

MINUTES
WAYCROSS CITY COMMISSION MEETING
TUESDAY, JUNE 4, 2019
5:00 PM

The Honorable John Knox, Mayor of the City of Waycross called the Regular City Commission Meeting to order on Tuesday, June 4, 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.

Commissioner Jon Tindall introduced Pastor Freddie Smith, Sweat Memorial Baptist Church, who offered the opening invocation. The Invocation was followed by the Pledge of Allegiance led by Mayor John Knox.

Mayor John Knox announced the appointment of Edwin Lastinger as the Pension Committee Secretary. The appointment was confirmed by motion from Commissioner Norman Davis and seconded by Mayor Pro Tem Diane Hopkins and approved with a 5-0 vote.

There was no City Manager's Report, Mayor's Report or 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 20, 2019; and Waycross City Commission Meeting and Executive Session Tuesday, May 21, 2019.

One Ordinance Second Reading as follows:

ORDINANCE NO. 019-09

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.

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

Mayor Pro Tem Diane Hopkins made the motion to approve the Consent Calendar; seconded by Commissioner Norman Davis; and approved with a 5-0 vote.

A Privilege License for the Booze Outlet, Inc., Rupesh Patel, 1930 Brunswick Hwy., Waycross, Georgia 31501 Package Sales, Beer, Wine and Liquor was presented for approval. This is an existing business with a new name and owner. Mayor Pro Tem Diane Hopkins made the motion to approve the Privilege License, seconded by Commissioner Marian Solomon-Gaines, and approved with a unanimous vote.

Ms. Linda Jones, Purchasing Director presented Bid FY19-18 Vacuum/Jetter Truck for Engineering. Engineering has approved line item funds to purchase a new model Vacuum Jetter Truck. Purchasing received 7 proposals and staff recommends purchasing a new 2019 Vacon/Freightliner Truck from Adams Equipment of Austell, Georgia for a total price of \$295,204.00. This being the lowest and best proposal meeting all of our specifications and some needed options. Mayor Pro Tem Diane Hopkins made the motion to approve the purchase. The motion was seconded by Commissioner Marian Solomon-Gaines. The Commissioners all voted yes and the motion was approved.

Ms. Linda Jones, Purchasing Director presented FY19 -19 Fire Department Uniforms. The Waycross Fire Department has approved funds to purchase uniforms. Purchasing received 6 bids from uniforms vendors. Purchasing recommends awarding the bid to Patrick's Uniforms of Jacksonville as being the lowest and best bid meeting all specifications. Patrick's is our current vendor and we are receiving great service. The bid was approved by motion from Mayor Pro Tem Diane Hopkins; seconded by Commissioner Marian Solomon-Gaines; all voted in favor and the motion carried.

Ms. Linda Jones, Purchasing Director presented FY19 -21 Police Department Uniforms. The Waycross Fire Department has approved line item funds to purchase uniforms. Purchasing received bids from uniforms vendors. Purchasing recommends awarding the bid to Patrick's Uniforms of Jacksonville as being the lowest and best bid meeting all specifications. Patrick's has been our supplier for the last 3 years and we are receiving great service. Commissioner Marian Solomon-Gaines made the motion to approve the bid to Patrick's Uniforms. Mayor Pro Tem Diane Hopkins seconded the motion. The motion carried with a 5-0 vote.

Ms. Linda Jones, Purchasing Director presented FY19 -22 Annual Printing Bid. Purchasing received 2 bids from local printing vendors for the City's annual printing needs. After staff review, it is our recommendation to award the bid to Brantley Printing as being the lowest and best bid. Mayor Pro Tem Diane Hopkins made the motion to approve the printing bid to Brantley Printing. Commissioner Marian Solomon-Gaines seconded the motion and all voted yes to approve the bid.

Ms. Linda Jones, Purchasing Director presented FY19 -23 Large Printer/Scanner. Engineering has approved funds to purchase a new large format Scanner/ Printer. Purchasing received 5 bids from office machine vendors. After review, Purchasing recommended awarding the bid to Canon Solutions of Waycross for a new Canon TX3000 MP at a total purchase price of \$8,703.00. This includes a 2 year and 9 month maintenance agreement. Commissioner Marian

Solomon-Gaines made the motion to approve the purchase of the large format machine. Commissioner Norman Davis seconded the motion and all voted in approval of the purchase.

Ms. Linda Jones, Purchasing Director presented FY19 -24 Dump Truck for Public Works Department. Public Works has approved SPLOST funds to purchase a new dump truck. Purchasing received 1 bid from automotive dealers. Purchasing recommends awarding the bid to Wade Ford of Smyrna, GA for a new 2019 Ford F750 with a Transport Equipment Dump Body for \$57,287.00. Wade Ford is the Georgia State Contract Vendor for Dump Trucks. Commissioner Jon Tindall made the motion to purchase the Dump Truck for the PW Department; second by Commissioner Norman Davis. All voted yes and the motion carried.

Ms. Linda Jones, Purchasing Director presented FY19 -25 Fire Department Turn out Gear. The Waycross Fire Department has approved funds to purchase uniforms. Purchasing received 6 bids from uniforms vendors. Purchasing recommends awarding the bid to Bennett Fire Products as being the lowest and best bid meeting all specifications. Commissioner Marian Solomon-Gaines made the motion to award the bid for FD Turn out Gear to Bennett Fire Products; seconded by Commissioner Jon Tindall. All Commissioners voted yes and the motion carried.

Ms. Linda Jones, Purchasing Director, presented Surplus Property WAYX 19-09 to surplus 2 Glock Handguns (service weapons) to be given to Sgt Teresa Grant and Det Larry Hill upon their retirement. Mayor Pro Tem Diane Hopkins made the motion to approve the motion; seconded by Commissioner Jon Tindall. All voted positively and the motion was approved.

Resolution of the City of Waycross, Georgia to declare as surplus property a weapon and badge for retiring Public Safety Officer Larry Hill was presented

RESOLUTION NO. R19-27

A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA, TO DECLARE AS SURPLUS PROPERTY A WEAPON AND BADGE FOR RETIRING PUBLIC SAFETY OFFICER LARRY HILL; 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 amended 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 has adopted such a policy and desires to declare as surplus the weapon and badge assigned to Detective Larry Hill, a sworn police officer since June 8, 1994, during his 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 badge and one Glock handgun, model 27, Serial # CWP261, issued to Detective Larry Hill, and approves retention of the said weapon and badge by the retiring public safety officer as part of his retirement compensation, thereby removing said weapon and badge 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 and badge 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 4th day of June, 2019.

CITY OF WAYCROSS
BY: JOHN KNOX, Mayor

ATTEST:
JULIE DINKINS, City Clerk

Resolution of the City of Waycross, Georgia to declare as surplus property a weapon and badge for retiring Public Safety Officer Larry Hill 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.

Resolution of the City of Waycross, Georgia to declare as surplus property a weapon and badge for retiring Public Safety Officer Teresa Grant was presented.

RESOLUTION NO. R19-28

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,
TO DECLARE AS SURPLUS PROPERTY A WEAPON AND BADGE FOR RETIRING
PUBLIC SAFETY OFFICER TERESA GRANT; 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 amended 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 has adopted such a policy and desires to declare as surplus the weapon and badge assigned to Sergeant Teresa Grant, a sworn police officer since March 5, 1986, 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 badge and one Glock handgun, model 27, Serial # CWP265, issued to Sergeant Teresa Grant, and approves retention of the said weapon and badge by the retiring public safety officer as part of her retirement compensation, thereby removing said weapon and badge 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 and badge 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 4th day of June, 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 of the City of Waycross, Georgia to declare as surplus property a weapon and badge for retiring Public Safety Officer Teresa Grant. Commissioner Jon Tindall seconded the motion. All Commissioners voted favorably and the motion was approved.

A Resolution of the City of Waycross, Georgia to approve an Intergovernmental Agreement with Ware County Board of Commissioners and its Board of Elections to Conduct the City's Elections was presented.

RESOLUTION NO. R19-31

A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA, TO APPROVE AN INTERGOVERNMENTAL AGREEMENT WITH WARE COUNTY BOARD OF COMMISSIONERS AND ITS BOARD OF ELECTIONS TO CONDUCT THE CITY'S ELECTIONS; AND FOR OTHER PURPOSES.

WHEREAS, the City Commission and the Ware County Board of Commissioners previously entered into an Intergovernmental Agreement for the Ware County Board of Elections to conduct the City's elections on June 11, 2007; and

WHEREAS, pursuant to O.C.G.A. § 21-2-45 and Waycross Code of Ordinances Section 2-190, adopted on June 4, 2019, being Ordinance No. O19-09 the City has the authority to request the County to conduct the City's elections; and

WHEREAS, the City and Ware County are desirous of renewing said agreement authorizing the Ware County Board of Elections to conduct the City's elections; 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 enter into an Intergovernmental Agreement with the Board of Commissioners of Ware County, Georgia, and its Board of Elections in reference to Ware County conducting the City's elections, in the form of the Intergovernmental Agreement attached hereto and incorporated herein as if fully set forth.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be empowered, authorized and directed to execute the Intergovernmental Agreement with Ware County Board of Commissioners and its Board of Elections on behalf of the City of Waycross, and 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 4th day of June, 2019.

CITY OF WAYCROSS
BY: JOHN KNOX, Mayor

ATTEST:
JULIE DINKINS, City Clerk

Commissioner Marian Solomon-Gaines made the motion to approve the Resolution of the City of Waycross, Georgia to approve an Intergovernmental Agreement with Ware County Board of Commissioners and its Board of Elections to Conduct the City's Elections as presented. Mayor pro Tem Diane Hopkins seconded the motion and the motion was approved with a 5-0 vote.

A Resolution of the City of Waycross, Georgia to approve the signing of a settlement agreement in the civil lawsuit brought by Susi Pelka against the City of Waycross was presented.

RESOLUTION NO. R19-30
A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,
TO APPROVE THE SIGNING OF A SETTLEMENT AGREEMENT IN THE CIVIL
LAWSUIT BROUGHT BY SUSI PELKA AGAINST THE CITY OF WAYCROSS; AND
FOR OTHER PURPOSES.

WHEREAS, Susi Pelka, plaintiff, and as surviving spouse of Jeffery Pelka, filed a lawsuit in U.S. District Court, Southern District of Georgia, against the City of Waycross, *et al.*; and

WHEREAS, the City of Waycross and Plaintiff now desire to resolve their disputes regarding all of the issues alleged in the lawsuit; 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 settlement agreement between Susi Pelka, as the surviving spouse of Jeffery Pelka, and the City of Waycross be approved by the payment of \$5,000.00 plus waiver of bill of costs and in return Susi Pelka will voluntarily release and forever discharge the City of Waycross for said matters related to the above-mentioned lawsuit.

BE IT FURTHER RESOLVED that the Mayor, City Manager, City Clerk and City Attorney be authorized, directed and empowered to sign said settlement agreement, and to do all the acts and things necessary in order to carry out the purposes and intent of this Resolution.

SO RESOLVED, this 4th day of June, 2019.

CITY OF WAYCROSS
BY: JOHN KNOX, Mayor

ATTEST:
JULIE DINKINS, City Clerk

Commissioner Jon Tindall made the motion to approve the Resolution of the City of Waycross, Georgia to approve the signing of a settlement agreement in the civil lawsuit brought by Susi Pelka against the City of Waycross as presented. Commissioner Marian Solomon-Gaines seconded the motion and it was approved with a unanimous vote.

A Resolution of the City of Waycross to Approve the Purchase of a new 2019 Ford F-750 Dump Truck for Public Works was presented for approval.

RESOLUTION NO. R19-29

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,
TO APPROVE PURCHASE OF A NEW 2019 FORD F-750 DUMP TRUCK FOR
PUBLIC WORKS; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross Public Works Department has need for a new dump truck; and

WHEREAS, the City of Waycross Purchasing Department offered the purchase through competitive bidding, and solicited seven (7) bids, including the dealer with the Georgia State Contract, and received one response from automotive dealers; and

WHEREAS, Wade Ford of Smyrna, Georgia, submitted the lowest and best bid for a 2019 Ford F-750 with a Transport Equipment Dump Body, meeting all specifications, at a total cost of \$57,287.00; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that a contract be awarded to Wade Ford, Inc. of Smyrna, Georgia, for the purchase of one 2019 Ford F-750 with a Transport Equipment Dump Body for use by the Waycross Public Works Department, for the sum of \$57,287.00, to be paid for from 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 4th day of June, 2019.

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

**ATTEST:
JULIE DINKINS, City Clerk**

Commissioner Marian Solomon-Gaines made the motion to approve the Resolution of the City of Waycross to Approve the Purchase of a new 2019 Ford F-750 Dump Truck for Public Works as presented for approval. Commissioner Norman Davis seconded the motion. Resolution was approved with a 5 – 0 vote.

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

CITY OF WAYCROSS

ATTEST:

BY:



JOHN KNOX, Mayor



JULIE C. DINKINS, City Clerk