

## MINUTES

### WAYCROSS CITY COMMISSION MEETING

TUESDAY, APRIL 6, 2010 - 7:00 P.M.

The Commission of the City of Waycross held their regular meeting in the Commission Chambers of City Hall on Tuesday, April 6, 2010. Along with Mayor Clarence Billups, Commissioners Marian Solomon-Gaines, William Simmons, Norman Davis, and Mayor Pro Tem Daniel Yarbrough were present for the meeting. Commissioner Diane Hopkins and City Manager Pete Pyrzenski were absent. Mr. Larry Gattis filled in for the City Manager.

The meeting was called to order by Mayor Clarence Billups at 7:00p.m.

Mayor Pro Tem Daniel Yarbrough introduced Pastor Dale Thornton, Trinity United Methodist Church, who offered the invocation, which was immediately followed by the Pledge of Allegiance.

Under Executive Duties, Mayor Billups scheduled a Public Hearing for Rezoning 2197 Brunel Street from RM-75 to C-2 on May 4, 2010 at 6:00 p.m.

Commissioner William Simmons updated the Commission on the Easter Egg Hunt.

Mr. Larry Gattis presented the City Manager's Report. Mr. Gattis reminded all citizens that it is very important to the local governments that they return their Census forms. To date Ware County has returned 63% compared to the Federal average of 62% and State average of 59%. Mr. Gattis thanked everyone who participated in Swamp Fest. It was well attended and thanks go out to the City of Waycross, Ware County, and the downtown merchants and churches that all helped. Special thanks go out to the Swamp Fest committee. The City of Waycross is the proud recipient of an Energy Efficiency and Conservation Block Grant (EECBG) in the amount of \$250,800. The grant will enable the City to retrofit government buildings, certify building operators, and establish a revolving loan fund with energy savings for future municipal retrofits. Specifically, lighting, heat and AC, windows will be replaced or repaired to improve energy consumption in the City Hall, Police Department, Stations 2 & 3 and the Traffic and Building Maintenance building.

In the Mayor's Report, Mayor Billups reminded everyone to return their Census forms. Mayor Billups thanked all parties involved with Swamp Fest, Regina Morgan, Swamp Fest Chairman, Mary Beth Kennedy, Main St. Director, the Chamber, Ware County, City of Waycross and the downtown merchants.

There were no public remarks on official actions.

Mayor 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 Meeting, Tuesday, March 16, 2010.  
Three Resolutions were presented for approval:

1. Resolutions:
  - a. Authorizing Offie and Charlene Rowell to Reconvey Section R, Block C, Lot 5, Spaces 1 and 2, Oakland Cemetery to Leigh Courtney.
  - b. Authorizing Loraine A. Barefoot to Reconvey Section, Lot No. 71, Spaces 5 and 6 to Mary B. Reese.
  - c. Authorizing Loraine A. Barefoot to Convey Section B, Lot No. 71, Space 1, Oakland Cemetery to Joseph William Barefoot.

There were no Ordinance Second Readings or Privilege License Renewals.

Commissioner Norman Davis made the motion to approve the Consent Calendar as presented. Commissioner Daniel Yarbrough seconded the motion; all Commissioners voted favorably and the motion carried.

A Resolution Authorizing Rehabilitation Assistance as part of C.H.I.P. 06M-X-148-2-2943 was presented:

#### **RESOLUTION NO. 10-24**

#### **A RESOLUTION OF THE WAYCROSS CITY COMMISSION TO APPROVE REHABILITATION ASSISTANCE AS PART OF C.H.I.P. 06M-X-148-2-2943, AND FOR OTHER PURPOSES**

**WHEREAS**, the City of Waycross received C.H.I.P. funds for the year 2006 and is currently administering said grant; and

**WHEREAS**, there is a need for rehabilitation assistance for residents within the city limits from the grant in order to complete the grant process; and

**WHEREAS**, families have completed the process and have been approved for rehabilitation assistance; and

**WHEREAS**, the City should move funds from the C.H.I.P. rehabilitation assistance fund and apply it to the approved application of **Client D** for rehabilitation funds in the amount of \$36,995.00 for the rehabilitation costs, \$3,000.00 for the project delivery fee, and \$20.00 for the lien recording fee; and

**WHEREAS**, said funds are available and the matter has been duly considered;

**NOW, THEREFORE, BE IT RESOLVED** by the Commission of the City of Waycross that the City of Waycross approve **Client D** for rehabilitation assistance in compliance

with the program policies adopted by the City of Waycross in the amount of \$36,995.00 to be paid from C.H.I.P. 06M-X-148-2-2943.

**BE IT FURTHER RESOLVED** that the Mayor, City Clerk, City Manager, Finance Director, and Community Improvement Director be and are hereby authorized, directed, and empowered to execute the documents needed and necessary to submit the application set forth herein.

**SO RESOLVED** this 6<sup>th</sup> day of April, 2010.

**CITY OF WAYCROSS  
BY: CLARENCE BILLUPS, MAYOR**

**ATTEST:  
JULIE C. DINKINS, CITY CLERK**

Commissioner William Simmons made the motion to approve the Resolution Authorizing Rehabilitation Assistance as part of C.H.I.P. 06M-X-148-2-2943 as presented. Commissioner Daniel Yarbrough seconded the motion. All Commissioners voted yes and the motion carried with a 4-0 vote.

A Resolution to Approve Supplemental Agreement No. 2 to Project Number: PTSC 0022 00 119 for the Resurfacing of Streets and Removal of a Bridge affected by the CSX Relocation Project; To Approve and authorize the contract with the Department of Transportation as presented:

**RESOLUTION NO. 10-25**

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA  
TO APPROVE SUPPLEMENTAL AGREEMENT NO. 2 TO PROJECT NUMBER:  
PTSCO 0022 00 119 FOR THE RESURFACING OF STREETS AND REMOVAL OF A  
BRIDGE AFFECTED BY THE CSX RELOCATION PROJECT; TO APPROVE AND  
AUTHORIZE THE CONTRACT WITH THE DEPARTMENT OF TRANSPORTATION;  
AND FOR OTHER PURPOSES.**

WHEREAS, the Department of Transportation is assisting the City of Waycross in a project aimed at resurfacing and milling of roads as well as the removal of a railway bridge affected by the CSX railway relocation project; and

WHEREAS, as part of the agreement to assist the City, the City is eligible for reimbursement of up to \$750,000.00; and

WHEREAS, the Department and the City previously on November 5, 2008, entered into an agreement, as amended by Supplemental Agreement No. 1, dated June 30, 2009, whereby the Department agreed to assist in the City's construction of the milling and resurfacing of Elizabeth

Street and of Pendleton Street and the milling and resurfacing of Carswell Avenue including the removal of an abandoned railroad bridge, in the City of Waycross, Ware County, Georgia; and

WHEREAS, the City has now submitted final item quantities and invoiced amounts to the Department, and the Department having had an opportunity to complete reconciliation of final amounts and prepare Supplemental Agreement No. 2 to account for all changes and quantity variation not covered under the original supplemental agreement; and

WHEREAS, the Department and the City have determined that the Agreement should be amended to reflect the FINAL PROJECT COSTS of \$860, 335.35, and that the City's share of the project costs is \$110,335.35; and

WHEREAS, for the work completed under the agreement as originally amended, the Department remitted partial payment in October, 2009, in the amount of \$730,360.00 for its share of the project costs, and once Supplemental Agreement No. 2 is fully executed, the Department will remit the remaining balance of \$19,640.00 to complete its full cost participation; and

WHEREAS, Commission approval is requested for execution of Supplemental Agreement No. 2 with the Department for remittance of the remaining balance as previously stated; and

WHEREAS, said matter having been considered.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Commission that the City of Waycross approve the attached Supplemental Agreement No. 2 for Street Resurfacing Design and Construction designated as Project Number: PTSCO 002 00 119 and corresponding Contract Change Order; and

**BE IT FURTHER RESOLED** that the Mayor and City Clerk be and are hereby authorized to execute the contract on behalf of the City of Waycross and that other City personnel can execute any and all documents necessary for this Project; and

**BE IT FURTHER RESOLVED**, that the Mayor, City Clerk, and City Manager be and are hereby authorized, directed and empowered to execute this Supplemental Agreement No. 2 and contract modification.

**SO RESOLVED**, this 6<sup>th</sup> day of April, 2010.

**CITY OF WAYCROSS  
BY: CLARENCE BILLUPS, MAYOR**

**ATTEST:  
JULIE C. DINKINS, CITY CLERK**

Commissioner Marian Solomon-Gaines made the motion to approve the Resolution to Approve Supplemental Agreement No. 2 to Project Number: PTSC 0022 00 119 for the Resurfacing of Streets and Removal of a Bridge affected by the CSX Relocation Project; To Approve and authorize the contract with the Department of Transportation as presented. Commissioner William Simmons seconded the motion. The motion carried with a 4-0 vote.

Guests Jimmie Burke, Lawrence Leaphart and Emory O. Marcus addressed the Commission regarding the Bailey Street Park.

Mayor Billups and the Commissioners each shared their closing remarks.

Commissioner Daniel Yarbrough made the motion to go into Executive Session to discuss pending litigation. The motion was seconded by Commissioner Davis, all voted in favor and the meeting went into Execution Session.

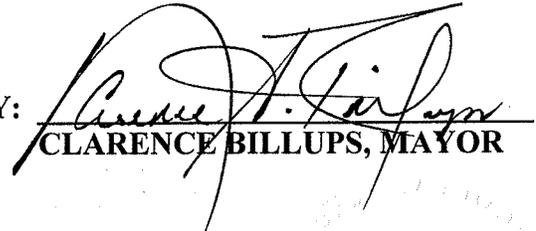
Commissioner William Simmons made the motion to adjourn the Executive Session; seconded by Commissioner Daniel Yarbrough; all voted in favor and the meeting resumed open session.

Mayor Billups noted that no action was taken during the Execution Session.

The meeting was adjourned by motion from Commissioner Marian Solomon-Gaines, seconded by Commissioner Yarbrough, all voted in favor and Mayor Billups declared the meeting adjourned.

CITY OF WAYCROSS

BY:

  
CLARENCE BILLUPS, MAYOR

ATTEST:

  
JULIE C. DINKINS, CITY CLERK