

**MINUTES**  
**WAYCROSS CITY COMMISSION MEETING**  
**TUESDAY, FEBRUARY 5, 2013**  
**7:00 P.M.**

The regular meeting of the Commission of the City of Waycross was held in the Commission Chambers of City Hall on Tuesday, February 5, 2013. The meeting was called to order by Mayor Clarence E. Billups at 7:00 p.m. with Mayor Pro Tem William Simmons, Commissioners Norman Davis, Marian Solomon-Gaines, Diane Hopkins, and Alvin Nelson present for the meeting.

Reverend William Simmons, Commissioner and Pastor of Light of the World Ministries offered the invocation followed by the Pledge of Allegiance.

Mayor Billups appointed Marian Solomon-Gaines to fill a one year term beginning January 1, 2013 and ending December 31, 2013 to the Waycross Main Street Committee.

Mayor Billups made the following appointment to fill a Four Year Term Beginning January 1, 2013 and ending December 31, 2016 to the Waycross Ware County Development Authority – Herman Story.

Human Resources Director Raphel Maddox announced that Lieutenant Rodney Davis of the Criminal Investigations Unit is February 2013 Employee of the Month.

Deron W. King, City Manager, presented the City Manager's Report. Mr. King congratulated Lieutenant Rodney Davis for being named Employee of the Month for February. Mr. King also noted that the railroad crossing at Brunel Street has been closed for repairs, but CSX should complete the repairs by the end of the week.

Mayor Clarence Billups thanked the Commission members for the time which they give to the City. Between Retreats, Mayor's Day and Okefenokee Occasion, the Commissioners have given up several weekends working recently.

There were no public remarks on official actions.

Mayor Clarence Billups presented the Consent Calendar as read by City Clerk, Julie Dinkins, for consideration of official action as follows:

Approval of Minutes: Waycross City Commission Planning & Information Session and Execution Session, Monday, January 14, 2013; Waycross City Commission Meeting, Tuesday, January 15, 2013; and Called Waycross City Commission Meeting, Friday, January 25, 2013.

Ordinance Second Readings: Revised Parking Restrictions.

There were no consent resolutions or privilege license renewals.

Commissioner William Simmons made the motion to approve the Consent Calendar as presented. Commissioner Diane Hopkins seconded the motion; all Commissioners voted favorably and the motion carried with a 5-0 vote.

A Name Change on a Privilege License for Kimberly E. Braverman, d/b/a Kroger Store #439, 1606 Memorial Drive, Waycross, Georgia, Retail Beer and Wine was presented. Commissioner Diane Hopkins made the motion to approve the Privilege License Change. Commissioner Marian Solomon-Gaines seconded the motion; all voted in favor and the motion carried.

A Name Change on a Privilege License for Sarah Jane Hancock d/b/a Ruby Tuesday \$4801, 2263 Memorial Drive, Waycross, Georgia, Retail Beer, Wine and Liquor was presented. Commissioner Diane Hopkins made the motion to approve the Privilege License Change. Commissioner Marian Solomon-Gaines seconded the motion; all voted Yes and the motion carried.

A Resolution to Authorize Execution of a Hold Harmless and Indemnification Agreement with Mayo Clinic Health System (Waycross Campus) in connection with use of its radio tower by the City of Waycross Police Department was presented for approval:

**RESOLUTION NO. 13-06**

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA TO  
AUTHORIZE EXECUTION OF HOLD HARMLESS AND INDEMNIFICATION  
AGREEMENT WITH MAYO CLINIC HEALTH SYSTEM (WAYCROSS CAMPUS) IN  
CONNECTION WITH USE OF ITS RADIO TOWER BY THE CITY OF WAYCROSS  
POLICE DEPARTMENT; AND FOR OTHER PURPOSES.**

**WHEREAS,** the Waycross Police Department desires to make use of the radio tower located at the Mayo Clinic Health System (Waycross Campus), for installation of a Repeater Transmitter for better reception in connection with Police Department transmissions and communications; and

**WHEREAS**, the Mayo Clinic Health System (Waycross Campus) is willing to grant a revocable license to the City of Waycross Police Department to use its radio tower, upon the condition that the City of Waycross execute a Hold Harmless and Indemnification Agreement in connection with installation of the Repeater Transmitter on said radio tower; and

**WHEREAS**, a Hold Harmless and Indemnification Agreement having been presented to the City Commission in the form attached to this Resolution, and the same being determined to accomplish the purposes for which it is intended; and

**WHEREAS**, said matter having been considered.

**NOW, THEREFORE, BE IT RESOLVED** by the Commission of the City of Waycross that the **HOLD HARMLESS AND INDEMNIFICATION AGREEMENT**, in the form attached hereto, with **MAYO CLINIC HEALTH SYSTEM** (Waycross Campus). be approved.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and are hereby authorized, directed and empowered to execute said document on behalf of the City of Waycross, Georgia, and the Waycross Police Department.

**SO RESOLVED**, this 5<sup>th</sup> day of February, 2013.

**CITY OF WAYCROSS, GEORGIA**  
**CLARENCE E BILLUPS, Mayor**

**ATTEST:**

**JULIE C. DINKINS, City Clerk**

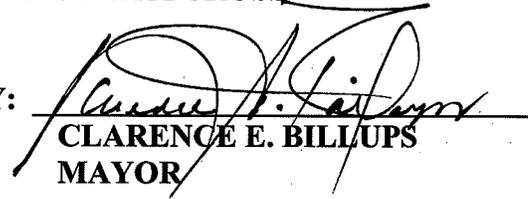
Commissioner Marian Solomon-Gaines made the motion to approve a Resolution to Authorize Execution of a Hold Harmless and Indemnification Agreement with Mayo Clinic Health System (Waycross Campus) as presented. The motion was seconded by Commissioner Alvin Nelson. All Commissioners voted positively and the motion carried with a 5-0 vote.

Dr. Richard Hudson addressed the Mayor and Commissioners concerning his previous Open Record Requests. He re-stated his complaints which are in part as follows: the City has not provided the requested documents, the City is charging him in advance for the requested materials, and why the City will not waive the fees. City Attorney Huey Spearman advised the Commission not to respond to Dr. Hudson's questions because Dr. Hudson has threatened litigation making this a matter for Executive Session to discuss potential litigation. Dr. Hudson also asked if an offer had been made to the City on the Bailey Street property, if so what was the offer and the result. City Attorney Huey Spearman advised the Commission not to respond to Dr. Hudson's request because this is a matter for Executive Session to discuss real property. Mr. Hudson also asked that the record reflect that he did not receive letter.

Following closing remarks, Commissioner Marian Solomon-Gaines made the motion to adjourn the meeting; seconded by Commissioner Diane Hopkins, all voted in favor and Mayor Billups adjourned the meeting.

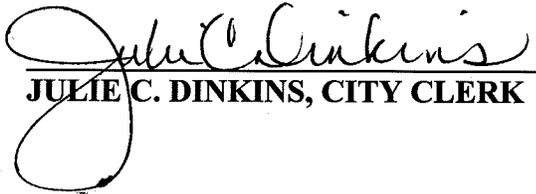
**CITY OF WAYCROSS**

BY:



CLARENCE E. BILLUPS  
MAYOR

**ATTEST:**



JULIE C. DINKINS, CITY CLERK