

MINUTES
WAYCROSS CITY COMMISSION MEETING
TUESDAY, NOVEMBER 17, 2020
5:00 PM

The Commission of the City of Waycross held their Regular City Commission Meeting on Tuesday, November 17, 2020 in the Commission Chambers of City Hall. The meeting was called to order by Mayor Michael-Angelo James at 5:00 p.m. Members in attendance were: Mayor Michael-Angelo James, Commissioners Marian Solomon-Gaines, Norman Davis, Henry Strickland, and Diane Hopkins. Mayor Pro Tem John Threat was absent.

Chief Eddins offered the opening invocation. The Invocation was followed by the Pledge of Allegiance.

City Attorney Rick Currie set the following public hearings:

1. Set Public Hearing To Consider a Text Amendment to Article VII of the Waycross Zoning Ordinance, Tuesday, December 15, 2020, 4:30 p.m.

Mayor Michael-Angelo James announced testing at Ware County Health Department for COVID-19 testing and flu shots.

There were no public remarks on official action.

Mayor James presented the Consent Calendar as read by Acting City Clerk China Agu for consideration of official action as follows:

Approval of Minutes: Waycross City Commission Planning and Information Session and Executive Session, Monday, November 2, 2020, 5:00 p.m.; Waycross City Commission Meeting, Tuesday, November 3, 2020, 5:00 p.m.

An Ordinance was presented for second reading:

ORDINANCE NO. O20-23

**AN ORDINANCE TO ABANDON AND CLOSE AN UNOPENED ALLEY
BETWEEN HAINES AVENUE AND STEPHENSON STREET AS
HEREINAFTER DESCRIBED; TO AUTHORIZE A QUITCLAIM DEED; TO
ESTABLISH AN EFFECTIVE DATE; TO REPEAL CONFLICTING
ORDINANCES; AND FOR OTHER PURPOSES.**

Privilege license renewals were submitted as follows:

1. Fancy Sushi Inc., Lin XinFeng, 514 Mary Street, Waycross, GA, Consumption On Premises Beer and Wine

2. George's Liquor Store, Ritesh Kvmr Patel, 2401 ½ Plant Avenue, Waycross, GA, Package Sales Beer, Wine, and Liquor
3. Stop N Save #23, Vinaben Patel, 500 Memorial Drive, Waycross, GA, Package Sales Beer and Wine
4. Rodeo Mexican Restaurant, Leonides Escalera, 2020 Memorial Drive, Waycross, GA, Consumption On Premises Beer, Wine, and Liquor
5. Fork Stop, Indiraben Patel, 970 Vernon Willis Drive, Waycross, GA, Package Sales Beer and Wine
6. Stop N Save, Urmilaben Patel, 1333 South Georgia Parkway, Waycross, GA, Package Sales Beer and Wine
7. Gooley's Pizza Too, Stephanie Turner, 910 Memorial Drive, Waycross, GA, Consumption On Premises Beer and Wine
8. Cheers Package of GA LLC, Roy Rhodes, 508 City Blvd, Waycross, GA, Package Sales Beer, Wine, and Liquor
9. Harvey's Supermarket #1610, Samson Merger Sub LLC, 1312 Plant Avenue, Waycross, GA, Package Sales Beer and Wine

The Consent Calendar was approved by motion from Commissioner Norman Davis; seconded by Commissioner Diane Hopkins, and approved with a 4-0 vote.

A privilege license and privilege license renewal were submitted for approval:

1. B Jay's Package, Clifford V. Bogus, 703 Oak Street, Waycross, GA, Package Sales Beer, Wine, and Liquor
2. B Jay's Package, Clifford V. Bogus, 703 Oak Street, Waycross, GA, Package Sales Beer, Wine, and Liquor (Renewal)

Motion to approve was made by Commissioner Marian Solomon-Gaines; seconded by Commissioner Diane Hopkins. Discussion was made to amend the approval of the reading. Commissioner Marian Solomon-Gaines motion to approve no. 1 for the remainder of the year. Commissioner Diane Hopkins seconded the motion. Commissioner Marian Solomon-Gaines motion to approve privilege license renewal no. 2. Commissioner Diane Hopkins second the motion. Discussion was made. The privilege license and privilege license renewal were each approved with a 4-0 vote.

There were no bids presented for approval.

No ordinances were present for first readings.

A Resolution of the City of Waycross, Georgia to approve modification of loan agreement for GEFA loan number DW2020009 was presented for approval.

RESOLUTION NO. R20-103

**A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA, TO APPROVE
MODIFICATION OF LOAN AGREEMENT FOR GEFA LOAN NUMBER DW2020009;
AND FOR OTHER PURPOSES.**

Recipient: CITY OF WAYCROSS

Loan Number: DW2020009

WHEREAS, at a duly called meeting of the City of Waycross, Georgia (the “Borrower”) held on November 17, 2020, the following Resolution was introduced and adopted; and

WHEREAS, the Borrower has borrowed \$1,600,000.00 from the **GEORGIA ENVIRONMENTAL FINANCE AUTHORITY** (the “Lender”), pursuant to the terms of the Loan Agreement (the “Loan Agreement”), dated **JULY 7, 2020**, between the Borrower and the Lender; and

WHEREAS, the Borrower’s obligation to repay the loan made pursuant to the Loan Agreement is evidenced by a Promissory Note (the “Note”) dated **MAY 19, 2020**, of the Borrower; and

WHEREAS, the Borrower and Lender have determined to amend and modify the Note and the Loan Agreement (the “Modification”) between the Borrower and the Lender, the form of which has been presented to this meeting.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Waycross, Georgia, that the terms of the Modification are in the best interests of the City of Waycross and that the form, terms and conditions and the execution, delivery and performance of the Modification are hereby approved and authorized.

BE IT FURTHER RESOLVED that the Mayor, City Manager, City Finance Director, City Clerk and City Attorney are designated, authorized and directed to take the necessary action to forthwith execute, implement, attest and deliver, respectively, the Modification, and any related documents necessary to the consummation of the transactions contemplated by the Modification, hereby ratifying 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 17th day of November, 2020.

CITY OF WAYCROSS

BY: MICHAEL-ANGELO JAMES, Mayor

ATTEST:

MICHELLE LOVE, City Clerk

A Resolution of the City of Waycross, Georgia to approve modification of loan agreement for GEFA loan number DW2020009 was approved by motion from Commissioner Norman Davis; seconded by Commissioner Diane Hopkins. Discussion was made. Motion was approved by vote.

The Resolution of the City of Waycross, Georgia to approve loan agreement for GEFA loan number CW2020002 was presented for approval.

RESOLUTION NO. R20-104

A RESOLUTION OF THE CITY OF WAYCROSS, GEORGIA, TO LOAN AGREEMENT FOR GEFA LOAN NUMBER CW2020002; AND FOR OTHER PURPOSES.

Recipient: CITY OF WAYCROSS

Loan Number: CW2020002

WHEREAS, at a duly called meeting of the City of Waycross, Georgia (the “Borrower”) held on November 17, 2020, the following Resolution was introduced and adopted; and

WHEREAS, the Borrower has determined to borrow **\$2,500,000.00** from the **CLEAN WATER STATE REVOLVING FUND, ADMINISTERED BY THE GEORGIA**

ENVIRONMENTAL FINANCE AUTHORITY (the “Lender”) to finance a portion of the costs of acquiring, constructing, and installing the environmental facilities described in Exhibit A to the hereinafter defined Loan Agreement (the “Project), pursuant to the terms of the Loan Agreement (the “Loan Agreement”) between the Borrower and the Lender, the form of which has been presented to this meeting; and

WHEREAS, the Borrower’s obligation to repay the loan made pursuant to the Loan Agreement is evidenced by a Promissory Note (the “Note”) of the Borrower, the form of which has been presented to this meeting; and

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Waycross, Georgia, that the terms of the Loan Agreement and the Note (including the interest rate provisions, which shall be as provided in the Note) are in the best interests of the City of Waycross for the financing of the Project, and that the form, terms and conditions and the execution, delivery and performance of the Loan Agreement are hereby approved and authorized.

BE IT FURTHER RESOLVED that the Mayor, City Manager, City Finance Director, City Clerk and City Attorney are designated, authorized and directed to take the necessary action to forthwith execute, implement, attest and deliver, respectively, the Loan Agreement, and any related documents necessary to the consummation of the transactions contemplated in the Loan Agreement, hereby ratifying 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 17th day of November, 2020.

CITY OF WAYCROSS

BY: MICHAEL-ANGELO JAMES, Mayor

ATTEST:

MICHELLE LOVE, City Clerk

Commissioner Diane Hopkins made the motion to approve loan agreement for GEFA loan number CW2020002 as presented. Commissioner Marian Solomon-Gaines seconded the motion. Discussion was made. All voted in approval.

A Resolution of the City of Waycross, Georgia to appoint Douglas Gibson as Municipal Court Judge to approve the entry of an agreement setting out terms and conditions was presented for approval.

RESOLUTION NO. R20-105

**A RESOLUTION OF THE CITY OF WAYCROSS,
GEORGIA TO APPOINT DOUGLAS GIBSON AS
MUNICIPAL COURT JUDGE; TO APPROVE THE
ENTRY OF AN AGREEMENT SETTING OUT TERMS
AND CONDITIONS; AND FOR OTHER PURPOSES.**

WHEREAS, the Commission of the City of Waycross, Georgia is charged with the duty of appointing the Municipal Court Judge pursuant to Section 59 of the Charter of the City of Waycross and Waycross Code of Ordinances, Section 24-8; and

WHEREAS, the City Commission of the City of Waycross desires to appoint Douglas Gibson to serve as Judge of the City's Municipal Court through an Independent Contractor Service Agreement (hereinafter referred to as the "Agreement") and not as a City employee, a copy of which is attached hereto as an exhibit and incorporated herein as if fully set out; and

WHEREAS, the term is for one year commencing on January 1, 2021, and terminating on December 31, 2021; and said appointment shall be automatically renewed in January of each year for three (3) additional one (1) year terms unless the Judge is earlier terminated as set out in the agreement; and

WHEREAS, the salary shall be fixed at \$31,512.78 per year payable in twelve (12) equal monthly installments of \$2,626.07; 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 Douglas Gibson to serve as Municipal Court Judge upon the terms and conditions as fully set forth in the Independent Contractor Service 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 17th day of November, 2020.

CITY OF WAYCROSS

BY: MICHAEL-ANGELO JAMES, Mayor

**ATTEST:
MICHELLE LOVE, City Clerk**

A Resolution of the City of Waycross, Georgia to appoint Douglas Gibson as Municipal Court Judge to approve the entry of an agreement setting out terms and conditions was approved by motion from Commissioner Norman Davis; seconded by Commissioner Marian Solomon-Gaines. Commissioner Diane Hopkins opposed. Motion was approved with a 3-1 vote.

During last call, Commissioner Diane Hopkins thanked Ed Cady for giving food boxes to Public Safety Department. Commissioner Marian Solomon-Gaines discussed the Mayor's Motorcade and introducing new employees to the Commission. Commissioner Solomon-Gaines would like for Public Health to come in and discuss contact tracing. Commissioner Henry Strickland encouraged the community to be thankful and grateful. Commissioner Norman Davis wished everyone a Happy Thanksgiving. Mayor James thanked Human Resources for the birthday card.

Commissioner Norman Davis made the motion to adjourn the meeting. Commissioner Diane Hopkins seconded the motion. All voted in favor and Mayor Michael-Angelo James adjourned the meeting.

CITY OF WAYCROSS

ATTEST:



MICHELLE LOVE, City Clerk

BY:


MICHAEL-ANGELO JAMES, Mayor