

**MINUTES
MEETING OF THE BOARD OF COMMISSIONERS
CITY OF DOUGLAS
SEPTEMBER 27, 2010**

A Regular Meeting of the Board of Commissioners was held on Monday, September 27, 2010 at 7:10 P.M. The meeting was convened in the Council Chambers of City Hall with Mayor Jackie L. Wilson presiding. Mayor Pro Tem Ronnie Anderson, Commissioners Robert Moore, Dennis Josey, Johnnie Lee Roper and Marty Swain were in attendance. Commissioner Olivia Pearson was absent.

INVOCATION

Pastor Christopher K. Swinson gave the invocation.

PLEDGE OF ALLEGIANCE

The Coffee County School JROTC led The Pledge of Allegiance to the American Flag.

MINUTE ADOPTION

The following minutes were unanimously approved:

**Work Session..... September 13, 2010
Commission Meeting..... September 13, 2010**

A MOTION was made by Commissioner Robert Moore to approve the minutes of the previous meeting; it was seconded by Commissioner Marty Swain. The motion was unanimously carried by the Mayor and Commission. **(6-0)**

APPROVAL OF THE ORDER OF THE AGENDA

The Mayor and Commission unanimously approved **(6-0)** the order of the agenda with the condition that the City Attorney Jerome Adams will present an item with the recommendations of the Ethics Committee.

MOTION was made by Commissioner Dennis Josey, for approval of the order of the agenda; Mayor Pro Tem Ronnie Anderson seconded the motion.

APPROVAL OF THE APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

Upon recommendation from Ray Parker, Code Enforcement Officer, the Mayor and Commission unanimously approved **(6-0)** the request of Walgreen Company for an alcoholic beverage license for retail for Walgreen's Store # 11661 at 602 South Peterson Avenue.

A MOTION was made by Commissioner Johnnie Lee Roper for approval and seconded by Commissioner Marty Swain.

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**APPROVAL OF THE AIRPORT COMMISSION
APPOINTMENTS/REAPPOINTMENTS**

Upon recommendation from Dale Batten, Community Development Director, the Mayor and Commission unanimously approved **(6-0)** to reappoint Jim Rimes and Joey Hand, and to appoint John G. "Jay" Wooley II to serve on the Airport Commission. These appointments will be for three-year terms beginning October 1, 2010 and expiring September 30, 2013.

A MOTION was made by Commissioner Marty Swain for approval and seconded by Commissioner Johnnie Lee Roper.

**APPROVAL OF THE TRANSPORTATION ENHANCEMENT (TE) PROJECT
CHANGE ORDER**

Upon recommendation from Dale Batten, Community Development Director, the Mayor and Commission unanimously approved **(6-0)** the Change Order No. 1 in the amount of \$13,000.00 submitted by Jordan, Jones & Goulding, Inc., for a Flood Plain Analysis/No Rise Certification and Additional Environmental Permitting Services required by the Georgia Department of Transportation for the Transportation Enhancement Trestle Project to be installed on the Douglas Greenway Trail.

A MOTION was made by Mayor Pro Tem Ronnie Anderson for approval and seconded by Commissioner Johnnie Lee Roper.

APPROVAL OF THE GASKIN AVENUE- PHASE II PROJECT

Upon recommendation from Dale Batten, Community Development Director, the Mayor and Commission unanimously approved **(6-0)** to hold the bid received from Ricketson Construction Company in the amount of \$2,275,144.41 on the Gaskin Avenue Phase II project until March 2011 to allow for potential revenue needed to complete this project, provided that Mr. Ricketson execute an agreement to this effect.

A MOTION was made by Mayor Pro Tem Ronnie Anderson for approval and seconded by Commissioner Dennis Josey.

APPROVAL OF THE FIRE TOWER AT OLD PEAK FACILITY ON HWY 32 WEST

Upon receiving a recommendation from Mike Hudson, Gas Department Director, the Mayor and Commission unanimously approved **(6-0)** to declare the fire tower located on the old peak shaving plant facility on Highway 32 West to be surplus inventory and let the purchasing department take necessary action for the sale of this fire tower.

A MOTION was made by Commissioner Robert Moore for approval and seconded by Commissioner Marty Swain.

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APPROVAL FOR THE TRADITIONAL TRICK OR TREATING

Upon recommendation from Georgia Henderson, Central Services Director, the Mayor and Commission unanimously approved **(6-0)** for Door-to-Door Trick-or-Treating to be observed on Saturday, October 30, 2010 from 6:00 p.m. - 9:00 p.m., and that the community support the Hometown Harvest which will be held on Thursday, October 28, 2010, and the Fall Festival which will be hosted on Sunday, October 31, 2010 by the Coffee Ministerial Association at Central Square Complex. Through public service announcements, citizens who are participating in trick-or-treating will be asked to turn off their lights at 9:00 p.m. in keeping with the City's curfew. Trick-or-treaters will be advised not to park on city right-of-ways, private property without permission, or obstruct roadways. Those doing so will have their vehicle towed by the Douglas Police Department.

A MOTION was made by Commissioner Robert Moore for approval and seconded by Commissioner Marty Swain.

APPROVAL FOR THE ANNUAL BASKETBALL EQUIPMENT REQUEST FOR QUOTE

Upon recommendation from Jerald Guthrie, Purchasing Director, the Mayor and Commission unanimously approved **(6-0)** the request by Parks and Recreation Director, Roger Johnson, to allow approximately 660 youth t-shirts needed for the FY'2011 basketball season to be awarded to Moore than Graphics, a local vendor, for a total of \$3,320.00 which exceeds the low bid received by \$20.00 and/or .61%.

A MOTION was made by Commissioner Marty Swain for approval and seconded by Commissioner Robert Moore.

ANNOUNCEMENT OF THE COFFEE COUNTY PUBLIC BOARD OF TRUSTEES APPOINTMENT

Terrell Jacobs, City Manager, announced to the public and the Mayor and Commission that staff will continue to advertise this vacancy on Channel 13, due to not receiving any applications at this time.

COMMISSIONER'S COMMENTS

Commissioner Johnnie Lee Roper emphasized the importance of citizens using their recyclable bins instead of only using their regular trash bins.

Mayor Jackie L. Wilson informed citizens that recycling will start city wide the first week of October.

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APPROVAL OF THE ETHICS COMMITTEE'S RECOMMENDATIONS

Jerome Adams, City Attorney stated that Cheryl Cunningham recently filed five (5) separate ethic complaints against two (2) members of the city commission and three (3) city employees. Mr. Adams stated that he met with the Ethics Committee once to turn over the complaints to them. The Ethics Committee was comprised of the following individuals: Matthew Hennessy, Danita Haliburton and Lynne Gaskin.

Attorney Jerome Adams stated the following recommendation from the Ethics Committee:

Charles Davis complaint was dismissed due to the position he occupies with the city does not follow the guidelines set forth in the ethics ordinance.

Gloria Ricketson complaint was dismissed due to the position she occupies with the city does not follow the guidelines set forth in the ethics ordinance.

Terrell Jacobs's complaint was dismissed due to the complaint failing to state a claim which the Ethics Committee has the authority to review.

Upon recommendation from Jerome Adams, City Attorney the Mayor and Commission unanimously approved **(6-0)** the recommendation of accepting the report of the Ethics Committee on the complaint against Charles Davis, Gloria Ricketson and Terrell Jacobs.

A MOTION was made by Commissioner Robert Moore for approval and seconded by Commissioner Dennis Josey.

Mr. Adams stated that the complaint against Mayor Wilson was dismissed due to the complaint failing to state a claim which the ethics committee has the authority to review.

Mr. Adams requested for Mayor Wilson to remove herself from the council room so the commission could consider accepting this report from the Ethics Committee on the complaint against Mayor Wilson. Mr. Adams recommended for Mayor Pro Tem Ronnie Anderson to preside and to handle this matter.

Upon recommendation from Jerome Adams, City Attorney, the Mayor and Commission unanimously approved **(6-0)** the recommendation of accepting the report of the Ethics Committee on the complaint against Mayor Jackie L. Wilson.

A MOTION was made by Commissioner Robert Moore for approval and seconded by Commissioner Dennis Josey.

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Mr. Adams stated that the complaint against Mayor Pro Tem Ronnie Anderson was dismissed due to the complaint failing to state a claim which the Ethics Committee has the authority to review. (Mayor Pro Tem Ronnie Anderson removed himself from the council room while action was being taken on this matter)

A MOTION was made by Commissioner Robert Moore for approval and seconded by Commissioner Johnnie Lee Roper.

Jerome Adams, City Attorney stated that this concluded the matters of the ethics complaint that was filed by Ms. Cheryl Cunningham. Mr. Adams commended the Ethics Committee on a job well done. Mr. Adams also stated that the Ethics Committee spoke to all parties involved and took their position serious along with a considerable amount of thought process.

GENERAL COMMENTS

Georgia Henderson, Central Service Director, informed the citizens that registration has started for the Festival of Lights Christmas Parade; the theme for this year is "I'm Dreaming of a Green Christmas".

Ms. Henderson informed citizens that the Recycling Program will start the first week of October. The schedule for the pickup will be on the city website and Channel 13.

Ms. Henderson stated that tickets are on sale for the Legacy and Lanterns Tour. This event will be held on Friday, October 29, 2010 at 6:30 p.m.

Ms. Henderson also stated that the Festival on the Square will be held on Saturday, November 6, 2010, along with the Gigantic Yard Sale starting at 7:00 a.m.

ADJOURNMENT

With there being no further business to discuss in the regular meeting, a motion was made to adjourn by Commissioner Bob Moore and seconded by Mayor Pro Tem Ronnie Anderson and approved by all at 7:25 p.m. to adjourn.

UTILITY COMMITTEE

The Mayor and Commission met concerning the request of Tammy Tim being reimbursed for the amount \$1,061.00 for her loss of revenue at Tammy's Unique Fashion located at 508 South Gaskin Avenue, due to her utilities not being reconnected on the same day she paid her bill along with the cut-on fee.

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After much discussion, Commissioner Robert Moore made a **MOTION** to reimburse Ms. Tim zero dollars (\$0). Mayor Pro Tem Ronnie Anderson seconded the motion with Commissioner Dennis Josey voting in favor of the motion. Commissioner Johnnie Lee Roper and Commissioner Marty Swain voted against the **Motion**. Mayor Wilson did not vote on this issue.

ADJOURNMENT

The Mayor and Commission unanimously approved **(5-0)** the motion to adjourn the meeting at 8:20 p.m.

Jackie L. Wilson, Mayor

Wynetta Bolder, City Clerk