

MINUTES

WAYCROSS CITY COMMISSION MEETING

TUESDAY, APRIL 20, 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 20, 2010. Mayor Clarence Billups called the meeting to order at 7:00 p.m. with Commissioners Diane Hopkins, William Simmons, Norman Davis, and Mayor Pro Tem Daniel Yarbrough present for the meeting. Commissioner Marian Solomon-Gaines was absent.

Mayor Pro Tem Daniel Yarbrough introduced Matthew Thompson, a member of Leadership Waycross class of 2010, who offered the invocation, which was immediately followed by the Pledge of Allegiance.

Under Executive Duties, Mayor Billups read a Proclamation Declaring Georgia Cities Week, April 10-24, 2010 and presented it to City Manager, Pete Pyrzenski.

GEORGIA CITIES WEEK April 18-24, 2010

RESOLUTION OF THE CITY OF WAYCROSS RECOGNIZING GEORGIA CITIES WEEK, APRIL 18-24, 2010 AND ENCOURAGING ALL CITIZENS TO SUPPORT THE CELEBRATION AND CORRESPONDING ACTIVITIES.

WHEREAS, city government is the closest to most citizens, and the one with the most direct daily impact upon its residents; and

WHEREAS, city government is administered for and by its citizens, and is dependent upon public commitment to and understanding of its many responsibilities; and

WHEREAS, city government officials and employees share the responsibility to pass along their understanding of public services and their benefits; and

WHEREAS, Georgia Cities Week is a very important time to recognize the important role played by city government in our lives; and

WHEREAS, this week offers an important opportunity to spread the word to all the citizens of Georgia that they can shape and influence this branch of government which is closest to the people; and

WHEREAS, the Georgia Municipal Association and its member cities have joined together to teach students and other citizens about municipal government through a variety of different projects and information; and

WHEREAS, Georgia Cities Week offers an important opportunity to convey to all the citizens of Georgia that they can shape and influence government through their civic involvement.

NOW, THEREFORE BE IT RESOLVED THAT THE CITY OF WAYCROSS DECLARES APRIL 18-24, 2010 AS GEORGIA CITIES WEEK.

BE IT FURTHER RESOLVED THAT THE CITY OF WAYCROSS ENCOURAGES ALL CITIZENS, CITY GOVERNMENT OFFICIALS AND EMPLOYEES TO DO EVERYTHING POSSIBLE TO ENSURE THAT THIS WEEK IS RECOGNIZED AND CELEBRATED ACCORDINGLY.

PASSED AND ADOPTED by the City of Waycross.

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

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

Chief David Eddins, Fire Department was present to receive a Proclamation from Mayor Billups for Give Burns the Boot scheduled for May 1, May 8 and May 15, 2010.

Proclamation

21st Annual “Give Burns the Boot” Campaign

Whereas, Burns are one of the most painful injuries an individual can have; and

Whereas, the Georgia Firefighters Burn Foundation is dedicated to helping educate Georgians on how to avoid burn injuries and save lives; and

Whereas, the Foundation also focuses efforts on helping burn survivors in Georgia return to a normal life; and

Whereas, the Foundation’s annual “Give Burns the Boot” campaign is the Foundation’s largest source of revenue; and

Whereas, the 2010 “Give Burns the Boot” campaign is being conducted on May 1, May 8, and May 15 as “Give Burns the Boot” days in the City of Waycross and I urge every citizen to be as supportive of this worthwhile fund-raising campaign as possible and, in so

doing, thereby help lead the way in making the City of Waycross and Georgia a safer place in which to live.

In witness whereof, I have hereunto set my hand and have caused the seal of the City of Waycross to be affixed this 20th day of April, 2010.

CITY OF WAYCROSS
BY: CLARENCE BILLUPS, MAYOR

ATTEST:
JULIE C. DINKINS, CITY CLERK

City Manager, Pete Pyrzenski presented the City Manager's Report. Mr. Pyrzenski informed the public that Monday the Public Works Department began spraying for mosquitoes and resumed the mowing schedule in the cemetery. Keep Waycross Ware County Beautiful has a Litter Pickup scheduled for Saturday, April 24, 2010. Volunteers should meet at the Courthouse at 8:00 a.m. Rebuilding Together is scheduled for Saturday, April 24, 2010 with plans to rehabilitate 10 homes. Volunteers should meet at Central Baptist Church at 7 a.m.

City Manager, Pete Pyrzenski announced that effective May 14, 2010 he would be resigning his position with the City of Waycross.

Mayor Clarence Billups thanked Leadership Waycross for attending the City Commission meeting. He also thanked the Northside Club for their commitment to revitalization of the park. April 18-24, 2010 is Georgia Cities Week in recognition of local government. May 1, May 8, and May 15 the Fire Department will be collecting for Give Burns the Boot. Please dig deep and contribute.

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 Zoning Public Hearing, Waycross City Commission Meeting, and Executive Session Concerning Pending Legislation, Tuesday, April 2010. 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.

Mrs. Linda Jones, Director, Purchasing Department, presented Bid FY10-15 for the purchase of a fire alarm system for the new Head Start/Medical Facility at the old Hazzard Hill School location, 1403 Pendergast Street. Purchasing received four bids and it is the staff's recommendation to purchase this system from A-1 Alarms of Hoboken, Georgia as being the lowest and best bid meeting all specifications in the amount of \$6446.50.

Commissioner Diane Hopkins made the motion to approve the purchase of a fire alarm system for the new Head Start/Medical Facility from A-1 Alarms of Hoboken, Georgia in the amount of \$6446.50 as per the recommendation of the Purchasing Director. Commissioner Daniel Yarbrough seconded the motion. Commissioner William Simmons recused himself from discussion and voting on this bid due to a possible conflict of interest. The motion carried with a 3-0 vote.

Mrs. Linda Jones, Director, Purchasing Department, presented Bid FY10-16 for the purchase of Ceiling Tile Materials for the new Head Start/Medical Facility at the old Hazzard Hill School location, 1403 Pendergast Street. Purchasing received four bids for the ceiling tile materials for this building. It is the staff's recommendation to award the bid to Eldridge Hardware, Waycross, Ga as being the lowest and best bid meeting all specifications. The low bid is in the amount of \$5,179.02.

Commissioner Daniel Yarbrough made the motion to approve the purchase of Ceiling Tile Materials for the new Head Start/Medical Facility from Eldridge Hardware, Waycross, Ga for the total price of \$ 5,179.02. Commissioner Norman Davis seconded the motion. Commissioner William Simmons recused himself from discussion and voting on this bid due to a possible conflict of interest. The motion carried with a 3-0 vote.

The first reading on the Animal Services and Control Ordinance was held:

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 6 PERTAINING TO ANIMALS AND FOWL; TO REPLACE ARTICLE I IN GENERAL; TO REPLACE ARTICLE II RELATING TO BIRD SANCTUARY; TO REPLACE ARTICLE III RELATING TO IMPOUNDMENT OF ANIMALS; TO REPLACE ARTICLE IV RELATING TO RABIES CONTROL; TO REPLACE ARTICLE V RELATING TO DANGEROUS DOG CONTROL; TO REPLACE ARTICLE VI RELATING TO REGULATIONS FOR KEEPING OF ANIMALS; TO PROVIDE FOR RENAMING; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR RENUMBERING OR RELETTERING; AND FOR OTHER PURPOSES.

Commissioner Diane Hopkins made the motion to adopt the Animal Services and Control Ordinance on the first reading as submitted. The motion was seconded by Williams Simmons; all Commissioners voted affirmatively, 4-0.

A Resolution Authorizing Approval of the Intergovernmental Agreement for Administration and Enforcement of Animal Services and Control Ordinance Between Ware County, Georgia and The City of Waycross, Georgia was presented:

RESOLUTION NO. 10-27

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE THE INTERGOVERNMENTAL AGREEMENT FOR
ADMINISTRATION AND ENFORCEMENT OF ANIMAL SERVICES AND CONTROL
ORDINANCE BETWEEN WARE COUNTY, GEORGIA AND THE CITY OF
WAYCROSS, GEORGIA; AND FOR OTHER PURPOSES**

WHEREAS, the City of Waycross has determined that adoption and enforcement of an Animal Services and Control Ordinance (the “City Ordinance”) substantially identical in substance to that Animal Services and Control Ordinance adopted by the County (the “County Ordinance”), is in the best interest of the citizens of the City; and

WHEREAS, an Intergovernmental Agreement providing for the County to provide inspection and enforcement of the City Ordinance in the City would promote the general health, welfare, and safety of all citizens of the City and County; and

WHEREAS, it is in the best interest of all citizens and residents of both the City and County to have uniform application and enforcement of Animal Services and Control responsibility standards; and

WHEREAS, the parties desire formal approval of this written agreement; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the City of Waycross approve and execute the Intergovernmental Agreement for Administration and Enforcement of Animal Services and Control between Ware County, Georgia and the City of Waycross, Georgia, and for other purposes.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be and are hereby authorized, directed and empowered to execute the Agreement in the name of the City of Waycross, Georgia.

SO RESOLVED, this 20th day of April, 2010.

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

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

Commissioner Diane Hopkins made the motion to approve the Resolution Authorizing Approval of the Intergovernmental Agreement for Administration and Enforcement of Animal Services and Control Ordinance Between Ware County, Georgia and The City of Waycross,

Georgia as presented. Commissioner William Simmons seconded the motion. All Commissioners voted yes and the motion carried with a 4-0 vote.

A Resolution to Approve the Agreement Providing for Enforcement of the City of Waycross Animal Services and Control Ordinance By the Magistrate Court of Ware County, Georgia was presented:

RESOLUTION NO. 10-28

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE THE AGREEMENT PROVIDING FOR ENFORCEMENT OF THE
CITY OF WAYCROSS ANIMAL SERVICES AND CONTROL ORDINANCE BY THE
MAGISTRATE COURT OF WARE COUNTY, GEORGIA; AND FOR OTHER
PURPOSES**

WHEREAS, the City of Waycross desires to have the County of Ware provide facilities and personnel to provide an adequate courtroom and staff for prosecution of any violations of the Animal Services and Control Ordinance adopted by the City occurring inside of the City's City limits and in Ware County, Georgia; and

WHEREAS, the Magistrates of Ware County are willing to serve as the judges of the Municipal Court of the City upon proper appointment by Municipal Ordinance and in accordance with this Agreement for the purpose of hearing any alleged violations of the Animal Services and Control Ordinance adopted by the City occurring inside of the City's City limits and in Ware County, Georgia; and

WHEREAS, the parties desire formal approval of this written agreement; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the City of Waycross approve and execute the Agreement Providing for Enforcement of The City of Waycross Animal Services and Control Ordinance by The Magistrate Court of Ware County, Georgia, and for other purposes.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be and are hereby authorized, directed and empowered to execute the Agreement in the name of the City of Waycross, Georgia.

SO RESOLVED, this 20th day of April, 2010.

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

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

Commissioner Diane Hopkins made the motion to approve the Resolution to Approve the Agreement Providing for Enforcement of the City of Waycross Animal Services and Control Ordinance By the Magistrate Court of Ware County, Georgia as presented. Commissioner William Simmons seconded the motion. The motion carried with a 4-0 vote.

A Resolution to Approve a Lease Between the City of Waycross, Georgia and the Young Men's Christian Association of Waycross, Georgia, Inc. was presented:

RESOLUTION NO. 10-32

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE A LEASE BETWEEN THE CITY OF WAYCROSS, GEORGIA, AND
THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF WAYCROSS, GEORGIA, INC.;
AND FOR OTHER PURPOSES**

WHEREAS, the Young Men's Christian Association of Waycross, Georgia, Inc. ("YMCA") desires to lease certain property from the City of Waycross identified in Exhibit "A" attached to the Lease Agreement including fields and facilities that can be used for recreation; and

WHEREAS, there being presented to the Commission of the City of Waycross a proposed Lease between the City of Waycross as Lessor and the Young Men's Christian Association of Waycross, Georgia, Inc., as Lessee; and

WHEREAS, the initial term of the Lease shall be for a period of twenty (20) years commencing on May 1, 2010 and ending May 1, 2030, and is subject to an option to extend the Lease for three (3) additional five (5) year terms unless terminated as set forth in the agreement; and

WHEREAS, said Lease provides for the rental at the sum of \$10.00 for each year during the term of the Lease; and

WHEREAS, said Lease being considered.

NOW THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross, Georgia that the Lease, in the form attached hereto, is hereby approved.

BE IT FURTHER RESOLVED by the Commission of the City of Waycross, Georgia that the Mayor and the City Clerk are hereby authorized, directed and empowered to execute the same on behalf of the City of Waycross.

SO RESOLVED, this the 20th day of April, 2010.

CITY OF WAYCROSS
BY: CLARENCE BILLUPS, MAYOR

ATTEST:
JULIE C. DINKINS, CITY CLERK

Commissioner Norman Davis made the motion to approve the Resolution to Approve a Lease Between the City of Waycross, Georgia and the Young Men's Christian Association of Waycross, Georgia, Inc. as presented. Commissioner Daniel Yarbrough seconded the motion. All voted in favor and the motion carried.

A Resolution Amending Resolution of the City of Waycross, Georgia to approve a Contract for Sewer and Water Rehabilitation and Replacement Along Pittman and Other Streets as presented:

RESOLUTION NO. 10-26

**AMENDED RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE A CONTRACT FOR SEWER AND WATER REHABILITATION AND
REPLACEMENT ALONG PITTMAN AND OTHER STREETS**

WHEREAS, on August 3, 2009, the City of Waycross adopted a Resolution to approve a Contract to rehabilitate portions of the sanitary sewer and water distribution systems on Clough and Pittman Streets under its FY 2010 Capital Improvement Program; and

WHEREAS, Elmer Thrift Construction Company was awarded the contract as the lowest and best bidder for the project in the amount of \$296,290.00; and

WHEREAS, during execution of Pittman Street Water and Sewer improvements, a number of field changes were required due to utility conflicts and unforeseen site conditions that in aggregate have yielded an \$11,058.00 net cost increase beyond the amount authorized in the original award resolution; and

WHEREAS, Commission approval is requested for an Amended Resolution authorizing a 3.7 % increase in the award amount (from \$296,290 to \$307,348) to complete the project; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Commission that the previous Resolution adopted on August 3, 2009 awarding the contract for Sewer and Water Rehabilitation and Replacement along Pittman and other Streets to Elmer Thrift Construction Company is hereby amended, to include an increase of \$11,058.00, and that the total contract amount for said Project is hereby increased to \$307,348.00.

BE IT FURTHER RESOLVED, THAT the Mayor, City Clerk, and City Manager be and are hereby authorized, directed and empowered to execute the documents necessary to give

effect to this Amended Resolution in order to complete the project and pay all expenses in connection therewith.

SO RESOLVED, this 20th 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 Amending Resolution of the City of Waycross, Georgia to approve a Contract for Sewer and Water Rehabilitation and Replacement Along Pittman and Other Streets as presented. Commissioner Daniel Yarbrough seconded the motion. All Commissioners voted yes and the motion carried.

A Resolution to Authorize a Quitclaim Deed from the City of Waycross, Georgia to Waycross and Ware County Development Authority was presented:

RESOLUTION NO. 10-29

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA TO
AUTHORIZE A QUITCLAIM DEED FROM THE CITY OF WAYCROSS,
GEORGIA TO WAYCROSS AND WARE COUNTY DEVELOPMENT AUTHORITY;
AND FOR OTHER PURPOSES**

WHEREAS, the City of Waycross has been requested to convey a certain property to Waycross and Ware County Development Authority by quitclaim deed; and

WHEREAS, Ware County will deed an interest in this same property to Waycross and Ware County Development Authority by quitclaim deed; and

WHEREAS, Waycross and Ware County Development Authority desires clear title to this property and request that the City quitclaim its interest in the property for a project with Georgia Bio-Mass; and

WHEREAS, in connection with said Georgia Bio-Mass project CSX is seeking the acquisition of a small half-acre tract on Albany Avenue near the intersection with Industrial Boulevard and the existing CSX spur, for construction of a “Wye” connector to the eastern segment of the Pearson subdivision line to serve Georgia Bio-Mass plant location; and

WHEREAS, the City of Waycross also desires to clear the title to this property; and

WHEREAS, said matter has been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the City of Waycross quitclaim its interest in all of Land Lots _____ of the _____ th Land District of Ware County, Georgia, being the same property consisting of 0.42+/- Acres on Albany Avenue near the intersection with Industrial Boulevard and the existing CSX spur, as per the CSX site drawing further identified as SITE ID: GA-299-1030653.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be and are hereby authorized, directed and empowered to execute the Quitclaim Deed in the form attached hereto.

SO RESOLVED, this 20th day of April, 2010.

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

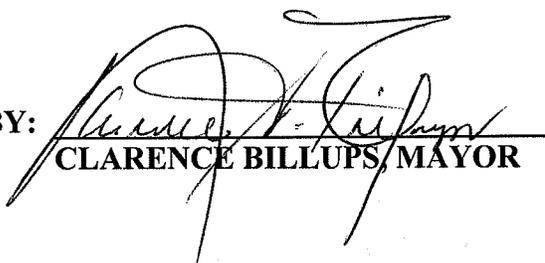
**ATTEST:
JULIE C. DINKINS, CITY CLERK**

Commissioner Diane Hopkins made the motion to adopt the Resolution to Authorize a Quitclaim Deed from the City of Waycross, Georgia to Waycross and Ware County Development Authority as presented. Commissioner Daniel Yarbrough seconded the motion; all voted affirmatively and the motion carried.

Mayor Billups and the Commissioners each shared their closing remarks.

The meeting was adjourned by motion from Commissioner William Simmons, 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