

MINUTES
WAYCROSS CITY COMMISSION MEETING
TUESDAY, JUNE 19, 2012
7:00 P.M.

The regular meeting of the Commission of the City of Waycross was held in the Commission Chambers of City Hall on Tuesday, June 19, 2012. The meeting was called to order by Mayor Clarence Billups at 7:00 p.m. with Mayor Pro Tem Marian Solomon-Gaines, Commissioners Diane Hopkins, William Simmons, Norman Davis and Alvin Nelson present for the meeting.

Mayor Clarence Billups introduced Reverend William Simmons, Commissioner and Pastor of Light of the World Ministries who offered the invocation which was followed by the Pledge of Allegiance.

There were no public remarks on official action.

Deron W. King, City Manager, presented the City Manager's Report. Mr. King reminded the Commissioners and citizens that the railroad crossing at Gilmore Street and Plant Avenue is closed until Friday, June 22, 2012. He also commented that the Jacksonville Jaguars Caravan was a great success with great weather and a fantastic turn-out. He thanked the Jacksonville Jaguars, all Jaguars fans, the Board of Education for the use of the Stadium, and all the City employees who helped make the event a success. The Jaguars organization is planning a Waycross Day, November 4, 2012.

Mayor Clarence Billups welcomed Professor Annalease Gibson and all her students in the Albany State Bachelor of Social Work Program at Waycross College. Mayor Billups also thanked the City staff for the balanced budget for Fiscal Year 2013.

Mayor Billups presented the Consent Calendar as read by City Clerk, Julie Dinkins, for consideration of official action as follows:

Approval of Minutes: LOST Negotiation Minutes, May 16, 2012; Called Meeting Minutes, May 22, 2012; Waycross City Commission Planning & Information Session Executive Session, Monday, June 4, 2012; Waycross City Commission Zoning Public Hearing, 970 Vernon Willis Dr., June 5, 2012; Waycross City Commission Zoning Public Hearing Amending Zoning Text, Mixed Use District, June 5, 2012; and Waycross City Commission Meeting, Tuesday, June 5, 2012; City of Waycross FY-13 Budget Public Hearing, June 11, 2012; and Special Called Meeting June 11, 2012.

There were no ordinance second readings, resolutions or privilege license renewals.

Commissioner Diane Hopkins made the motion to approve the Consent Calendar as presented. Commissioner Norman Davis seconded the motion; all Commissioners voted favorably and the motion carried with a 5-0 vote.

Surplus Property WAYX 12-110 was presented for review. Ms. Linda Jones requested that the real property known as Folks Street, B432 L53 be declared surplus and sold by sealed bid to the highest bidder. The City has had a request from Carolyn Fluker to purchase this parcel as she owns the adjoining property.

Commissioner Norman Davis made the motion to approve the motion to declare Folks Street property as surplus as presented. The motion was seconded by Commissioner Diane Hopkins; the vote was unanimous and the motion passed with a 5-0 vote.

Purchasing Director, Linda Jones presented a bid for FY13 Annual Printing Bid for review. The City anticipates spending over \$5,000 in the FY13 budget year on printing. Purchasing received 2 bids from local vendors. Staff recommends awarding the bid to Brantley Printing being the lowest and best bidder meeting all specifications.

Commissioner Norman Davis made the motion to award the FY 13 Annual Printing Bid to Brantley Printing. Commissioner Marian Solomon-Gaines seconded the motion; all voted affirmatively and the motion carried with a 5-0 vote.

Ms. Linda Jones presented Surplus Property WAYX 12-12 for review. Ms. Linda Jones requested permission to sell these items on GOV.Deals.com.

Commissioner William Simmons made the motion to approve the sale of Surplus Property WAYX 12-12 on GOV.Deals.com. Commissioner Norman Davis seconded the motion; all voted in favor and the motion was approved with a 5-0 vote.

An Ordinance to Amend the Zoning Ordinance of the City of Waycross and the Zoning Map, rezoning 970 Vernon Willis Drive from R-50 MH to C-1 Neighborhood Commercial was presented for the first reading as follows:

ORDINANCE NO. 12-07

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF WAYCROSS, GEORGIA AND THE ZONING MAP; TO REZONE THE PROPERTY DESCRIBED HEREIN LOCATED AT 970 VERNON WILLIS DRIVE FROM R-50 MH TO C-1 NEIGHBORHOOD COMMERCIAL; TO SET AN EFFECTIVE DATE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Commissioner Diane Hopkins made the motion to approve the Ordinance Rezoning 970 Vernon Willis Drive. The motion was seconded by Commissioner Norman Davis. All Commissioners voted yes and the Ordinance was approved for the first reading.

An Ordinance to Amend the Waycross Zoning Ordinance Text pertaining to permitted uses in the Mixed Use District was presented for the first reading:

ORDINANCE NO. 12-08

AN ORDINANCE TO AMEND THE WAYCROSS ZONING ORDINANCE TEXT; TO AMEND SECTION 717.4(b) and (f) AND TO ADD SECTION 717.4(j) PERTAINING TO PERMITTED USES IN MU MIXED USE DISTRICT ALLOWING FOR CERTAIN STORES, HOME/COMMERCIAL STORAGE BUILDINGS AND SERVICE STATIONS TO BE A PERMITTED USE IN THE MU MIXED USE ZONING DISTRICT; AND FOR OTHER PURPOSES.

A motion to approve the first reading of the Ordinance to Amend the Waycross Zoning Ordinance Text pertaining to permitted uses in the Mixed Use District was made by Commissioner Marian Solomon-Gaines. Commissioner Diane Hopkins seconded the motion. The motion was approved by a 5-0 vote.

An Ordinance to Amend the Code of the City of Waycross pertaining to parking restrictions on Harrison Street and Oak Street was presented for the first reading:

ORDINANCE NO. 12-09

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 20, ARTICLE VII, SECTION 20-123 and SECTION 20-124 OF THE CODE OF THE CITY OF WAYCROSS, GEORGIA PERTAINING TO PARKING RESTRICTIONS; TO PROVIDE FOR RENUMBERING; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR SEVERABILITY; AND FOR OTHER PURPOSES.

Commissioner Diane Hopkins made the motion to approve the Ordinance to Amend the Code of the City of Waycross pertaining to parking restrictions on Harrison Street and Oak Street as presented for the first reading. The motion was seconded by Commissioner Marian Solomon-Gaines. All voted in favor and the motion carried with a 5-0 vote.

A Resolution of the Waycross City Commission to Approve Real Property Agreement for Transportation Enhancement Multi-Use Trail & Trailhead Project was presented.

RESOLUTION NO. 12-26

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE REAL PROPERTY AGREEMENT FOR TRANSPORTATION
ENHANCEMENT MULTI-USE TRAIL & TRAILHEAD PROJECT;
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross is acquiring a portion of abandoned CSX Right-of-Way and a small parcel of land on Carswell Avenue abutting this Right-of-Way for the Multi-Use Trail and Trailhead Project; and

WHEREAS, as part of the Right-of Way Certification, the Georgia Department of Transportation (“GDOT”) requires that a Real Property Agreement be executed for each project, and to acknowledge therein that if federal funds are being used to acquire right-of-way or easements for a project, the sponsor must return proceeds from any future sale of the acquired property to GDOT; and

WHEREAS, a Real Property Agreement having been presented to the Commission of the City of Waycross for the said Transportation Enhancement Project, in the form attached hereto; 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 execution of the Real Property Agreement in connection with federal funding for the Transportation Enhancement Multi-Use Trail & Trailhead Project with the Georgia Department of Transportation in the form of the Agreement attached to this Resolution.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be and are hereby authorized to execute the necessary documents to complete the said Real Property Agreement, hereby ratifying and confirming the execution of same on behalf of the City of Waycross for said Project.

SO RESOLVED, this 19th day of June, 2012.

CITY OF WAYCROSS, GEORGIA

**BY: CLARENCE E BILLUPS
MAYOR**

ATTEST: JULIE DINKINS, City Clerk

Commissioner Marian Solomon-Gaines made the motion to approve the Resolution of the Waycross City Commission to Approve Real Property Agreement for Transportation Enhancement Multi-Use Trail & Trailhead Project as presented. The motion was seconded by Commissioner William Simmons; all voted affirmatively and the motion carried.

A Resolution of the City of Waycross, Georgia to Approve Fireworks Display Contract with Pyrotecnico for the Fourth of July, 2012 Fireworks Exhibition was presented.

RESOLUTION NO. 12-27

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE FIREWORKS DISPLAY CONTRACT WITH PYROTECNICO FOR
THE FOURTH OF JULY, 2012 FIREWORKS EXHIBITION;
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross has traditionally purchased fireworks for the Fourth of July fireworks exhibition in the City of Waycross, Georgia; and

WHEREAS, the City of Waycross has been presented with a Fireworks Display Contract by PYROTECNICO, a Pennsylvania Corporation, which contract includes furnishing, delivering and exhibiting fireworks on July 4, 2012, in the City of Waycross, for the contract price of \$6,000.00; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED that the Commission of the City of Waycross that the Fireworks Display Contract with PYROTECNICO be approved, for the sum of \$6,000.00, for the Fourth of July, 2012 fireworks exhibition in the City of Waycross, Georgia.

BE IT FURTHER RESOLVED that the Mayor, City Manager, and City Clerk be, and are hereby authorized, empowered, and directed to execute the Fireworks Display Contract with PYROTECNICO, hereby ratifying and confirming the execution of the same, and doing all acts and things necessary to accomplish the purposes of this Resolution.

SO RESOLVED, this 19th day of June, 2012.

CITY OF WAYCROSS, GEORGIA

**BY: CLARENCE E BILLUPS
MAYOR**

ATTEST: JULIE DINKINS, City Clerk

The Resolution to Approve the Fireworks Display Contract with Pyrotecnico for the Fourth of July, 2012 Fireworks Exhibition was approved by motion from Commissioner Diane Hopkins as presented. Commissioner William Simmons seconded the motion; all present voted in favor and the motion carried with a 5-0 vote.

A Resolution to Approve Amendment No. 9 to the Agreement Between ESG Operations, Inc. and the City of Waycross, Georgia for Operations, Maintenance and Managements Services was presented:

RESOLUTION NO. 12-28

**A RESOLUTION TO APPROVE AMENDMENT NO. 9
TO THE AGREEMENT BETWEEN
ESG OPERATIONS, INC. AND THE CITY OF WAYCROSS, GEORGIA
FOR OPERATIONS, MAINTENANCE AND MANAGEMENT SERVICES;
AND FOR OTHER PURPOSES**

WHEREAS, the City of Waycross, Georgia entered into an agreement with ESG Operations, Inc. (ESG) on March 1, 2004 as amended by Amendment No. 2 to add water services, for operations, maintenance and management services at the City's wastewater treatment plant; and

WHEREAS, ESG has performed under the terms of this agreement to date and all amendments thereto and City has performed under the terms of the agreement and all amendments thereto; and

WHEREAS, the specific changes as reflected in Amendment No. 9 and attached to this Resolution will extend the ESG contract through fiscal year 2013 (June 20, 2103), adding increases effective July 1, 2012, including a contract price increase of \$25,080.00, and increasing the monthly payments by the City to ESG to a total payment of \$208,275.00 per month; and

WHEREAS, the term of the amendment shall be from July 1, 2012 through June 30, 2013 and shall be subject to automatic renewal in accordance with the terms of the original agreement as amended; and

WHEREAS, said matter of amendment having been considered.

NOW THEREFORE BE IT RESOLVED by the Commission of the City of Waycross, Georgia that Amendment No. 9 to the Agreement between ESG Operations, Inc. and the City of Waycross, Georgia be and 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 Amendment No. 9 on behalf of the City of Waycross.

SO RESOLVED this the 19th day of June, 2012.

CITY OF WAYCROSS, GEORGIA

**BY: CLARENCE E BILLUPS
MAYOR**

ATTEST: JULIE DINKINS, City Clerk

Commissioner Norman Davis made the motion to approve the Resolution to Approve Amendment No. 9 to the Agreement Between ESG Operations, Inc. and the City of Waycross, Georgia for Operations, Maintenance and Managements Services as presented. Commissioner Marian Solomon-Gaines seconded the motion; all present voted affirmatively and the motion carried with a 5-0 vote.

A Resolution of the City of Waycross, Georgia Establishing Fees for Disconnection of Water Services was presented for review:

RESOLUTION NO. 12-29

A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA ESTABLISHING FEES FOR DISCONNECTION OF WATER SERVICES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WHEREAS, under the provisions of Section 36-33 of the Code of the City of Waycross, Georgia when water service to any customer is disconnected, the same shall not be reconnected except upon payment of the amount due, and in addition thereto, any late fee, reconnection fee or padlock fee as determined by the City Commission by resolution from time to time. These charges will be kept on file in the Office of the City Clerk; and

WHEREAS, the Commission of the City of Waycross has determined to change the following fees:

1. Increasing disconnect fee from \$35.00 to \$45.00.

BE IT FURTHER RESOLVED that the fees and charges shall become effective July 1, 2012, and that a copy of this resolution shall be placed and kept on file in the Office of the City Clerk and that the Mayor, City Clerk, and City Manager be and are hereby authorized, directed and empowered to execute the documents necessary to complete this project.

SO RESOLVED, this 19th day of June, 2012.

CITY OF WAYCROSS, GEORGIA

**BY: CLARENCE E BILLUPS
MAYOR**

ATTEST: JULIE DINKINS, City Clerk

Commissioner Marian Solomon-Gaines made the motion to approve the Resolution of the City of Waycross, Georgia Establishing Fees for Disconnection of Water Services as presented. Commissioner Diane Hopkins seconded the motion. The motion was approved with Commissioners Solomon-Gaines, Hopkins, Simmons and Nelson voting yes; Commissioner Davis voting no; 4-1 vote.

A Resolution of the City of Waycross, Georgia to Set Rates and Charges for the Consumption of Water and Wastewater Services was presented:

RESOLUTION NO. 12-30

A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA TO SET RATES AND CHARGES IDENTIFIED IN CHAPTER 36 OF THE CODE OF THE CITY OF WAYCROSS FOR THE CONSUMPTION OF WATER SERVICES; TO SET RATES AND CHARGES IDENTIFIED IN CHAPTER 32 OF THE CODE OF THE CITY OF WAYCROSS FOR THE CONSUMPTION OF WASTEWATER SERVICES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, under the provision of Section 36-29 of the Code of the City of Waycross, Georgia the rate and charges for the consumption of water services furnished by the city shall be as determined by the Commission of the City of Waycross from time to time and on file on the office of the city clerk; and

WHEREAS, the current rates and charges have been in effect since 2011 without an increase, although the time, expertise and costs to the City to provide these services have increased; and

WHEREAS, the increase in rates and charges will serve to offset costs only to the City in order to continue providing these services; and

WHEREAS, the Commission has undertaken a study of the water rates by Public Resources Management Group, Inc. (PRMG) and PRMG has completed that study; and

WHEREAS, the Commission has determined that the rate of charges for water services furnished through meters shall be as follows:

1.5% FY 2013 Budget

<i>Description</i>	<i>Monthly Base Charge</i>
Residential, Multi-Family, & Commercial Meter Size:	
¾ Meter"	\$ 16.50
1 Meter"	27.21
1.5 Meter"	49.48
2 Meter"	65.98
3 Meter"	148.44
4 Meter"	214.42
6 Meter"	395.85
8 Meter"	610.27
Irrigation Meter Size:	
¾ Meter"	\$ 16.50
1 Meter"	27.21
1.5 Meter"	49.48
2 Meter"	65.98
3 Meter"	98.96
4 Meter"	164.94
6 Meter"	296.89
Fire Line Meter Size:	
¾ Meter"	\$ 16.50
1 Meter"	16.50
1.5 Meter"	16.50
2 Meter"	22.33
4 Meter"	22.33
6 Meter"	31.48
8 Meter"	43.65
10 Meter"	60.90
12 Meter"	86.28

<i>Proposed Volumetric Charge</i>	<i>Rate Per 1,000 gallons</i>
Residential	
0 - 3,000	\$ 1.20
3,001 – 10,000	1.44
10,001 – 20,000	1.74
Above 20,000	2.10
 Multi-Family, Commercial, & Irrigation: All Usage	 \$ 1.35

WHEREAS, under the provision of Section 32-92 of the Code of the City of Waycross, Georgia the rate and charges for the consumption of wastewater services furnished by the city shall be as determined by the Commission of the City of Waycross from time to time and on file on the office of the city clerk; and

WHEREAS, the current rates and charges have been in effect since 2011 without an increase, although the time, expertise and costs to the City to provide these services have increased; and

WHEREAS, the increase in rates and charges will serve to offset costs only to the City in order to continue providing these services; and

WHEREAS, the Commission has undertaken a study of the wastewater rates by Public Resources Management Group, Inc. (PRMG) and PRMG has completed that study; and

WHEREAS, the Commission has determined that the rate of charges for wastewater services shall be as follows:

<i>Description</i>	<i>Monthly Base Charge</i>
Residential	\$ 10.15
 Multi-Family, & Commercial Meter Size:	
¾ Meter"	\$ 19.69
1 Meter"	32.49
1.5 Meter"	59.07
2 Meter"	78.76
3 Meter"	177.22
4 Meter"	255.98
6 Meter"	472.58
8 Meter"	728.57

<i>Proposed Volumetric Charge</i>	<i>Rate Per 1,000 gallons</i>
Residential – All Usage	\$ 4.09
Multi-Family & Commercial – All Usage	1.78
All Usage	
Sewer Only – All Usage	\$ 4.09

WHEREAS, on September 17, 2002, the City of Waycross entered into a Joint Agreement Between the City of Waycross and the Ware County Water and Sewer Authority (now known as “Satilla Regional Water and Sewer Authority”) for Wastewater Treatment Services-Waycross Wastewater Treatment Facility (the “Joint Agreement”); and

WHEREAS, the proposed rate charge increases for wastewater services for Satilla Regional Water and Sewer Authority shall be as determined by the said Joint Agreement and pursuant to a separate Resolution; and

WHEREAS, said matters and the proposed rate charge increases having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the City of Waycross set rates and charges for water services and wastewater services in accordance with the provisions of Chapter 36 and Chapter 32 of the Code of the City of Waycross, Georgia in the amounts set forth hereinabove.

BE IT FURTHER RESOLVED, that the City of Waycross shall begin charging the new rates and charges for all accounts billed by the City of Waycross effective July 1, 2012.

BE IT FURTHER RESOLVED, that the above rates may be adjusted each July 1 by the Commission of the City of Waycross by adoption of the resolution for said purpose for the annual percentage increase in the Consumer Price Index for All Urban Consumers, in all Items category, as published by the U.S. Department of Labor, Bureau of Labor Statistics in the CPI Detailed Report for December of the preceding calendar year with the annual increase limited to five percent.

SO RESOLVED, this 19th of June, 2012.

CITY OF WAYCROSS, GEORGIA
BY: CLARENCE E BILLUPS
MAYOR

ATTEST: JULIE DINKINS, City Clerk

Commissioner Marian Solomon-Gaines made the motion to approve the Resolution of the City of Waycross, Georgia to Set Rates and Charges for the Consumption of Water and Wastewater Services as presented. Commissioner William Simmons seconded the motion. The motion carried with a 4 – 1 vote with Commissioners Solomon-Gaines, Hopkins, Simmons and Nelson voting yes and Commissioner Davis voting no.

A Resolution to Approve the City of Waycross Budgets for the Fiscal Year 2013, July 1 2012 through June 30, 2012 was presented.

RESOLUTION NO. 12-31

**A RESOLUTION TO APPROVE CITY OF WAYCROSS BUDGETS
FOR THE FISCAL YEAR 2013; JULY 1, 2012 THROUGH JUNE 30, 2013**

WHEREAS, on June 11, 2012 the Commission of the City of Waycross held budget hearings and examined the proposed balanced budget; and

WHEREAS, the budgets are being considered by the Commission; and

WHEREAS, said budgets indicate anticipated revenues as follows:

General Fund	\$12,961,253.00
Water & Sewer Fund	\$ 6,065,684.00
Waste Management Fund	\$ 1,450,901.00
Cemetery Fund	\$ 206,532.00
WPD Information Technology Fund	\$ 18,000.00
Hotel/Motel Tax Fund	\$ 300,000.00
SPLOST 2008-2013 Fund	\$ 2,775,000.00

for the fiscal year beginning July 1, 2012 and ending June 30, 2013; and

WHEREAS, the City Manager of the City of Waycross has prepared and submitted to the Commission of the City of Waycross budgets for expenditures as follows:

General Fund	\$12,961,253.00
Water & Sewer Fund	\$ 6,065,684.00
Waste Management Fund	\$ 1,450,901.00
Cemetery Fund	\$ 206,532.00
WPD Information Technology Fund	\$ 18,000.00
Hotel/Motel Tax Fund	\$ 300,000.00
SPLOST 2008-2013 Fund	\$ 2,775,000.00

for the fiscal year beginning July 1, 2012 and ending June 30, 2013; and

WHEREAS, said budgets are balanced budgets and have been prepared in accordance with accepted budgeting practice; and

WHEREAS, said revised budgets are line item budgets in compliance with the provisions of Sections 4-1/2 and 5 of the Code of the City of Waycross; and

WHEREAS, the Commission of the City of Waycross has studied and revised the proposed budgets and considers it in the best interest of the City to adopt said revised budgets; and

WHEREAS, pursuant to O.C.G.A. § 36-81-5 and related sections, on June 11, 2012, the Commission of the City of Waycross held a public hearing on said proposed budgets at which time persons wishing to be heard on the budgets were allowed to appear, notice of said hearing having been given pursuant to O.C.G.A. § 36-81-5.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the budgets, as revised, attached hereto and made a part hereof for the fiscal year 2013 beginning July 1, 2012, and ending June 30, 2013, for the City of Waycross, are approved.

BE IT FURTHER RESOLVED by the Commission of the City of Waycross that amendments to the budget so as to adapt to changing governmental needs during the fiscal year may be made in accordance with the provision of O.C.G.A. § 36-81-3.

SO RESOLVED, this 19th day of June, 2012.

CITY OF WAYCROSS, GEORGIA

**BY: CLARENCE E BILLUPS
MAYOR**

ATTEST: JULIE DINKINS, City Clerk

Commissioner Norman Davis made the motion to approve the A Resolution to Approve the City of Waycross Budgets for the Fiscal Year 2013, July 1 2012 through June 30, 2012 as presented. Commissioner Marian Solomon-Gaines seconded the motion; all present voted in favor and the motion carried with a 5-0 vote.

Ms. Annalease Gibson representing Albany State University's Social Work Program at Waycross College addressed the Commission. Ms. Gibson stated that she had her students with her as a part of her class work and informed the public and the Commissioners that the deadline for registration had been extended and invited anyone interested to register for the program.

Following the closing remarks, Commissioner Marian Solomon-Gaines made the motion to adjourn the meeting; seconded by Commissioner Alvin Nelson; all voted in favor and Mayor Billups adjourned the meeting.

CITY OF WAYCROSS

BY:


CLARENCE E. BILLUPS
MAYOR

ATTEST:


JULIE C. DINKINS, CITY CLERK