

**MINUTES
WAYCROSS CITY COMMISSION MEETING
TUESDAY, JULY 15, 2014
7:00 P.M.**

The Commission of the City of Waycross met in Regular Session on Tuesday, July 15, 2014 in the Commission Chambers of City Hall. The meeting was called to order by Mayor Clarence E. Billups at 7:00 p.m. Those in attendance with Mayor Billups were Mayor Pro Tem Diane Hopkins; Commissioners, Marian Solomon-Gaines, Alvin Nelson, Norman Davis and Larry Ethridge.

Commissioner Larry Ethridge introduced Bishop Michael-Angelo James, Pastor of Emmanuel's International Cathedral of the Holy Spirit who offered the opening invocation and Mayor Billups led the Pledge of Allegiance

Under Executive Duties, Mayor Clarence E. Billups requested a motion appointing the new City Attorney. Commissioner Marian Solomon-Gaines made the motion to appoint Mr. Rick E. Currie as the new City Attorney for the City of Waycross effectively immediately. Mayor Pro Tem Hopkins seconded the motion and the vote was unanimous in favor of the motion.

Mr. Huey Spearman administered the Oath of Office to Mr. Rick Currie who was surrounded by his son, Zachary Currie and daughter in law Brittany Currie.

A Resolution authorizing the execution of a contract setting forth the terms and conditions of Mr. Currie's employment was presented.

RESOLUTION NO. 14-60

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA TO
HIRE A CITY ATTORNEY
FOR THE CITY OF WAYCROSS; TO APPROVE THE
ENTRY OF A CONTRACT UPON THE TERMS
AND CONDITIONS ATTACHED HERETO, THE SAME SETTING
SALARY AND ALL OTHER TERMS OF EMPLOYMENT;
AND FOR OTHER PURPOSES.**

WHEREAS, the Commission of the City of Waycross, Georgia is charged with the duty of appointing a City Attorney pursuant to Section 30 of the Charter of the City of Waycross; and

WHEREAS, the City Commission desires to appoint a City Attorney to provide legal advice, written legal opinions, prepare legal documents and consultations on all matters affecting the City to the City Commission, City Manager, boards, commissions, committees, officers, and employees of the City, and as requested by the City Commission, the City Manager, or his/her designee, in accordance with policies and

procedures as may be established by the City from time to time; and

WHEREAS, the contract term is for an "indefinite time" and is subject to the right of the City Manager with a recommendation to the Mayor and Commission to terminate the contract at any time, and the City Attorney may withdraw at any time, upon at least sixty (60) days' notice to the City; and

WHEREAS, the salary shall be fixed at \$65,000.00 per annum, and three (3) percent annual increase if retained, and there are funds available for this position, 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, by and through its Commission hereby appoints **RICHARD E. CURRIE** to serve as City Attorney upon the terms and conditions as fully set forth in the Employment Agreement attached hereto and hereby made part of the public records of the City of Waycross, Georgia.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be and are hereby authorized and directed to execute the Employment Agreement containing the terms and conditions of service and compensation as heretofore set forth and described.

SO RESOLVED, this 15th day of July, 2014.

CITY OF WAYCROSS, GEORGIA

BY: CLARENCE E. BILLUPS, Mayor

ATTEST:

JULIE DINKINS, City Clerk

Mayor Pro Tem Diane Hopkins made the motion to approve the Resolution authorizing the execution of a contract setting forth the terms and conditions of Mr. Currie's employment. Commissioner Alvin Nelson seconded the motion; all voted in favor and the motion carried.

Interim City Manager Raphael Maddox thanked outgoing City Attorney Huey Spearman to doing such a great job for the City. He welcomed Mr. Rick E. Currie as the new City Attorney and stated that Mr. Shawn Wildes would continue to serve as the City of Waycross Assistant City Attorney.

Mr. Maddox introduced a new commercial for Waycross Fest created by the City's IT Director, Carlos Jaime which debuted during the Commission meeting.

Ms. Sloan Fountain, Main Street and Tourism Director, informed the Commission and the public of the plans for the Waycross Fest weekend.

Mayor Clarence Billups congratulated Mr. Rick Currie on his appointment as the new City Attorney, saying he looks forward to working with him. Mayor Billups thanked the City Staff for the cleanup around Coley Street building, Grove Street and the National Guard Armory. He also thanked Interim City Manager Raphel Maddox for facilitating the cleanup.

Interim City Manager Raphel Maddox said Public Works Director Wilton Deloach and the Public Works Department are the ones to thank for the great job with the cleanup.

There were no public remarks on official action.

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 Planning & Information Session and Executive Session Affidavit, Monday, June 30, 2014; Road and Alley Closing Public Hearings (Grove, Oak and City Boulevard), Tuesday, July 1; Waycross City Commission Meeting and Executive Session, Tuesday, July 1, 2014 and Called Meeting July 9, 2014 and Executive Session July 9, 2014.

Ordinance No. 14-11 was presented for a second reading and final approval:

ORDINANCE NO. 14-11

AN ORDINANCE TO AMEND THE WAYCROSS ZONING ORDINANCE TEXT; TO AMEND SECTION 608.2(f) – BY DELETING THE REQUIRED PARKING SPACES FOR CHURCHES, AND ADDING NEW PARKING REQUIREMENTS FOR CHURCHES IN NEW SECTION 608.2(ff); AND FOR OTHER PURPOSES.

There were no Consent Resolutions or Privilege License Renewals.

Commissioner Norman Davis made the motion to approve the Consent Calendar as presented. The motion was seconded by Commissioner Larry Ethridge. All Commissioners voted yes and the motion was approved with a 5 – 0 vote.

Purchasing Director Linda Jones presented Bid FY15 Annual Gas Card Service. The City of Waycross anticipates using approximately 100,000 gallons of unleaded gasoline and approximately 50,000 gallons of low sulfur #2 diesel during the FY15 fiscal year. Purchasing received 3 bids with T & R Oil, Waycross, Georgia being the lowest and best bid. T & R Oil bid .08 markup on gasoline and a .09 markup on diesel for FY15. Purchasing requests the City award the FY15 Gas Card Bid to T & R Oil, Waycross, Georgia. Mayor Pro Tem Diane Hopkins made the motion to approve FY15 Annual Gas Card Service. Commissioner Marian Solomon-Gaines seconded the motion; all voted in favor and the motion carried.

Purchasing Director Linda Jones presented Bid FY15 Annual Oil and Lubricant Bid. The City of Waycross anticipates using approximately \$15,000 in the FY15 fiscal year budget on oil and lubricants for the City's vehicles and equipment. Purchasing received 3 bids with T & R Oil, Waycross, Georgia being the lowest and best bid. Purchasing requests the City award the FY15 Annual Oil and Lubricant Bid to T & R Oil, Waycross, Georgia. Mayor Pro Tem Diane Hopkins made the motion to approve FY15 Annual Oil and Lubricant Bid. The motion was seconded by Commissioner Marian Solomon-Gaines; the vote was unanimous and the motion carried with a 5-0 vote.

Purchasing Director Linda Jones presented WAYX 15-02 Surplus Property for approval. A list of items no longer needed in any City Department were submitted so that they may be sold on GovDeals.Com. Commissioner Norman Davis made the motion to approve the Resolution; seconded by Mayor Pro Tem Diane Hopkins. All Commissioners voted affirmatively and the motion was approved.

An Ordinance to Close and Abandon a Portion of Grove Avenue right of way between Oak Street and Ossie Davis Parkway, retaining the existing utilities with easement access and authorize quitclaim deeds was presented for the first reading.

ORDINANCE NO. 14-12

AN ORDINANCE TO CLOSE AND ABANDON A PORTION OF GROVE AVENUE RIGHT-OF-WAY BETWEEN OAK STREET AND OSSIE DAVIS PARKWAY, RETAINING THE EXISTING UTILITIES WITH EASEMENT ACCESS; TO AUTHORIZE QUITCLAIM DEEDS TO ADJOINING PROPERTY OWNERS FOR THE ABANDONED RIGHT-OF-WAY; TO ESTABLISH AN EFFECTIVE DATE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Commissioner Norman Davis made the motion to approve the Ordinance to Close and Abandon a Portion of Grove Avenue right of way as presented for the first reading. Commissioner Alvin Nelson seconded the motion; all voted in favor and the motion carried.

An Ordinance to Close and Abandon a Portion of Oak Avenue right of way between Knox Street and Ossie Davis Parkway, retaining the existing utilities with easement access and authorize quitclaim deeds was presented for the first reading.

ORDINANCE NO. 14-13

AN ORDINANCE TO CLOSE AND ABANDON A PORTION OF OAK STREET RIGHT-OF-WAY BETWEEN KNOX STREET AND OSSIE DAVIS PARKWAY, RETAINING THE EXISTING UTILITIES WITH EASEMENT ACCESS; TO AUTHORIZE QUITCLAIM DEEDS TO ADJOINING PROPERTY OWNERS FOR THE ABANDONED RIGHT-OF-WAY; TO ESTABLISH AN EFFECTIVE DATE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Commissioner Marian Solomon-Gaines made the motion to approve the Ordinance to Close and Abandon a Portion of Oak Street right of way as presented for the first reading. Commissioner Larry Ethridge seconded the motion; all voted in favor and the motion carried.

An Ordinance to Close and Abandon a portion of North City Boulevard right of way between Tebeau Street to Sunnyside Drive and to authorize quitclaim deeds to adjoining property owners was presented for the first reading:

ORDINANCE NO. 14-14

AN ORDINANCE TO CLOSE AND ABANDON A PORTION OF NORTH CITY BOULEVARD RIGHT-OF-WAY BETWEEN TEBEAU STREET TO SUNNYSIDE DRIVE; TO AUTHORIZE QUITCLAIM DEEDS TO ADJOINING PROPERTY OWNERS FOR THE ABANDONED RIGHT-OF-WAY; TO ESTABLISH AN EFFECTIVE DATE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

The Ordinance to Close and Abandon a Portion of North City Boulevard Right of Way was approved by motion from Commissioner Norman Davis. The motion was seconded by Mayor Pro Tem Hopkins and approved by a 5-0 vote.

An Ordinance to Amend the Zoning Ordinance of the City of Waycross, Georgia and the Zoning Map, to rezone the property located at 1305 Alice Street was presented for the first reading:

ORDINANCE 14-15

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 1305 ALICE STREET, WAYCROSS, GEORGIA, FROM R-50 RESIDENTIAL TO ZONE M, MEDICAL DISTRICT; TO SET AN EFFECTIVE DATE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Commissioner Norman Davis made the motion to approve the Ordinance Amending the Zoning Ordinance and the Zoning Map for the property located at 1305 Alice Street as presented for the first reading. Mayor Pro Tem Diane Hopkins seconded the motion; all voted in favor and the motion carried.

A Resolution of the City of Waycross To Award the Bid Contract to T & R Oil for FY 15 Annual Gas Card Service was presented;

RESOLUTION NO. 14-56

A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA

**TO AWARD BID CONTRACT TO T & R OIL FOR FY15 ANNUAL GAS CARD SERVICE;
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross anticipates using approximately 100,000 gallons of unleaded fuel and approximately 50,000 gallons of low sulfur #2 diesel during FY15 fiscal year; and

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

WHEREAS, T & R Oil of Waycross, Georgia, submitted the lowest and best bid for the project, with a .08 markup on gasoline, and a .09 markup on diesel; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the Bid Contract for FY15 Annual Gas Card Service be awarded to T & R Oil, of Waycross, Georgia, with a .08 markup on gasoline, and a .09 markup on diesel.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized and directed to execute the Bid 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 15th day of July, 2014.

CITY OF WAYCROSS, GEORGIA

BY: CLARENCE E. BILLUPS, Mayor

ATTEST:

JULIE DINKINS, City Clerk

The motion to approve the Resolution of the City of Waycross Awarding the Bid Contract to T & R Oil for FY 15 Annual Gas Card Service as presented was made by Mayor Pro Tem Diane Hopkins. Commissioner Marian Solomon-Gaines seconded the motion. All Commissioners voted yes and the motion was approved with a 54-0 vote.

Resolution 14-57 Approving the Bid Contract to T & R Oil for the FY 15 Annual Oil and Lubricant Service was presented for approval.

RESOLUTION NO. 14-57

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO AWARD BID CONTRACT TO T & R OIL FOR FY15 ANNUAL OIL AND LUBRICANT
SERVICE; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross Purchasing Department anticipates using approximately \$15,000.00 in the FY15 budget on oil and lubricants for the City's vehicles and equipment; and

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

WHEREAS, T & R Oil of Waycross, Georgia, submitted the lowest and best bid for the project; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the Bid Contract for FY15 Annual Oil and Lubricant Service be awarded to T & R Oil, of Waycross, Georgia.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized and directed to execute the Bid 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 15th day of July, 2014.

CITY OF WAYCROSS, GEORGIA

BY: CLARENCE E. BILLUPS, Mayor

ATTEST:

JULIE DINKINS, City Clerk

Mayor Pro Tem Diane Hopkins made the motion to approve Resolution 14-57 Approving the Bid Contract to T & R Oil for the FY 15 Annual Oil and Lubricant Service as presented. The motion was seconded by Commissioner Marian Solomon-Gaines and approved with a 5-0 vote.

A Resolution of the City of Waycross, Georgia to Approve a Contract between the City of Waycross, Roger Collins, Tax Commissioner and Ware County, Georgia regarding municipal tax collections was presented:

RESOLUTION NO. 14-58

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE CONTRACT BETWEEN THE CITY OF WAYCROSS, ROGER COLLINS, AS
TAX COMMISSIONER FOR WARE COUNTY, GEORGIA, AND WARE COUNTY, GEORGIA,
FOR THE BILLING AN COLLECTION OF MUNICIPAL TAXES FOR THE CITY OF
WAYCROSS, GEORGIA; AND FOR OTHER PURPOSES.**

WHEREAS, Roger Collins is the duly elected Tax Commissioner for Ware County, Georgia, and is empowered by the Constitution and Laws of the State of Georgia to collect State, County and municipal ad valorem property taxes; and

WHEREAS, pursuant to Official Code of Georgia Annotated, Section 48-5-359.1, a county may contract with a municipality, subject to approval by the Tax Commissioner of the County, for the Tax

Commissioner to prepare the tax digest for such municipality, and to assess and collect municipal taxes in the same manner as county taxes; and

WHEREAS, the City of Waycross desires to enter into a Contract with Ware County, Georgia, and Roger Collins, Tax Commissioner for Ware County, for the Tax Commissioner to bill and collect City of Waycross municipal ad valorem property taxes; and

WHEREAS, the term of the Contract shall be for a period of two (2) years, with compensation fixed for the Tax Commissioner at \$10,200.00 for each Fiscal Year commencing July 1, 2014, and July 1, 2015, in the form of the proposed Contract 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 enter into a Contract with Ware County, Georgia, and Roger Collins, the Ware County, Georgia Tax Commissioner, for the Tax Commissioner to prepare the tax digest for such municipality, and to assess and collect municipal taxes in the same manner as county taxes, for a term of two (2) years, commencing July 1, 2014, and ending at midnight on June 30, 2016, in the form of the Contract attached hereto, and incorporated herein by reference.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized and directed to execute the said Contract on behalf of the City of Waycross, 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 15th day of July , 2014.

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 Approving a Contract between the City of Waycross, Roger Collins, Tax Commissioner and Ware County, Georgia regarding municipal tax collections as presented. Mayor Pro Tem Diane Hopkins seconded the motion. Mayor Pro Tem Hopkins, Commissioners Davis, Solomon-Gaines and Ethridge voted yes; Commissioner Alvin Nelson voted no. Motion carried with a 4 – 1 vote.

A Resolution of the City of Waycross, Georgia to Authorize and Direct an Officer of the City to Execute One or More Lease Supplements for a Lease or Leases under the GMA Direct Leasing Program was presented:

SCHEDULE F

RESOLUTION NO. 14-59

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO AUTHORIZE AND DIRECT AN OFFICER
OF THE CITY TO EXECUTE ONE OR MORE
LEASE SUPPLEMENTS FOR A LEASE OR LEASES
UNDER THE GMA DIRECT LEASING PROGRAM;
TO DESIGNATE SUCH LEASES AS QUALIFIED
TAX-EXEMPT OBLIGATIONS;
TO PROVIDE AN EFFECTIVE DATE;
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross has entered into a Master Lease (the "Master Lease") dated as of September 24, 2008, with Georgia Municipal Association, Inc. for the leasing from time to time of certain equipment, machinery or other personal property pursuant to Supplemental Leases;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE GOVERNING BODY OF THE CITY:

1. The Mayor of the City is hereby authorized and directed to execute and deliver a Lease Supplement Pursuant to the Master Lease to put into effect one or more leases for New Holland TS6125 Tractor, Alamo Machete Boom Mower, Hardee 1072 Rotary Mower (the "Leased Property"); said officer of the City is authorized and directed in the name and on behalf of the City to execute and deliver (i) one or more Lease Supplements for items of the Leased Property in substantially the form attached to the Master Lease, with such changes and additional as may be approved by said officer, and (ii) such other documents as may be deemed by such officer to be necessary or desirable to effect the purposes hereof or of the Master Lease, and such execution shall constitute conclusive evidence that the executed document has been authorized and approved hereby; the aforesaid officer is further authorized to do all things necessary or appropriate to effectuate the purposes hereof.
2. An appropriation in the City's current operating budget has previously been made which shall be sufficient to pay the "Rentals" and the "Termination Payment" during the "Starting Term" under such Lease Supplements;
3. The lease or leases contemplated by the said Lease Supplements are hereby designated "Qualified Tax-Exempt Obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986 as amended, and said officer shall be authorized to confirm such designation by execution of appropriate documents in connection therewith.

4. This authorization shall be effective immediately.

SO RESOLVED, this 15th day of July , 2014.

CITY OF WAYCROSS, GEORGIA

BY: CLARENCE E. BILLUPS, Mayor

ATTEST:

JULIE DINKINS, City Clerk

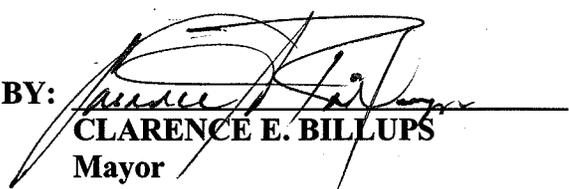
Commissioner Norman Davis made the motion to approve the Resolution of the City of Waycross, Georgia to Authorize and Direct an Officer of the City to Execute One or More Lease Supplements for a Lease or Leases under the GMA Direct Leasing Program as presented. Mayor Pro Tem Diane Hopkins seconded the motion; all voted in favor and the motion carried.

Mr. Emory "Big O" Marcus and Lawrence Leapheart addressed the Commission regarding the Bailey Street Park, the football team and Grove Street.

After last call, Commissioner Marian Solomon-Gaines made the motion to adjourn the meeting. Commissioner Alvin Nelson seconded the motion. All voted in favor and Mayor Billups adjourned the meeting.

CITY OF WAYCROSS

BY:


CLARENCE E. BILLUPS
Mayor

ATTEST:


JULIE C. DINKINS, City Clerk