

MINUTES
WAYCROSS CITY COMMISSION MEETING
TUESDAY, NOVEMBER 15, 2011
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, November 15, 2011. The meeting was called to order by Mayor Clarence E. Billups at 7:00 p.m. with Commissioners Daniel Yarbrough, Diane Hopkins, William Simmons, Norman Davis and Marian Solomon-Gaines present for the meeting.

Commissioner Daniel Yarbrough introduced Reverend Dan Pegram, Pastor, Trinity United Methodist Church, who offered the invocation followed by the Pledge of Allegiance.

Under Executive Duties Mayor Billups scheduled a Zoning Public Hearing for Tuesday, December 6, 2011 at 6:30 p.m. to rezone 1303 Gilmore Street from R-50 MH to C-1 Neighborhood Commercial.

Fire Chief David Eddins presented an Award of Valor to Mr. Larry Reese, Sr. Mr. Reese saved his neighbor from a fire.

The Ware County High School Girls Basketball coach, Mandy Lingenfelder and the Boys Basketball coach, Tre Hill addressed the Commissioners about the upcoming Basketball season.

Deron W. King, City Manager, presented the City Manager's Report. Mr. King reported on the 2011 Street Rehabilitation Project which is beginning this week. Dorothy and Riverside Streets will be resurfaced and Goodwin, Howe, Bunche, Bethune, and Carter will have drainage, curb and gutter and resurfacing. The rehab work on Dorothy Street has been completed and the drainage on Bunche is underway. This project should be complete the first of 2012. The sewer main failure on Suwannee Drive will result in Suwannee being closed until March of 2012 for repairs. Citizens are urged to exercise caution when traveling in construction areas.

Mr. King informed the public of an opportunity to be on a reality television show. A producer is looking at Waycross as a local for Lovetown USA. Single residents interested may contact them at loveusa@gmail.com. The City Manager encouraged citizens to support the Ware County Gators as they travel to Conyers, Georgia for the football play-offs and wished all residents at Happy Thanksgiving.

Mayor Clarence E. Billups presented the Mayor's Report. Mayor Billups congratulated Diane Hopkins and Alvin Nelson, winners of their City Commission posts. He wished all viewers and residents a Happy Thanksgiving and a hearty "Go Gators"!

Mayor Billups reminded residents of the Mayors Christmas Motorcade. The last day for donations is December 6, 2011. All donations are welcome, monetary or gifts.

Mayor Billups thanked everyone who exercised their right to vote, especially those who voted for him.

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 Meeting, Tuesday, November 1, 2011. There were no consent resolutions or ordinances.

The following privilege licenses were submitted for renewal:

1. Gerald Willis, American Legion, 710 Dorothy Street, Waycross, GA; Consumption on premises, Beer and Liquor.
2. Gerald Willis, American Legion, 710 A Dorothy Street, Waycross, GA; Package Sales, Retail Beer and Liquor.
3. Krupa Patel, Bunkys Food Store, 1545 State Street, Waycross, GA; Retail Beer and Wine
4. Roy Rhodes, Cheers Package Store, 325 Hatcher Point Road, Suite A, Waycross, GA; Retail Beer, Wine and Liquor
5. Nayanabahen S Patel, Arpita d/b/a Crossway Cigarette & Beer Outlet, 385 State St., Waycross, GA; Retail Beer Only.
6. James Carl Jones, III, Flash Foods #1, 505 Reynolds Street, Waycross, GA; Retail Beer and Wine
7. James Carl Jones, III, Flash Foods #127, 2307 Plant Avenue, Waycross, GA; Retail Beer and Wine
8. James Carl Jones, III, Flash Foods, #150, 1712 Memorial Drive, Waycross, GA; Retail Beer and Wine
9. James Carl Jones, III, Flash Foods #176, 1401 Tebeau street, Waycross, GA; Retail Beer and Wine
10. James Carl Jones, III, Flash Foods #258, 1736 South Georgia Parkway West, Waycross, GA; Retail Beer and Wine
11. Levon Shatteen, Harveys supermarket #2326, 510 Tebeau St., Waycross, GA; Retail Beer and Wine.
12. Wendy Mattox, Ruby Tuesday #4801, 2264 Memorial Drive, Waycross, GA; Consumption on Premises, Beer, Wine and Liquor.
13. Tony Joseph, Wal-Mart Supercenter #556, 2425 Memorial Drive, Waycross, GA; Retail Beer and Wine.
14. Geetaben A Patel, Waycross Food and Beverage, 1302 Brunel St., Waycross GA; Retail Beer and Wine.

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

An Ordinance amending the Code of the City of Waycross, Chapter 6 pertaining to Animals and Fowl was presented for the first reading:

ORDINANCE NO. 11-13

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 6 PERTAINING TO ANIMALS AND FOWL; TO REPLACE ARTICLE I IN GENERAL; TO REPLACE ARTICLE II RELATING TO BIRD SANCTUARY; TO REPLACE ARTICLE III RELATING TO IMPOUNDMENT OF ANIMALS; TO REPLACE ARTICLE IV RELATING TO RABIES CONTROL; TO REPLACE ARTICLE V RELATING TO DANGEROUS DOG CONTROL; TO REPLACE ARTICLE VI RELATING TO REGULATIONS FOR KEEPING OF ANIMALS; TO PROVIDE FOR RENAMING; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR RENUMBERING OR RELETTERING; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

The Ordinance was approved for a first reading by motion from Commissioner Marian Solomon-Gaines; seconded by Commissioner Diane Hopkins; all voted in favor and the motion carried.

An Ordinance amending the Code of the City of Waycross, Chapter 6 pertaining to Animals and Fowl was presented for an emergency and second reading and approval:

ORDINANCE NO. 11-13

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO AMEND CHAPTER 6 PERTAINING TO ANIMALS AND FOWL; TO REPLACE ARTICLE I IN GENERAL; TO REPLACE ARTICLE II RELATING TO BIRD SANCTUARY; TO REPLACE ARTICLE III RELATING TO IMPOUNDMENT OF ANIMALS; TO REPLACE ARTICLE IV RELATING TO RABIES CONTROL; TO REPLACE ARTICLE V RELATING TO DANGEROUS DOG CONTROL; TO REPLACE ARTICLE VI RELATING TO REGULATIONS FOR KEEPING OF ANIMALS; TO PROVIDE FOR RENAMING; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR RENUMBERING OR RELETTERING; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

The Ordinance was approved for the emergency and second reading by motion from Commissioner Daniel Yarbrough; seconded by Commissioner Marian Solomon-Gaines; all voted in favor and the motion carried.

A Resolution Declaring the Results of the Election and to Declare those Elected to Commission Posts for the Commission of the City of Waycross, Georgia – District 5, District 5, and Mayor was presented.

RESOLUTION 11-56

**A RESOLUTION TO DECLARE THE RESULT OF THE ELECTION
AND TO DECLARE THOSE ELECTED TO COMMISSION POSTS FOR THE
COMMISSION OF THE CITY OF WAYCROSS, GEORGIA –
DISTRICT 4, DISTRICT 5, AND MAYOR; AND FOR OTHER PURPOSES**

WHEREAS, an election was held in the City of Waycross on Tuesday, November 8, 2011 under and by virtue of the authority and provisions of the Charter of the City of Waycross and the Georgia Municipal Election Code for election to the position of the following Commission posts for the Commission of the City of Waycross, Georgia – District 4, District 5, and Mayor; and

WHEREAS, by certified return of the Municipal Superintendent of said election it appears that the following were the results of said election:

Contested Election District 4 Commission – City of Waycross

Diane Hopkins (I)	378
Lisa K. Stafford	157

No write-in votes – no prequalified write-in candidates.

Uncontested Election District 5 Commission – City of Waycross

Alvin D. Nelson	285
Write-in votes	15

Contested Election Mayor – City of Waycross

Clarence Billups (I)	1035
Leonard Burse, Jr.	628
Write-in votes	4

WHEREAS, it is the duty of the Commission of the City of Waycross to declare the results of the elections: and

WHEREAS, it appears that the following were elected to their respective offices:

Office of Commission – District 4
Office of Commission – District 5
Office of Mayor – At Large

Diane Hopkins
Alvin D. Nelson
Clarence Billups

WHEREAS, a special referendum election was held in the City of Waycross on Tuesday, November 8, 2011 under and by virtue of the authority and provisions of the Charter of the City of Waycross and the Georgia Municipal Election Code for the purpose of submitting to the voters the questions set forth below for approval or rejection; and

WHEREAS, by certified return of the Municipal Superintendent of said election it appears that the following were the results of said special election:

Shall the governing authority of the City of Waycross, Georgia be authorized to permit and regulate the package sales by retailers of malt beverages, wine and distilled spirits on Sundays between the hours of 12:30 P.M. and 11:30 P.M.?

YES votes	744
NO votes	898

Shall the governing authority of the City of Waycross, Georgia be authorized to permit and regulate sales by restaurants of malt beverages, wine and liquor on Sundays between the hours of 12:30 P.M. and 11:30 P.M.?

YES votes	781
NO votes	893

WHEREAS, it is the duty of the Commission of the City of Waycross to declare the results of the special referendum elections; and

WHEREAS, it appears that the following were the results of said special elections:

Sunday Sales by Retailers	NO
Sunday Sales by Restaurants	NO

WHEREAS, said matters being considered.

NOW THEREFORE, BE IT RESOLVED by the Commission of the City of Waycross, Georgia that the following persons are hereby declared duly and legally elected for the offices set opposite their names and shall hold office for a term of four years, beginning January 1, 2012 and ending December 31, 2015 and until their successors are duly elected and qualified:

Office of Commission – District 4
Office of Commission – District 5
Office of Mayor – At Large

Diane Hopkins
Alvin D. Nelson
Clarence Billups

BE IT FURTHER RESOLVED, by the Commission of the City of Waycross, Georgia that the results of the special referendum election are hereby declared to be as follows:

Sunday Sales by Retailers	NO
Sunday Sales by Restaurants	NO

SO RESOLVED this 15th day of November, 2011.

CITY OF WAYCROSS, GEORGIA

**BY: CLARENCE E BILLUPS
MAYOR**

ATTEST: JULIE DINKINS, City Clerk

Commissioner Marian Solomon-Gaines made the motion to approve A Resolution Declaring the Results of the Election and to Declare those Elected to Commission Posts for the Commission of the City of Waycross, Georgia – District 5, District 5, and Mayor as presented. Commissioner William Simmons seconded the motion. The Resolution passed with a vote of 5 – 0.

A Resolution of the City of Waycross, Georgia to Approve Amended Agreement Between the City of Waycross and Okefenokee Humane Society, Inc. was presented.

RESOLUTION NO. 11-57

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA
TO APPROVE AMENDED AGREEMENT BETWEEN THE CITY OF
WAYCROSS AND OKEFENOKEE HUMANE SOCIETY, INC.;
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Waycross approved an Agreement between the City of Waycross and the Okefenokee Humane Society, Inc. (“OHS”) on November 1, 2011, to provide for the safe and humane sheltering of stray or abused cats and dogs according to local and state Ordinances, rules and regulations; and

WHEREAS, the City of Waycross desires to amend the said Agreement with the OHS by deleting paragraph No. 16 relating to Board Recommendations; 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 and execute the Amended Agreement between the City of Waycross and the Okefenokee Humane Society, Inc., by deleting paragraph No. 16 relating to Board Recommendations. All other provisions of said Agreement relating to providing for the safe and humane sheltering of stray or abused cats and dogs impounded by the City's Animal Services and Control Officer shall remain unchanged.

BE IT FURTHER RESOLVED that the Mayor and City Clerk be and are hereby authorized, directed and empowered to execute the Amended Agreement in the name of the City of Waycross, Georgia.

SO RESOLVED, this 15th day of November, 2011.

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 of the City of Waycross, Georgia to Approve Amended Agreement Between the City of Waycross and Okefenokee Humane Society, Inc. as presented. Commissioner Diane Hopkins seconded the motion. All voted in favor and the Resolution passed with a vote of 5 – 0.

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

CITY OF WAYCROSS

**BY: Diane Hopkins
DIANE HOPKINS
MAYOR PRO TEM**

ATTEST:

Julie C. Dinkins
JULIE C. DINKINS, CITY CLERK

