

**MINUTES  
WAYCROSS CITY COMMISSION MEETING  
TUESDAY, MAY 17, 2016  
7:00 PM**

The Regular Session of the Commission of the City of Waycross was held on Tuesday, May 17, 2016 in the Commission Chambers of City Hall. Mayor John Knox called the meeting to order at 7:00 pm. Those in attendance were: Mayor John Knox, Mayor Pro Tem Marian Solomon-Gaines, Commissioners Diane Hopkins, Norman Davis, Larry T. Ethridge, and Jon Tindall.

Mayor John Knox introduced Ben Smith, Senior Pastor, Central Baptist Church who offered the opening invocation. The Invocation was followed by the Pledge of Allegiance which was led by Mayor Knox.

Three public hearings were scheduled as follows:

- 1) Text Amendment Request Section 717 / Mixed Use – June 21, 2016 6:15 pm
- 2) Map Amendment Request Clough, Rosedale, Genoa Street from GI General Industrial to R-50 Residential – June 21, 2016 6:30 pm
- 3) Petition to Rename Louisiana Avenue to R.L. McGee Drive – June 21, 2016 6:45 pm

Human Resources Director Trinija Molina-Martin presented plaques of special recognition to Ken Taft and Rachel Henderson for all of their help with Georgia Cities Week.

Mayor John Knox presented a Proclamation to Public Works Director Wilton Deloach in observance of the 56<sup>th</sup> annual Public Works Week Peace Officers' Memorial Day on May 15 – 22, 2016.

**CITY OF WAYCROSS, GEORGIA**

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**OFFICE OF THE MAYOR**



**Proclamation**

**Whereas,** Public works infrastructure, facilities, and services are of vital importance to the health, safety, and well-being of the citizens of our community; and

**Whereas,** These facilities and services would not be available without the dedicated efforts of public works professionals, engineers, and administrators, representing state and local

units of government who are responsible for transportation, water supply, sewage, refuse disposal systems, public buildings, and other structures and facilities essential to serving our citizens; and

**Whereas,** It is in the public interest for the citizens and civic leaders of this community to maintain a progressive interest in the public works needs and programs of Waycross; and

**Whereas,** This year marks the 56<sup>th</sup> annual Public Works Week and I urge all our citizens to join with representatives of governmental agencies and the American Public Works Association in activities and ceremonies designed to honor our public works professionals, engineers, and administrators, and to recognize the substantial contributions they have made to our national health and welfare.

**Now, Therefore,** I, John Knox, Mayor of the City of Waycross join Nathan Deal, Governor of the State of Georgia, in proclaiming May 15-22, 2016, as PUBLIC WORKS WEEK in the great state of Georgia and in the City of Waycross.

**In witness thereof,** I have hereunto set my hand and caused the Seal of the City of Waycross to be affixed this May 17, 2016.

*John Knox, Mayor*

Mayor John Knox presented a Proclamation to representatives of the Okefenokee Toastmasters Club in honor of the 25<sup>th</sup> anniversary of the Okefenokee Toastmasters Club.

CITY OF WAYCROSS, GEORGIA



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OFFICE OF THE MAYOR

### **Proclamation**

**Whereas,** the mission of Toastmasters Clubs is to provide a supportive and positive learning experience; and

**Whereas,** members are empowered to develop communication and leadership skills; resulting in greater self-confidence and personal growth; and

**Whereas,** Okefenokee Toastmasters Club has been a chartered club in Waycross since June 1, 1991, and is affiliated with Toastmasters International; a global organization with over 332,000 members in more than 15,000 clubs in 135 countries; and

**Whereas**, the original sponsor of the club was the late Mr. John Penland and the original charter members were Andrew Slocum, Joe Gant, Harry D. Dixon, Jr., Carolyn Morton (Akins), Phil Wysong, C.J. Broome, Paul O’Cain, James Bunch, W.F. Stephens, Jeanette Stipe, Tom Strickland, Fred Barber, John Karew, Ruben Flanders, E. Nash Williams, Jerri Davis, Doris Germano, Andy Spivey, Audrey West and Margaret Park; and

**Whereas**, Okefenokee Toastmasters Club meets to practice listening, speaking, time management skills and more; and

**Whereas**, members are diverse and membership is open to adults aged 18 and older; and

**Whereas**, Okefenokee Toastmasters Club has changed the lives of members who reside in Waycross and its environs, and

**Whereas**, members have seen the benefits of Toastmasters as they lead, mentor and serve with confidence in their workplaces, churches and communities; and

**Now, therefore**, I, John Knox, Mayor of the City of Waycross do hereby proclaim June 13, 2016 Okefenokee Toastmasters Day in Waycross, Georgia, in honor of the 25<sup>th</sup> Anniversary of Okefenokee Toastmasters Club.

**In witness thereof**, I have hereunto set my hand and caused the Seal of the City of Waycross to be affixed this May 17, 2016.

*John Knox, Mayor*

Trinija Molina-Martin, Human Resources Director, presented certificates and monetary gifts to the 2016 high school graduates whose parent (s) work for the City of Waycross.

- 1) Daniel Hampton, Ware County High School, son of Danny Hampton, WPD
- 2) Taylor Bennett, Ware County High School, daughter of Kevin L. Bennett, WFD
- 3) Christopher Norman Swain, Ware County High School, son of Chris Swain, Public Works
- 4) Jimmy Lee Clark, III, Ware County High School, son of Stephanie Rosette Hunt, WPD
- 5) Kyle Chancey, Brantley County High School, son of Dana Chancey, Finance

- 6) Malik R. Tyson, Ware County High School, son of Clarence Tyson
- 7) Jonathan M Tindall, II, Ware County High School, Son of Commissioner Jon Tindall

City Manager Raphael Maddox presented the City Manager's Report. Mr. Maddox congratulated all graduates in and around Waycross. HR Director, Trinija Martin informed the Commission and public of the Job Fair planned for Thursday, May 19, 2016 at the City Auditorium. The City has over 50 confirmed employers committed for the Job Fair and all of these employers have open positions. Mr. Maddox noted that one of his directives to department heads was to get involved in at least one civic club and kudos to Finance Director, Dana Chancey, who was inducted into the Rotary Club.

Mayor John Knox informed the Commission that he and the City Manager traveled to Valdosta with William Clark for a Georgia Chamber of Commerce event. There will be three of these workshops and Mr. Maddox asked that each Department Head attend at least one of these meetings.

There were no public remarks on official action.

Mayor Knox 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 and Information Session, Monday, May 2, 2016 and City Commission Meeting, Tuesday, May 3, 2016.

One Ordinance Second Reading on the following Ordinance:

#### **ORDINANCE NO. 16-07**

**AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 38 – TRAFFIC AND VEHICLES, ARTICLE III – STOPPING, STANDING AND PARKING, SECTION 38-68, SUBSECTIONS A-D, PERTAINING TO PARKING OF TRUCKS, TRACTOR TRAILERS, AND SIMILAR VEHICLES IN RESIDENTIAL DISTRICTS; TO LIKEWISE REGULATE THE PARKING OF BOATS AND SIMILAR WATERCRAFT; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

One Consent Resolution Reconveying Section M, Lot 119-A, Spaces 1&2, Oakland Cemetery from Pandora Porter to Leon C Cribb was presented for action.

There were no Privilege License Renewals.

The Consent Calendar was approved by motion from Commissioner Marian Solomon-Gaines; seconded by Commissioner Jon Tindall; all voted in favor and the motion carried.

Purchasing Manager Linda Jones presented Bid FY16-16 Refuse Containers. The Public Works Department has approved funds to purchase an estimated 6,000 wheeled refuse containers (garbage cans) over a period of 5 years. Five bids were received and staff recommends awarding the bid to Otto Environmental Systems of Charlotte, NC for \$46.04 per cart. Purchasing requests approval of the bid for 1,520 carts totaling \$69,980.80 from Otto this budget year. Commissioner Norman Davis made the motion to approve the purchase of wheeled refuse containers; seconded by Commissioner Larry Ethridge; all voted yes and the motion was approved.

Purchasing Manager Linda Jones requested that the items on the WAYX 16-07 Surplus Property list presented to the Commission be declared surplus so that the items may be sold on GovDeals.com. Commissioner Marian Solomon-Gaines made the motion to approve the surplus property. The motion was seconded by Commissioner Diane Hopkins. The motion was approved with a 5 – 0 vote.

Ms. Jones presented WAYX 16-08 Surplus Property to declare one 2010 Glock 22 service weapon as surplus so that it may be presented to Crime Prevention Officer Kathy Durrance upon her retirement. A Resolution will follow. The motion was approved by motion from Commissioner Diane Hopkins; seconded by Commissioner Larry Ethridge; and approved with a unanimous vote.

An Ordinance to Amend the Code of the City of Waycross; to Amend Chapter 22 – Law Enforcement, Article II – Police, by adding new section pertaining to the disposal of unclaimed property was presented for the first reading.

#### **ORDINANCE NO. 16-08**

**AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 22 - LAW ENFORCEMENT, ARTICLE II - POLICE, BY ADDING NEW SECTIONS PERTAINING TO THE DISPOSAL OF UNCLAIMED PROPERTY; 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 approve the Ordinance pertaining to the disposal of unclaimed property as presented. The motion was seconded by Commissioner Jon Tindall; all voted positively and the motion was approved.

A Resolution of the City of Waycross to Sell Abandoned Guns to the Highest Responsible Bidder was presented.

**RESOLUTION NO. 16-37**

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA, TO  
SELL ABANDONED GUNS TO THE HIGHEST  
RESPONSIBLE BIDDER; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Waycross Police Department has assumed control of firearms that were abandoned, whether knowingly or unknowingly, by their owner; and

**WHEREAS**, a firearm means any handgun, rifle, shotgun, or similar device or weapon which will or can be converted to expel a projectile by the action of an explosive or electrical charge; and

**WHEREAS**, a list of those abandoned firearms is attached hereto as an Exhibit and incorporated herein as if fully set forth; and

**WHEREAS**, Captain Danny Hampton of the Waycross Police Department has certified that the Waycross Police Department ran each firearm on the attached list, by serial number, on GCIC/NCIC and that each firearm on the attached list was not reported stolen by its owner; and

**WHEREAS**, the Waycross Police Department is desirous of disposing of said firearms; and

**WHEREAS**, O.C.G.A. § 17-5-54 (d) provides in relevant part when said firearms are abandoned, "it shall be subject to disposition ... as provided in subsection (g) of this Code Section if the property is a firearm; and

**WHEREAS**, O.C.G.A. § 17-5-54 (g) (2) provides in part that "an unclaimed firearm ... possessed by a municipal corporation shall be disposed of as provided for in Code Section 36-37-6; provided, however, that municipal corporations shall not have the right to reject any bids or to

cancel any proposed sale of such firearms, and all sales shall be to persons who are licensed as firearms collectors, dealers, importers, or manufacturers under the provisions of 18 U.S.C. Section 921, et seq., and who are authorized to receive such firearms under the terms of such license; and

**WHEREAS**, said matter having been considered by the City Commission.

**NOW, THEREFORE, BE IT RESOLVED** by the Commission of the City of Waycross that the abandoned firearms on the attached list certified on May 11, 2016, by Captain Danny Hampton be disposed of as follows:

- 1) The City purchasing department shall cause notice to be published **once** in the official legal organ of the county in which the municipality is located not less than 15 days nor more than 60 days preceding the last day for the receipt of proposals, and the legal notice shall include a general description of the property to be sold.
- 2) The sale of these abandoned firearms shall be governed by the law pertaining to disposition of municipal property generally. See O.C.G.A. § 36-37-6.
- 3) The City shall not have the right to reject any bid or to cancel any proposed sale of such abandoned firearms except that all sales shall be to persons who are licensed as firearms collectors, dealers, importers, or manufacturers under the provisions of 18 U.S.C. Section 921, et seq., and who are authorized to receive such firearms under the terms of such license.
- 4) If no bids from eligible recipients are received within six months from when bidding opened on the firearms offered for sale, the firearms shall be transferred to the Division of Forensic Sciences of the Georgia Bureau of Investigation for training or experimental purposes or be destroyed.
- 5) The proceeds from the sale of personal property by a municipal law enforcement agency shall be paid into the general fund of the municipal treasury. See O.C.G.A. § 17-5-54 (i).

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are empowered, authorized and directed to execute the bid contract on behalf of the City of Waycross, and the Mayor, City Clerk and Chief of Police of the Waycross Police Department are empowered, authorized and directed to do all the acts and things necessary in order to carry out the purposes and intent of this Resolution.

**SO RESOLVED**, this 17th day of May, 2016.

**CITY OF WAYCROSS**

**JOHN KNOX, Mayor**

**ATTEST:**

**JULIE DINKINS, City Clerk**

A Resolution of the City of Waycross to Sell Abandoned Guns to the Highest Responsible Bidder was approved by motion from Commissioner Diane Hopkins; the motion was seconded by Commissioner Marian Solomon-Gaines; all voted yes and the Resolution was adopted.

A Resolution of the City of Waycross to Declare as Surplus Property a weapon for Retiring Public Safety Officer Kathy Durrance was presented.

**RESOLUTION NO. 16-38**

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,  
TO DECLARE AS SURPLUS PROPERTY A WEAPON FOR RETIRING PUBLIC  
SAFETY OFFICER KATHY DURRANCE; AND FOR OTHER PURPOSES.**

**WHEREAS**, heretofore the City of Waycross Police Department has recognized the sacrifices made by public safety officers who have served a number of years with the City and who retire and leave active duty under honorable conditions and in good standing; and

**WHEREAS**, said public safety officers who retire in good standing are allowed to retain their weapon as part of their compensation, and ownership of the weapon shall transfer to the retiring officer, and the weapon will be removed from the City's inventory; and

**WHEREAS**, even the State of Georgia has recognized the sacrifices made by our public servants by the passage of Senate Bill 263 (2015) which amends O.C.G.A. § 35-1-20 to provide that each municipality which employs sworn police officers who are POST certified may adopt a policy under which said sworn officer, upon his or her retirement or leaving such employment as a result of a disability, shall be entitled, as a part of his or her compensation, to retain his or her weapon and badge; and

**WHEREAS**, the Commission of the City of Waycross desires to declare as surplus the weapon assigned to Officer Kathy Durrance during her service as a public safety officer for the City of Waycross Police Department; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Commission of the City of Waycross that the City Commission hereby declares as surplus one 2010 Glock .40 caliber handgun, model 22, Serial # PRC791, issued to Officer Kathy Durrance, and approves retention of the said weapon by the retiring public safety officer as part of her retirement compensation, thereby removing said weapon from the City's inventory.

**BE IT FURTHER RESOLVED** that the Mayor, City Clerk and Police Chief of the Waycross Police Department are authorized, empowered and directed to transfer ownership of said weapon to the above-mentioned retiring public safety officer, hereby ratifying and confirming all the acts and things done by said City Officials, and to be done, in order to give effect to the purposes and intent of this Resolution.

**SO RESOLVED**, this 17th day of May, 2016.

**CITY OF WAYCROSS**

**JOHN KNOX, Mayor**

**ATTEST:**

**JULIE DINKINS, City Clerk**

The Resolution of the City of Waycross to Declare as Surplus Property a weapon for Retiring Public Safety Officer Kathy Durrance was approved by motion from Commissioner Norman Davis. The motion was seconded by Commissioner Diane Hopkins. The vote was 5 – 0 in favor of approval.

A Resolution of the City of Waycross Authorizing an Agreement with nCourt to Provide Electronic Payment Processing Services to the Waycross Municipal Court was presented.

**RESOLUTION NO. 16-39**

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,  
TO AUTHORIZE AN AGREEMENT WITH nCOURT TO PROVIDE  
ELECTRONIC PAYMENT PROCESSING SERVICES TO THE WAYCROSS  
MUNICIPAL COURT; AND FOR OTHER PURPOSES.**

**WHEREAS**, nCourt LLC, hereinafter referred to as “nCourt”, is a government services technology company that, among other things, provides software that permits government agencies to collect citation, parking, utility, tax, and other payments via their live, bilingual call center, online via the web or mobile device and at the counter with a credit or debit card; and

**WHEREAS**, nCourt provides this service to numerous governmental agencies across the state of Georgia; and

**WHEREAS**, the Waycross Police Department has communicated with nCourt about providing this service to Waycross Municipal Court and is confident that nCourt can provide a valuable service to Municipal Court; and

**WHEREAS**, Section 2.1 of the Charter of the City of Waycross gives the City of Waycross the power and authority to “enter into contracts and agreements with other governmental entities and with private persons, firms and corporations”; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Commission of the City of Waycross that the City Commission approves the Agreement for electronic payment processing services, in the form attached hereto as an Exhibit and incorporated herein as if fully set forth.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be, and are hereby authorized, empowered and directed to execute said Agreement for electronic payment processing services on behalf of the City of Waycross, and to ratify and confirm the execution of said Agreement, and to do all the acts and things necessary in order to ratify, confirm and carry out the purposes and intent of this Resolution.

**SO RESOLVED**, this 17th day of May, 2016.

**CITY OF WAYCROSS**  
**JOHN KNOX, Mayor**

**ATTEST:**  
**JULIE DINKINS, City Clerk**

Commissioner Marian Solomon-Gaines made the motion to approve the Resolution of the City of Waycross Authorizing an Agreement with nCourt to Provide Electronic Payment Processing Services to the Waycross Municipal Court as presented. The motion was seconded by Commissioner Diane Hopkins; all voted yes and the motion was approved with a 5-0 vote.

A Resolution of the Waycross City Commission Approving a Contract Between the City

of Waycross and East Coast Asphalt, LLC for Resurfacing Baltimore Avenue was presented.

**RESOLUTION NO. 16-40**

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA  
TO AWARD A CONTRACT TO EAST COAST ASPHALT, LLC,  
FOR RESURFACING BALTIMORE AVENUE FROM  
SCREVEN AVENUE TO CITY BOULEVARD;  
AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Waycross purchasing and Engineering Departments solicited bids for resurfacing Baltimore Avenue from Screven Avenue to City Boulevard; and

**WHEREAS**, the City of Waycross Purchasing and Engineering Departments offered the project through competitive bidding, and received and opened bids tendered for the project; and

**WHEREAS**, East Coast Asphalt, LLC, submitted the lowest and best bid in the amount of two hundred and four thousand and thirty-four dollars (\$204,034.00); and

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

**NOWHEREFORE, BE IT RESOLVED** by the Commission of the City of Waycross that a contract be awarded to East Coast Asphalt, LLC, for resurfacing Baltimore Avenue for Screven Avenue to City Boulevard and to be paid through Georgia Department of Transportation Local Maintenance and Improvement (LMIG) and City of Waycross Special Local Option Sale Tax (SPLOST) funds.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be authorized and directed to execute the contract on behalf of the City of Waycross, and to do all the acts and things necessary in order to carry out the purposes and intent of this Resolution.

**SO RESOLVED**, this 17<sup>th</sup> day of May, 2016.

**CITY OF WAYCROSS**

**JOHN KNOX, Mayor**

**ATTEST:**

**JULIE DINKINS, City Clerk**

A Resolution of the Waycross City Commission Approving a Contract Between the City of Waycross and East Coast Asphalt, LLC for Resurfacing Baltimore Avenue was approved by motion from Commissioner Diane Hopkins; seconded by Commissioner Norman Davis; all voted unanimously and the motion carried.

Mr. Glyn Thomas, Unison Behavior Health Services addressed the Commission regarding services available to Waycross and Ware County from Unison Behavior Health Services. Mr. Thomas requested the City of Waycross and Commissioners individually provide letters of support for several programs Unison is involved with.

Following last call, Commissioner Marian Solomon-Gaines made the motion to adjourn the meeting; seconded by Commissioner Jon Tindall; unanimous vote; and Mayor Knox adjourned the meeting.

**CITY OF WAYCROSS**

BY:   
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**JOHN R. KNOX, Mayor**

**ATTEST:**

  
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**JULIE C. DINKINS, City Clerk**