

**MINUTES
WAYCROSS CITY COMMISSION MEETING
TUESDAY, OCTOBER 3, 2017
5:00 PM**

The Commission of the City of Waycross held their Regular City Commission Meeting on Tuesday, October 3, 2017 in the Commission Chambers of City Hall. The meeting was called to order at 5:00 p.m. by the Honorable Mayor John Knox. Members in attendance were: Mayor John Knox, Mayor Pro Tem Jon Tindall, Commissioners Diane Hopkins, Marian Solomon-Gaines, Norman Davis and Larry Ethridge.

Commissioner Norman Davis introduced Reverend Charles Mayberry, Senior Pastor, First Baptist Church of Waycross, who offered the opening invocation. The Invocation was followed by the Pledge of Allegiance led by Mayor Knox.

City Manager Raphel Maddox announced National Night Out is being held on October 3, 2017 at the City Auditorium beginning at 6:00 p.m. and invited everyone to attend.

Mr. Maddox announced the scheduling of a City of Waycross and Ware County Town Hall Meeting for Monday, October 9, 2017 at the City Auditorium at 6:00 p.m. for the purpose of discussing the Transportation Special Purpose Local Option Sales Tax (TSPLOST).

Mayor John Knox presented a Proclamation to the Retired Educators in honor of Retired Educators Day, November 5, 2017.

CITY OF WAYCROSS, GEORGIA



OFFICE OF THE MAYOR

Proclamation

Whereas, the Governor of the State of Georgia has proclaimed the day of Sunday, November 5, 2017 as Retired Educators Day in Georgia; and

Whereas, there are more than 121,000 retired educators in Georgia, 28,000 plus of whom are members of the Georgia Retired Educators Association; and

Whereas, the retired educators of Georgia donate thousands of hours of volunteer service and make invaluable contributions to the welfare of their respective communities across the state; and

Whereas, it is appropriate that a day be designated for citizens to express their appreciation for the contributions that retired educators have made and continue to make for the betterment of human lives and for society; and

Whereas, local churches will recognize those lasting contributions made by retired educators in this community.

Now, therefore, I, John Knox, Mayor of the City of Waycross, do hereby proclaim the day of November 5, 2017, as "Retired Educators Day" in Waycross and I call upon the citizens of our community to observe that day in an appropriate manner honoring retired educators.

In witness whereof, I have hereunto signed my name and have caused the Seal of the City of Waycross to be affixed this 18th day of October, 2017.

John Knox, Mayor

Ms. Nicole Price introduced Mr. Buddy Hendley, Public Works as the Employee of the Month for October, 2017.

Included in the City Manager's Report, Mr. Maddox thanked Pastor Mayberry for an inspiring prayer and welcomed him to Waycross. Mr. Maddox congratulated Buddy Hendley for his Employee of the Month honor. Congratulations were also give to Albert Bussey, Ware County Band, who led his band to a Grand Championship in the Band Competition. City Manager Raphel Maddox informed the Commission Ware County High School Homecoming Game is scheduled for Friday, October 6 with the Homecoming Parade to be held on Thursday, October 5, 2017.

Police Chief Tony Tanner addressed the Commission concerning Kid's Camp which is coming up October 13 – 17, 2017 at Camp Okefenokee.

Mayor John Knox thanked Sloan Fountain for her hard work in the organizing of the Land Bank Authority. Mayor Knox also reminded the public of the City of Waycross and Ware County Town Hall Meeting, Monday, to be held October 9, 2017 at 6:00 p.m. at the City Auditorium to discuss the TSPLOST (Transportation Special Purpose Local Sate Tax).

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: Planning and Information Session, Tuesday, September 18, 2017; Three Waycross City Commission Public Hearing Meetings, Tuesday, September 19, 2017; and Waycross City Commission Meeting, 5:00 p.m.

Two Ordinance Second Readings: Abandon and Close Elizabeth Street and Jane Street Right of ways between Colquitt and Columbus Streets; and Annex and Zone 1283 Highway 84 in Pierce County.

No Consent Resolutions or Privilege License Renewals.

The Consent Calendar was approved by motion from Commissioner Diane Hopkins; seconded by Commissioner Larry Ethridge; all voted in favor and the motion carried.

Purchasing Director Linda Jones presented WAYX 18-04 Surplus Guns. A list of 24 guns collected by the Waycross Police Department was submitted with a request that they be declared surplus so that they may be sold by sealed bid to the highest qualified bidder. Commissioner Diane Hopkins made the motion to approve declaring the guns surplus. The motion was seconded by Commissioner Marian Solomon Jones; all voted positively and the motion was approved. A Resolution will follow.

WAYX 18-805 Surplus Real Property is a request that 0.233 acre in Parcel # WA0803 085A located between Albany Avenue and Brunswick Avenue be declared surplus for sale by sealed bid by the highest bidder. Commissioner Norman Davis made the motion to declare this property surplus; seconded by Commissioner Diane Hopkins; and approved with a 5-0 vote.

On October 4, 2016 the City Commission approved to purchase 6 each Martel DC3 In-Car Cameras from Hasty's Communications with designated SPLOST Funds (\$25,525.00). To date we have no working Martel Cameras and the remaining order has been canceled. The Police Department has determined that the Pro-Vision HD In-Car Video System meets all requirements. The purchase price (\$21,650.00) is a little less than the Martel Cameras. Pro-Vision Body cameras are currently in service with the PD with good results. Pro-Vision is only sold by the manufacturer and is also on the GSA Federal Contract. The FY17 SPLOST funds were move in the FY18 SPLOST fund budget. Commissioner Diane Hopkins made the motion to approve the purchase of 6 Pro-Vision cameras. The motion was seconded by Mayor Pro Tem Jon Tindall and approved with a unanimous vote.

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

RESOLUTION NO. R17-54

**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 certain 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, two (2) lists of abandoned firearms are 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 two (2) lists certified on September 27, 2017, 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 3rd day of October, 2017.

CITY OF WAYCROSS, GEORGIA
JOHN KNOX, Mayor

ATTEST:

Julie Dinkins, City Clerk

Commissioner Diane Hopkins made the motion to Approve a Resolution of the City of Waycross to Sell Abandoned Guns to the Highest Responsible Bidder as presented. Commissioner Marian Solomon-Gaines seconded the motion; all voted yes and the motion carried.

A Resolution to Declare certain real property located between Albany Avenue and Brunswick Avenue as surplus property to the highest responsible bidder was presented:

RESOLUTION NO. R17-56

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,
TO DECLARE CERTAIN REAL PROPERTY DESCRIBED HEREIN AND LOCATED
BETWEEN ALBANY AVENUE AND BRUNSWICK AVENUE AS SURPLUS
PROPERTY; TO AUTHORIZE SALE TO HIGHEST RESPONSIBLE BIDDER; AND
FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross, Georgia, is the owner of certain real property located between Albany Avenue and Brunswick Avenue and that was previously owned by CSX Transportation; and

WHEREAS, by quitclaim deed dated February 5, 2008, that certain real property from an abandoned railway right-of-way was given to the City of Waycross by CSX Transportation, Inc.; and

WHEREAS, there were no conditions placed on the transfer of real property to the City of Waycross by said quitclaim deed from CSX Transportation, Inc.; and

WHEREAS, an adjoining property owner has expressed an interest in purchasing a portion of said real property; and

WHEREAS, the City of Waycross has no useable purpose for said real property and desires to declare said property as surplus property, and more particularly described as follows:

Being a portion of Ware County Parcel number WA0803 085 A, and more particularly described as follows: beginning at the Right of Way intersection of

Albany Avenue and McDonald Street, said point lies S 21° 07' 07" W a distance of 126.20 feet to an iron pin found, thence N 70° 57' 51" W a distance of 75.25 feet to a pecan tree which is the point of the beginning; thence S 21° 07' 07" W a distance of 64.00 feet to an iron pin set; thence N 70° 57' 51" W a distance of 158.32 feet to a fence post; thence N 20° 15' 26" E a distance of 63.96 feet to an iron pin found; thence S 70° 58' 07" E a distance of 159.29 feet to a pecan tree; which is the point of beginning, and having an area of 0.233 acres; and shown in a plat prepared by Charles H. Tomberlin on September 12, 2017, and attached hereto and incorporated herein by reference, said reference being made hereto for all property purposes; and

WHEREAS, O.C.G.A. § 36-30-2 provides that the city commission has the discretion in the disposition of its property, where exercised in good faith; and

WHEREAS, the City of Waycross desires to dispose of said real property as allowed by O.C.G.A. § 36-37-6; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the Commission hereby consents to and authorizes that the above-described real property be declared as surplus property.

BE IT FURTHER RESOLVED that the City of Waycross shall make such sale of said real property to the highest responsible bidder, either by sealed bids or by auction after due notice has been given as provided and required by O.C.G.A. § 36-37-6 (a); and further that the City of Waycross shall have the right to reject any and all bids or to cancel any proposed sale.

BE IT FURTHER RESOLVED that the Mayor, City Clerk and City Purchasing Director are authorized, empowered and directed to make such sale to the highest responsible bidder, of said above-described real property as allowed by Georgia law, 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.

BE IT FURTHER RESOLVED that this matter shall be brought back to the City Commission to approve the sale and transfer said real property to the highest responsible bidder.

SO RESOLVED, this 3rd day of October, 2017.

CITY OF WAYCROSS, GEORGIA
JOHN KNOX, Mayor

ATTEST:
Julie Dinkins, City Clerk

A Resolution to declare certain real property located between Albany Avenue and Brunswick Avenue as surplus property to the highest responsible bidder was approved by motion from Commissioner Norman Davis; seconded by Commissioner Diane Hopkins; and approved with a 5-0 vote.

A Resolution to Approve Purchase of In-Car Cameras for the Waycross Police Department was presented for action.

RESOLUTION NO. R17-55

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA,
TO APPROVE PURCHASE OF IN-CAR CAMERAS FOR THE
WAYCROSS POLICE DEPARTMENT;
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross Police Department had approved FY17 SPLOST funds to purchase in-car cameras for six (6) newly purchased police cars, specifically six (6) Martel DC3 cameras and which includes all equipment and storage; and

WHEREAS, that order has been cancelled and the WPD has been reviewing and testing other in-car camera systems; and

WHEREAS, the WPD has determined that the Pro-Vision HD In-Car Video System meets all the requirements the WPD seeks; and

WHEREAS, Pro-Vision is only sold by the manufacturer and is also on the GSA Federal Contract; and

WHEREAS, said matter having been considered.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross that the Contract for purchase of six (6) Pro-Vision HD In-Car Cameras from Pro-Vision of Bryon Center, Michigan for a total price of \$21,650.00 be approved, and to be paid for from FY18 SPLOST funds.

BE IT FURTHER RESOLVED that the Mayor, City Clerk and City Director of Purchasing 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 3rd day of October, 2016.

CITY OF WAYCROSS, GEORGIA
JOHN KNOX, Mayor

ATTEST:

Julie Dinkins, City Clerk

Commissioner Diane Hopkins made the motion to approve the Resolution to Approve Purchase of In-Car Cameras for the Waycross Police Department as presented. The motion was seconded by Mayor Pro Tem Jon Tindall. The Commission all voted in favor of the motion and the motion carried.

Ms. Latonya Sellers Davis invited the Commission and public to a Talent Show at Waycross Middle School Auditorium on Saturday, November 25, 2017 at 7:00 p.m.

Following last call, Commissioner Norman Davis made the motion to adjourn the meeting. Mayor Pro Tem Jon Tindall seconded the motion. All voted in favor and Mayor Knox adjourned the meeting.

CITY OF WAYCROSS

BY:



JOHN KNOX, Mayor

ATTEST:



JULIE C. DINKINS, City Clerk