bartow County 20-12. In the GRPA State Championship Game the Rome Hit Squad defeated Chatham County by a score of 28-0. She wanted everyone to give a round of applause for the team. She stated that they wanted to thank each of them and she asked if the coaches wanted to say anything to the group.

(Inaudible speech.)

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2. Recognition of the 8U Rome Elite football team defeated Chatham County 26-6 to win the State Championship.

Chair Wallace stated that the 8 and under Rome Elite football team defeated: Dalton 54-0, Cartersville 47-0, Bartow County 56-0 in the District 5 Class A GRPA Pool Play moving onto North Georgia Regional Championship where they defeated West Walton 22-6. Rome Elite then defeated Chatham County in the State Championship by the score of 26-6. She stated that it was unbelievable that they did such a great job and they (the Board) were so glad that they were there. She asked if one of the coaches would like to say anything to the group.

(Inaudible speech by Mr. Demarcus Daniel.)

FIRST READINGS

(PUBLIC HEARINGS TO BE HELD MARCH 14, 2017 AT 2:00 PM)

1. ORDINANCE TO AMEND THE CODE OF FLOYD COUNTY, GEORGIA AND MORE PARTICULARLY TO AMEND 2-17-6 PARAGRAPH (F) (TRUCK ROUTES)

Chair Wallace stated that this was just truck routes and she knew that they all had the information in their packets for the next meeting and they would discuss that and get more details.

PUBLIC HEARING:

(FIRST READINGS WERE HELD ON FEBRUARY 14, 2017 AT 2:00PM)

Chair Wallace reviewed the rules of the public hearing. She stated that each person recognized to speak shall come to the podium, state his or her name, and home address. No less than 10 minutes shall be provided for those speaking in support and no less than 10 minutes for those speaking in opposition.

Chair Wallace opened the Public Hearing

1. ORDINANCE TO AMEND THE CODE OF FLOYD COUNTY, GEORGIA AND MORE PARTICULARLY TO AMEND 2-16-4 AND 2-16-5 REGARDING ASSESMENT OF RESIDENTIAL SUBDIVISION STREET LIGHT

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DISTRICTS.

Chair Wallace asked if there was any discussion on this. Hearing none, she called for a motion.

Chair Wallace called for a motion. MOTION made by Commissioner Watters to approve the ordinance to amend the Floyd County code, sections 2-16-4 and 2-16-5 regarding assessment of residential subdivision street light districts. SECOND by Commissioner Maxey. VOTING:

YES

NO

Commissioner Bagby
" Watters
" Maxey
Chair Wallace

Motion Carried

2. EROSION SEDIMENTATION ORDINANCE

Chair Wallace stated that they were going to defer the item until the next meeting on March 14, 2017 so they could have more support there from the office that could give them more details.

- 3. FILE #18-2017Z REQUESTS REZONING FROM (S-R) SUBURBAN RESIDENTIAL TO (O-I) OFFICE INSTITUTIONAL FOR PUBLIC (COUNTY) FACILITY ON PROPERTY ON MATHIS ROAD IDENTIFIED ON FLOYD COUNTY TAX MAP K15Z AS PARCEL 019 (PART). THE REZONING REQUEST IS ONLY FOR THE AREA AROUND THE BUILDING AND PARKING LOT. (MOTION TO RECOMMEND APPROVAL CARRIED 6-0)**

Chair Wallace asked Ms. Sue Hiller, Rome-Floyd Planning Commission, for her comments.

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Ms. Hiller presented maps of the location. She stated that if they could see where the building was located in the cleared area it was clear that the (O-I) Office Institutional patch missed the building and parking lot. She stated that (O-I) Office Institutional zoning was the appropriate zoning for any kind of local government facility which is what this property will continue to be used as. She stated that it use to be the Animal Control Facility and the space would be used for something else in the future. She stated that this was a housekeeping rezoning action to make sure that the (O-I) Office Institutional takes in the building and in the parking lot.

Chair Wallace opened the Public Hearing and asked if there was anyone there to speak in favor or opposition of the request. Seeing none, she closed the Public Hearing and asked if there were any comments or a motion.

Chair Wallace called for a motion. MOTION made by Commissioner Bagby to approve the request for rezoning. File #18-2017Z from (S-R) Suburban Residential to (O-I) Office Institutional for public (county) facility on property located on Mathis Road identified on Floyd County Tax map K15Z as parcel 019. With the rezoning request only being the area around the building and parking lot. SECOND by Commissioner Maxey. VOTING:

YES

NO

Commissioner Bagby

" Watters

" Maxey

Chair Wallace

Motion Carried

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4. REVISE OR DELETE ARTICLE 6 OF THE ULDC REGARDING FLOOD DAMAGE PROTECTION. REPLACE EXISTING LANGUAGE WITH THE FOLLOWING:

ARTICLE 6.14 FLOOD DAMAGE PREVENTION

THE FLOOD DAMAGE PROTECTION ORDINANCES ENFORCED BY THE CIT OF ROME (ADOPTED ON OCTOBER OF 2009 AS SECTION 10-1 THROUGH 10-7 OF THE CODE OF THE CITY OF ROME) AND FLOYD COUNTY (ADOPTED IN SEPTEMBER OF 2009 AS SECTION 2-6-30 THROUGH 2-6-36 OF THE CODE OF FLOYD COUNTY) WERE BOTH APPROVED BY THE GEORGIA DEPARTMENT OF NATURAL RESOURCES IN MARCH OF 2010. THESE ORDINANCES MAY BE REVISED FROM TIME TO TIME AND WILL BE READOPTED EVERY 10 YEARS, AS MANDATED BY THE STATE OF GEORGIA (MOTION TO RECOMMEND APPROVAL 6-0)

Chair Wallace asked Ms. Sue Hiller for her comments. Ms. Hiller stated that in their last round of reviewing the (ULDC) Unified Land Development Code they realized that while they still had a flood damage prevention section of the ordinance. The city and the county in the meantime had adopted their own separate flood damage prevention ordinances. All this does it takes the language out of the ULDC and adds the paragraph that was just read to reference both of the individual ordinances and as they change those ordinances out every ten (10) years they would just change the dates in this ordinance.

Chair Wallace opened the Public Hearing and asked if there was anyone there to speak in favor or opposition of the request. Seeing none, she closed the Public Hearing and asked if there were any comments or a motion.

Chair Wallace called for a motion. MOTION made by Commissioner Maxey to approve the revision or deletion of Article 6 of the ULDC regarding flood damage protection. SECOND by Commissioner Watters. VOTING:

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YES

NO

Commissioner Bagby

" Watters

" Maxey

Chair Wallace

Motion Carried

5. REVISE OR DELETE ARTICLE 3 AND ARTICLE 8 OF THE ULDC REGARDING STAFFING/ EMPLOYMENT AGENCIES. (MOTION TO RECOMMEND APPROVAL CARRIED 6-0)

Chair Wallace asked Ms. Sue Hiller for her comments. Ms. Hiller stated that they had someone come in recently to get a business license for a property that was zoned (N-O-C) Neighborhood Office Commercial and their business was an employment agency. (N-O-C) Neighborhood Office Commercial does allow many offices but it did not allow that one. She thought that was because many employment agencies also do day labor and waiting areas where people could come in to wait for someone to come in, pick them up, and take them to job sites. She stated that they defined an employment agency that would include the day labor part and that would be allowed in (C-C) Community Commercial, (C-B-C) Community Business Center (U-M-U) Urban Mixed Use, all the way up to (L-I) Light Industrial. The other type employment agency would just simply be an office much like any other office, insurance or places that would be allowed anywhere (N-O-C) Neighborhood Office Commercial, so they extended that use into the (N-O-C) Neighborhood Office Commercial zoning district.

Chair Wallace opened the Public Hearing and asked if there was anyone there to speak in favor or opposition of the request. Seeing none, she closed the Public Hearing and asked if there were any comments or a motion.

Chair Wallace called for a motion. MOTION made by Commissioner Maxey to approve the revision or deletion of article 3 and article 8 of the ULDC regarding staffing/employment agencies. SECOND by Commissioner Watters. VOTING:

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YES

NO

Commissioner Bagby
" Watters
" Maxey
Chair Wallace

Motion Carried

COMMISSIONER'S REPORT:

1. Administrative/Finance Committee- Commissioner Bagby & Commissioner Maxey (Alternate)

Next meeting, Thursday, March 23, 2017, at 8:00am.

2. Public Safety Committee- Char Wallace & Commissioner Bagby (Alternate)

Next meeting, Wednesday, March 22, 2017, at 8:00am.

3. Public Works Committee- Vice Chair Hancock & Commissioner Watters (Alternate)

Next meeting, Wednesday, February 15, 2017, at 7:30am.

4. Water Committee-Commissioner Maxey & Vice Chair Hancock (Alternate)

Next meeting, Wednesday, March 15, 2017, at 8:00am.

5. Judicial Services Committee (CJIS)- Commissioner Bagby

No report.

6. Floyd County Library Board- Commissioner Watters

Next meeting, Thursday, May 18, 2017, at 4:00pm.

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7. Special Committee Reports.

a. Fire Overview Committee- Chair Wallace & Vice Chair Hancock

Next meeting, Tuesday, April 11, 2017, at 8:00am.

b. Joint Services Committee- Chair Wallace, Commissioner Bagby & Commissioner Maxey

Next meeting, Tuesday, April 4, 2017, at 8:00am.

c. Joint Development Oversight Committee- Vice Chair Hancock & Commissioner Maxey

Next meeting, Tuesday, May 2, 2017, at 8:30am.

d. Joint Solid Waste Commission- Vice chair Hancock & Commissioner Maxey

i. Next meeting, Tuesday, March 28, 2017, at 9:30am.

ii. Commissioner Maxey stated that the Joint Solid Waste Commission had met earlier that day and they were in negotiation with Mr. Levy on taking their waste product or anything he could sell. He stated he thought he (Mr. Levy) was interested in their paper and some of the other products. He stated that they also talked about the fact that have planted trees and he thought the city has planted a lot of trees- Mr. Levy purchased the trees and the city planted them from his understanding. Also, on Lavender Drive Mr. Levy had planted trees to work on the buffers around those areas.

e. SPLOST Project Overview Committee- Commissioner Maxey & Commissioner Watters

No report.

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f. RFPRA Advisory Committee – Vice Chair Hancock

Next meeting, Tuesday, March 21, 2017, at 11:30am.

CLERK’S REPORT:

Consent Agenda

Chair Wallace asked County Clerk Erin Elrod if the Clerk’s Consent Agenda was in order. County Clerk Elrod stated that everything on the Clerk’s Report was reviewed in caucus and was in order.

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

	YES	NO
Commissioner Bagby		
" Watters		
" Maxey		
Chair Wallace		

Motion Carried

- 1. Approve acceptance of Georgia Emergency Management & Homeland Security Agency subgrant for Hazardous Materials Emergency Planning awarded in Fiscal Year 2017 in the amount of \$4,000.00 with a match requirement of \$800.00**
- 2. Approve surplus items from Metro Task Force.**
- 3. Approve Robert League settlement.**
- 4. Approve transfer of 2007 Ford f-350 Crew Cab with Dump Bed from PAWS to Public Works for dead animal removal.**

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MANAGER'S REPORT:

1. APPROVE INTERGOVERNMENTAL AMENDMENT WITH THE CITY OF ROME FOR THE ROME-FLOYD COUNTY LAND BANK AUTHORITY.

Assistant County Manager Burkhalter stated that the first item under the Manager's Report is the approval of an intergovernmental agreement with the City of Rome for the Rome-Floyd County Land Bank Authority. He stated that he would recommend approval of the Intergovernmental agreement for Rome-Floyd County Land Bank Authority between Floyd County and the City of Rome and to approve appropriating \$5,000.00 of county funds toward startup funding of the Land Bank Authority.

Chair Wallace called for a Motion. MOTION was made by Commissioner Maxey to Approve the intergovernmental agreement between the City of Rome and Floyd County for the Rome-Floyd County Land Bank Authority with the addition to appropriate \$5,000.00 of county funds towards start-up funding of the Land Bank. SECOND by Commissioner Bagby. VOTING:

YES

NO

Commissioner Bagby
" Watters
" Maxey
Chair Wallace

Motion Carried

2. APPROVE SERVICE AGREEMENT WITH HEWITT COLEMAN & ASSOCIATES, INC. TO REPRESENT FLOYD COUNTY IN ALL MATTERS PERTAINING TO ANY AND ALL OBLIGATIONS AND REQUIREMENTS AS IMPOSED BY THE GEORGIA'S WORKERS' COMPENSATION ACT.

Assistant County Manager Burkhalter stated that the second item would be a new service agreement with Hewitt Coleman & Associates who is their third-party administrator for Workers' Compensation and their contract expired as of December 31, 2016. He stated that this would be for the period of January 01,

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2017 through December 31, 2018. He recommended approval of the service agreement between Floyd County and Hewitt Coleman & Associates to represent Floyd County in all matters pertaining to any and all obligation and requirements as imposed by the Georgia Workers' Compensation Act.

Chair Wallace called for a Motion. MOTION was made by Commissioner Bagby to approve a service agreement with Hewitt Coleman & Associates, Inc. for the period of January 01, 2017 to December 31, 2018 to handle all matters, obligations and requirements as imposed by the Georgia Worker's Compensation Act. SECOND by Commissioner Maxey. VOTING:

YES

NO

Commissioner Bagby
" Maxey
Chair Wallace

Motion Carried

(Commissioner Watters Excused Herself)

3. APPROVE FORUM BALLROOM RENOVATIONS CHANGE ORDER.

Assistant County Manager Burkhalter stated that the third item was a change order for the ballroom renovations being done at the Forum. He stated that it had been discussed in caucus and so he recommended approval of change order number 1 with Top's Services, Inc. pertaining to the Form River Center Ballroom renovations in the amount of \$4,274.30.

Chair Wallace called for a Motion. MOTION was made by Commissioner Bagby to approve the change order with Top's Services, Inc. in the amount of \$2,274.30 for the Forum ballroom renovation project. SECOND Commissioner Maxey. VOTING:

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YES

NO

Commissioner Bagby
" Maxey
Chair Wallace

Motion Carried

(Commissioner Watters returned)

4. APPROVE APPLICATION FOR GEFA LOAN FOR EVERETT SPRINGS PROJECT IN THE AMOUNT OF \$8,710,605.00

Assistant County Manager Burkhalter stated that the last item is the approval of applying for a GEFA Loan for the Everett Springs Water Project. He stated that they had talked about the SPLOST funds that they are collecting. He stated that they were cash flowing their projects and they did not have enough cash at the present time to cash flow this project so they want to look to GEFA to possibly have a loan in order to cash flow the project and then use SPLOST funds on the backend of a collection. To then turn a smaller portion into their permanent loan at that time. He recommended to approve to apply for a Government Georgia Environmental Finance Authority (GEFA) loan in the amount of \$8,710,605.00 for the financing of the Everett Springs Water Project.

Chair Wallace stated that she wanted to clarify that it would be applying for a line of credit so that money would not be drawn until it was needed. Assistant County Manager Burkhalter stated that they would be able to borrow up to that amount and they would only draw down what they need at the appropriate time.

Commissioner Bagby asked if there was no pre-payment penalty. Assistant County Manager Burkhalter stated that was correct. Chair Wallace stated that they would make sure that Mr. Hoyt verifies that before they sign any documents.

Chair Wallace called for a Motion. MOTION was made by Commissioner Maxey to approve the application for the GEFA loan in the amount of \$8,710,605.00 and he stated that it would move the water project at least a year ahead of what they planned and he thought it was a good move for the county. SECOND by

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Commissioner Bagby. VOTING:

YES

NO

Commissioner Bagby
" Watters
" Maxey
Chair Wallace

Motion Carried

ATTORNEY'S REPORT:

No report.

OTHER BUSINESS:

Chair Wallace recognized the Leadership Rome participants in attendance: Brad Stockton, Redmond Regional Medical Center, Greg Jackson, Apex Direct Care, Jennie Ware, counselor at Model High School with Floyd County Schools, Audrey Burton, Cevian Design Lab.

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ADJOURNMENT:

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

YES

NO

Commissioner Bagby
" Watters
" Maxey
Chair Wallace

Motion Carried

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

ERIN ELROD, COUNTY CLERK

(02/28/17 - Regular Meeting)

**FLOYD COUNTY BOARD OF COMMISSIONERS
CAUCUS
February 28, 2017 5:00 PM**

Present: Commissioners Wright Bagby, Allison Watters, Larry Maxey, and Rhonda Wallace, Assistant Manager Gary Burkhalter, County Attorney Wade Hoyt, and County Clerk Erin Elrod

Commissioners and staff reviewed items on the agenda for the meeting of February 28, 2017.

**FLOYD COUNTY BOARD OF
COMMISSIONERS**

ERIN ELROD, COUNTY CLERK