

MINUTES
WAYCROSS CITY COMMISSION MEETING
TUESDAY, MAY 21, 2019
5:00 PM

The Honorable John Knox, Mayor of the City of Waycross called the Regular City Commission Meeting to order on Tuesday, May 21, 2019 at the Commission Chambers of City Hall. Members in attendance with Mayor John Knox were: Mayor Pro Tem Diane Hopkins, Commissioners Marian Solomon-Gaines, Jon Tindall, John Threat and Norman Davis. City Manager Tonya Miller and City Attorney Rick Currie were also in attendance.

Mayor Pro Tem Diane Hopkins introduced Pastor Rusty Grace, First Presbyterian Church who offered the opening invocation. The Invocation was followed by the Pledge of Allegiance led by Mayor John Knox.

Mayor John Knox presented Proclamations to Coach Kingston Clerk, WCHS Boys Basketball Coach and Coach Mandy Lingenfelter, WCHS Girls Basketball Coach.

Ms. Tonya Miller, requested confirmation of Edwin Lastinger as the new Human Resources Director. Mayor Pro Tem Diane Hopkins made the motion to confirm Mr. Lastinger as the new HR Director; seconded by Commissioner Norman Davis, and approved with a 5-0 vote. Mr. Lastinger stated that he looked forward to making Waycross the "Employer of Choice".

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 & Information Session and Executive Session, Monday, May 6, 2019; and Waycross City Commission Meeting and Executive Session Tuesday, May 7, 2019.

No Privilege License Renewals, no consent resolutions and no ordinance second readings were presented.

Commissioner Norman Davis made the motion to approve the Consent Calendar; seconded by Commissioner Jon Tindall; and approved with a 5-0 vote.

Ms. Linda Jones, Purchasing Director presented Bid #19 Oil and Lubricants Extension to FY20. T & R Oil has agreed to keep FY19 prices firm with no price increase until FY20. Mayor Pro Tem Diane Hopkins made the motion to approve extension of Bid #19. The motion was seconded by Commissioner Jon Tindall and approved with a unanimous vote.

Ms. Linda Jones, Purchasing Director presented FY19 Vet Services for WAS and FY19 K-9 for FY20. On Jun 5, 2018 the Waycross City Commission awarded a bid contract to Satilla Animal hospital for Waycross Animal Services and Gibson Animal Clinic for the Waycross

Police Department K-9 Unit. Both have agreed to keep their pricing firm for another year and extend the bid to FY20. Commissioner Norman Davis made the motion to approve renewal of bid contract to Satilla Animal Hospital for Waycross Animal Services and Gibson Animal Clinic for the Waycross Police Department K-9 Unit. Commissioner Jon Tindall seconded the motion and all voted yes and the motion carried.

Ms. Linda Jones, Purchasing Director, presented Surplus Property WAYX 19-08 including a list of items no longer needed in any city department and requesting that these items be declared surplus so that they may be sold on GovDeals.com. Mayor Pro Tem Diane Hopkins made the motion to declare the proposed list as surplus. Commissioner Jon Tindall seconded the motion. All voted positively to sell surplus on GovDeals.com.

An Ordinance to Amend the Code re: Fire Detection and Suppression Requirements, was presented for the first emergency reading.

ORDINANCE NO. 019-08

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 18 – FIRE PREVENTION AND PROTECTION, ARTICLE I. – IN GENERAL, BY ADDING NEW SECTIONS 18-3, 18-4 AND 18-5 PERTAINING TO FIRE DETECTION AND SUPPRESSION REQUIREMENTS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; TO DECLARE AN EMERGENCY; TO PROVIDE FOR RENUMBERING OR RELETTERING; AND FOR OTHER PURPOSES.

Mayor Pro Tem Diane Hopkins made the motion to approve the Ordinance for the first reading. Commissioner Jon Tindall seconded the motion and all approved.

An Ordinance to Amend the Code Re: Fire Detection and Suppression Requirements was presented for the second emergency reading.

ORDINANCE NO. 019-08

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 18 – FIRE PREVENTION AND PROTECTION, ARTICLE I. – IN GENERAL, BY ADDING NEW SECTIONS 18-3, 18-4 AND 18-5 PERTAINING TO FIRE DETECTION AND SUPPRESSION REQUIREMENTS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; TO DECLARE AN EMERGENCY; TO PROVIDE FOR RENUMBERING OR RELETTERING; AND FOR OTHER PURPOSES.

Commissioner Norman Davis made the motion to approve the Ordinance Re: Fire Detection and Suppression Requirements as presented for the second and final reading. Mayor

Pro Tem Diane Hopkins seconded the motion. All voted positively and the Ordinance was approved.

An Ordinance to Amend the Code of the City of Waycross, Ga. Amending Chapter 2 Administration, pertaining to Election Superintendent was presented for the first reading.

ORDINANCE NO. O19-09

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 2 - ADMINISTRATION, ARTICLE IV. – OFFICERS AND EMPLOYEES, BY ADDING NEW SECTION 2-190 PERTAINING TO ELECTION SUPERINTENDENT; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR RENUMBERING OR RELETTERING; AND FOR OTHER PURPOSES.

The Ordinance was approved for the first reading by motion from Mayor Pro Tem Diane Hopkins; seconded by Commissioner Norman Davis, and unanimously approved.

Resolution of the City of Waycross, Georgia to name China Williams, Finance Director, as the Designated Officer as a liaison to the Department of Revenue (DOR) was presented

RESOLUTION NO. R19-24

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WAYCROSS, GEORGIA, REQUESTING SALES TAX INFORMATION FROM THE GEORGIA DEPARTMENT OF REVENUE PURSUANT TO O.C.G.A. § 48-2-15 (d.1) AND NAMING A DESIGNATED OFFICER FOR ALL RELATED PURPOSES; AND FOR OTHER PURPOSES.

WHEREAS, O.C.G.A. § 48-2-15, as amended in 2018, authorizes the Commissioner of the Georgia Department of Revenue (hereinafter the “DOR Commissioner”) to provide certain confidential sales tax information to the “designated finance officer or taxing official” of local governments; and

WHEREAS, more specifically, O.C.G.A. § 48-2-15 (d.1) authorizes the DOR Commissioner to provide to a local government’s designated officer, upon request, certain information relating to vendors that have submitted sales tax reports within the period of time set forth in that request; and

WHEREAS, O.C.G.A. § 48-2-15 (d.1) further allows the local government’s designated officer to request that the DOR Commissioner validate, from time to time, the political subdivision to which sales taxes are being remitted by taxpayers with a business location within that local government’s boundaries; and

WHEREAS, the City of Waycross, Georgia, desires to obtain the sales tax information described in the above-referenced Georgia Code Section;

WHEREAS, said matter having been read and considered.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Waycross, as follows:

1. The City Commission hereby designates the following finance official as the City of Waycross' Designated Officer for all purposes described in O.C.G.A. § 48-2-15 (d.1):

China Williams, Finance Director

417 Pendleton Street

Waycross, Georgia 31501

(912) 287-2964

cwilliams@waycrossga.com

2. The City Commission hereby requests that the DOR Commissioner (or his/her designee) furnish to the above-named Designated Officer all vendor sales tax information described in O.C.G.A. § 48-2-15 (d.1) (1) for the City of Waycross for the time period commencing on July 1, 2019, and ending on June 30, 2020.
3. In accordance with O.C.G.A. § 48-2-15 (d.1) (2) (B), and following receipt of the information described in Paragraph 2 above, the Designated Officer is hereby authorized to request validation by the DOR Commissioner of the political subdivision to which one or more vendors/taxpayers with a business location in the City of Waycross have remitted sales taxes for the designated period, with such validation request to contain the business name and location address of each such vendor/taxpayer and such other information as may assist the DOR Commissioner in responding to such validation request;
4. The Designated Officer shall use such information only in the discharge of her duties and shall maintain the confidentiality of such information as required by O.C.G.A. § 48-2-15 (d.1); and
5. The City Commission shall comply with all confidentiality requirements of O.C.G.A. § 48-2-15 (d.1), including but not limited to the requirements that 1) such information may only be discussed by members of the City Commission in executive session and 2) members of the City Commission shall recuse themselves from such executive session discussions in the event of a conflict of interest as described in the above referenced Georgia Code Section.

BE IT FURTHER RESOLVED, that this Resolution shall become effective upon its approval by the City Commission of the City of Waycross, Georgia, and the official named above shall remain the City of Waycross' Designated Officer for all purposes under O.C.G.A. § 48-2-15 (d.1) until further action of the City Commission.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be, and are hereby authorized, empowered and directed to do all the acts and things necessary in order to ratify, confirm and carry out the purposes and intent of this Resolution and that the City Clerk is hereby directed to provide a certified copy of this Resolution to the Georgia Department of Revenue via email (public.disclosure@dor.ga.gov) or to otherwise transmit a copy of this Resolution as may directed by the Georgia Department of Revenue.

ADOPTED AND RESOLVED, this 21st day of May, 2019.

CITY OF WAYCROSS
BY: JOHN KNOX, Mayor

ATTEST:
JULIE DINKINS, City Clerk

Resolution of the City of Waycross, Georgia to name China Williams, Finance Director, as the Designated Officer as a liaison to the Department of Revenue (DOR) as presented was approved by motion from Commissioner Norman Davis and seconded by Mayor Pro Tem Diane Hopkins and approved with a 5-0 vote.

A Resolution to Award the Bid Contract to Underground Excavating, Inc. for Memorial Drive and Aaron Street Water Main Extension Project was presented for approval.

RESOLUTION NO. R19-25

A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA, TO AWARD BID CONTRACT TO UNDERGROUND EXCAVATING, INC. FOR MEMORIAL DRIVE AND AARON STREET WATER MAIN EXTENSION PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, multiple parcels on Aaron Street were recently annexed into the city limits and there is no existing city water in place for water supply and fire protection; and

WHEREAS, city water availability will provide the Fire Department with reliable fire protection capability and encourage development of this newly annexed area; 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, the City staff prepared drawings and requested quotes from local licensed utility contractors for installation of the water main and received quotes from three (3) contractors; and

WHEREAS, Underground Excavating, Inc., submitted the lowest and best bid for the above-mentioned project, meeting all specifications and requirements, for a total project amount not to exceed \$49,220.00.

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the Bid Contract for the Memorial Drive and Aaron Street Water Main Extension project be awarded to Underground Excavating, Inc. in an amount not to exceed \$49,220.00, and to be paid from Water and Sewer S.P.L.O.S.T. funds.

BE IT FURTHER RESOLVED that the Mayor, City Clerk and City Attorney be authorized and directed to execute the Bid Contracts, if any, 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 AND ADOPTED, this 21st day of May, 2019.

CITY OF WAYCROSS

BY: JOHN KNOX, Mayor

ATTEST:

JULIE DINKINS, City Clerk

Mayor Pro Tem Diane Hopkins made the motion to approve the Resolution to Award the Bid Contract to Underground Excavating, Inc. for Memorial Drive and Aaron Street Water Main Extension Project as presented for approval. Commission Jon Tindall seconded the motion. The motion was approved with a 5-0 vote.

A Resolution of the City of Waycross to Approve the Transfer of SPLOST Funds to DWDA (Downtown Waycross Development Authority) was presented for approval.

RESOLUTION NO. R19-26

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,
TO APPROVE TRANSFER OF S.P.L.O.S.T FUNDS TO DOWNTOWN WAYCROSS
DEVELOPMENT AUTHORITY; AND FOR OTHER PURPOSES.**

WHEREAS, the Downtown Waycross Development Authority, hereinafter “DWDA”, has dedicated S.P.L.O.S.T. funds, kept and maintained by the City, for the designated purpose of “construction and infrastructure for economic development”; and

WHEREAS, DWDA has requested S.P.L.O.S.T. funds for relocating a caboose from CSX Railroad to Rail Depot building on Plant Avenue from the City; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the transfer of \$7,500.00 be made to DWDA, and to be paid from S.P.L.O.S.T. funds designated for DWDA.

BE IT FURTHER RESOLVED that the Mayor, City Clerk, City Finance Director and City Manager be authorized and directed to make this transfer to DWDA, in said amount, and to do all the acts and things necessary in order to carry out the purposes of this Resolution, hereby ratifying and confirming all actions taken and to be taken .

SO RESOLVED, this 21st day of May, 2019.

CITY OF WAYCROSS

BY: JOHN KNOX, Mayor

ATTEST:

JULIE DINKINS, City Clerk

Commissioner Norman Davis made the motion to approve the Resolution of the City of Waycross to Approve the Transfer of SPLOST Funds to DWDA (Downtown Waycross Development Authority) as presented for approval. Commissioner Jon Tindall seconded the motion. Commissioners Norman Davis, John Threat and Jon Tindall voted yes; Commissioner Marian Solomon-Gaines and Mayor Pro Tem Diane Hopkins voted no. Resolution was approved with a 3 – 2 vote.

Following last call, Commissioner Marian Solomon-Gaines made the motion to go into Executive Session to discuss litigation and personnel; seconded by Jon Tindall, with all voting yes. Commissioner Marian Solomon-Gaines made the motion to return to open meeting; seconded by Commissioner Norman Davis; all voted positively and Mayor Knox adjourned the meeting.

CITY OF WAYCROSS

ATTEST:

BY:



JOHN KNOX, Mayor



JULIE C. DINKINS, City Clerk